

**ORDINANCE 2016-14 OF THE TOWNSHIP OF BERLIN, COUNTY OF CAMDEN,
AND STATE OF NEW JERSEY, REVISING, AMENDING AND SUPPLEMENTING
CHAPTER 320 OF THE CODE OF THE TOWNSHIP OF BERLIN ENTITLED
“VEHICLES AND TRAFFIC”**

WHEREAS, Chapter 320 of the Code of the Township of Berlin, entitled “Vehicles and Traffic” regulates, generally, operation, parking and use of vehicles on public and private roadways and properties within the Township of Berlin; and

WHEREAS, Chapter 320 has not been substantively reviewed, revised and/or updated since its adoption in 1995; and

WHEREAS, the Township Engineer of the Township of Berlin has made recommendations to update Chapter 320 to current standards applicable to such matters and to reflect existing conditions regarding traffic, parking and/or use of vehicles within the Township; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Governing Body is authorized to enact and amend ordinances as deemed necessary for the preservation of the public health, safety and welfare and as may be necessary to carry into effect the powers and duties conferred and imposed upon the Township by law; and

NOW THEREFORE BE IT ORDAINED, by the Mayor and the Township Council of the Township of Berlin, as follows:

SECTION 1: Chapter 320, entitled “Vehicles and Traffic,” is hereby amended, revised and/or supplemented by creating new Articles I through IV and combining, deleting and/or renaming certain sections of the Chapter as shown in the following tables numbered (1) and (2):

(1) New Articles and Section Numbers and/or Titles

<u>New Article Number</u>	<u>Section Numbers</u>	<u>Article/Section Title</u>
Article I	320-1	General Provisions
	320-2	Definitions; usage
		Observance of lawful orders and posted traffic regulations
	320-3	Authority to close streets
	320-4	Parking regulations not exclusive
	320-5	Severability
	320-6	Repealer; Preservation of authority to enforce
Article II		Parking Restrictions
	320-7	Police emergency and/or state of emergency

	320-8	Snow emergencies
	320-9	Traffic control during street construction, maintenance operations and utility work
	320-10	Parking time limited on certain streets
	320-11	Parking prohibited during street cleaning
	320-12	Parking prohibited at all times on certain streets
	320-13	Disabled vehicles
	320-14	Parking of certain vehicles prohibited
	320-15	Parking in front yards
Article III		Vehicle and Travel Limitations
	320-16	Vehicle weight limits designated
	320-17	Routes for trucks over 5 tons
	320-18	One-way streets
	320-19	Through streets
	320-20	Stop intersections
	320-21	Yield intersections
	320-22	Do Not Block the Box Intersections
	320-23	Turn prohibitions
	320-24	No turn on red
	320-25	Bus stops
	320-26	Lane use reservations
	320-27	Handicapped parking
	320-28	Regulation of movement and parking on public and private property
	320-29	No-passing zones
	320-30	Speed limits
Article IV		Administration and Enforcement
	320-31	Persons Authorized to Enforce
	320-32	Towing and/or Removal of Vehicles in Violation
	320-33	Violations and Penalties

(2) Disposition List

<u>Old Section Number</u>	<u>New Section Number</u>
320-1	320-1
320-2	320-3
320-3	320-2
320-4	320-32
320-5	320-33
320-6	320-5
320-7	320-6
320-8	320-4
320-9	320-7
320-10	320-8

320-11	320-8
320-12	320-9
320-13	DELETED
320-14	320-10
320-15	320-11
320-16	320-12
320-17	DELETED
320-18	320-13
320-19	320-14
N/A	320-15 (NEW)
320-20	320-17
320-21	320-16
320-22	320-18
320-23	320-19
320-24	320-20
320-25	320-21
N/A	320-22 (NEW)
320-26	320-23
320-27	320-24
320-28	DELETED
320-29	320-25
320-30	DELETED
320-31	320-26
320-32	320-27
320-33	320-28
320-34	320-29
320-35	320-30
N/A	320-31 (NEW)
N/A	320-32
N/A	320-33

SECTION 2: Chapter 320, Article I, entitled "General Provisions," Section 320-1, entitled "Definitions; Usage," is hereby revised, amended and/or supplemented to read as follows:

320-1 Definitions; Usage

- A. As used in this Chapter, except where a specific definition is set forth elsewhere herein, the following words shall have the following meanings:

CHIEF OF POLICE or CHIEF

The Chief of Police of the Berlin Township Police Department, or his or her designee.

DEPARTMENT OF TRANSPORTATION or NJDOT

The Department of Transportation of the State of New Jersey and/or any division, bureau or agency therein or thereof.

DISABLED VEHICLE

A vehicle that is or has been rendered inoperable and/or is otherwise incapable of being moved under its own power and/or by its own means. As used herein, the term "disabled vehicle" does not include a "junk vehicle" as that term is defined in Section 249-4 of this Code.

DRIVEWAY

A defined paved surface or durable wearing surface, such as crushed stone, brick, or other such materials, providing vehicular access to a street and designated off-street parking space(s). A driveway is not a road, street, boulevard, highway, parkway, lawn or landscaped area. If the driveway connects to a curbed street, each end of the driveway connecting to the street must have a curb cut.

FRONT YARD

That area of a property from the front line of a building or structure located on the property to the curb or street, whichever is applicable.

GOVERNING BODY

The Mayor and Township Council of the Township of Berlin.

MUNICIPAL COURT

The Berlin Township Municipal Court or such other court the Governing Body has designated as having the authority of a municipal court for the Township of Berlin.

TOWNSHIP

The Township of Berlin.

TOWNSHIP ENGINEER

The Engineer of the Township of Berlin as appointed and/or designated by the Governing Body.

- B. Any words and phrases used in this Chapter which are not specifically defined herein but are specifically defined in Title 39 of the Revised Statutes of the State of New Jersey shall have the meanings ascribed to them in Title 39.
- C. Whenever certain hours are identified in this Chapter, they shall mean either Eastern Standard Time or Eastern Daylight Savings Time, as the case may be.

SECTION 2: Chapter 320, Article I, entitled "General Provisions," Section 320-2, entitled "Observance of lawful orders and posted traffic regulations" (formerly Section 320-3), is hereby revised, amended and/or supplemented to read as follows:

320-2 Observance of lawful orders and posted traffic regulations

It shall be unlawful for any person operating a vehicle on any street or portion thereof within the Township of Berlin to disobey and/or fail to follow the order, direction or other signal of any police officer or other properly authorized official of the Township of Berlin or to disobey or fail to follow the traffic instructions set forth on any properly posted traffic control device or traffic signal. Any person found guilty of violating any provision of this Chapter shall be subject to the penalties set forth in Article IV hereof.

SECTION 3: Chapter 320, Article I, entitled "General Provisions," Section 320-3, entitled "Authority to close streets" (formerly Section 320-2), is hereby revised, amended and/or supplemented to read as follows:

320-3 Authority to close streets

- (A) The Chief of Police is hereby authorized to provide by regulation for the closing of any street or portion thereof to motor vehicle traffic on any day or days during specified hours whenever he finds that such closing is necessary for the preservation of the public health, safety or welfare. In the event of such closure, proper warning signs advising of such closure shall be posted on the affected street or streets, or any closed portion thereof, during the time same is closed pursuant to this Section.
- (B) Any regulation adopted that mandates the closing of any street or portion thereof for a period in excess of 48 consecutive hours shall not be effective unless and until it has been submitted to and approved by the Commissioner of the Department of Transportation.

SECTION 4: Chapter 320, Article I, entitled "General Provisions," Section 320-4, entitled "Parking regulations not exclusive" (formerly Section 320-8), is hereby revised, amended and/or supplemented to read as follows:

320-4 Parking regulations not exclusive

Notwithstanding anything herein, the provisions of this Chapter limiting and/or restricting parking shall be construed in addition to and not to the exclusion of statutory restrictions regarding same as set forth in N.J.S.A. 39:4-138 and/or any other applicable statute or regulation, and the operation of any vehicle on or upon the streets of the Township of Berlin in accordance with the requirements of this Chapter shall not relieve any person operating such vehicle from the obligation to obey said statutes and/or regulations as applicable.

SECTION 5: Chapter 320, Article I, entitled "General Provisions," Section 320-6, entitled "Repealer" (formerly Section 320-7), is hereby revised, amended and/or supplemented to read as follows:

320-6 Repealer; Preservation of authority to enforce

All ordinances or parts of ordinances in conflict with or inconsistent with the provisions of this Chapter are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act committed or done in violation of any previous version of this Chapter or any ordinance hereby repealed prior to the effective date hereof.

SECTION 6: Chapter 320, Article II, entitled "Parking Restrictions," Section 320-7, entitled "Police emergency and/or state of emergency" (formerly Section 320-9), is hereby revised, amended and/or supplemented to read as follows:

320-7 Police emergency and/or state of emergency

- A. Upon declaration of a temporary police emergency or general state of emergency, there shall be no parking upon streets or sections of streets where temporary "POLICE EMERGENCY" and/or "NO PARKING" signs are displayed. The Chief of Police, or his or her designee, and the Township Engineer shall have the authority to declare an emergency as he or she deems appropriate, and to direct the posting of such signs as may be required by law to effectuate same, including but not limited to in the event of accidents, fire, public celebrations or weather conditions, other than snow emergencies governed by Section 320-10 of this Chapter, and such other emergencies that dictate or require avoidance of hazards or other conditions which interfere with the free flow of traffic.
- B. Notice that any temporary signs are being or will be posted pursuant to this Section shall be given to the operator and/or owner of any vehicle which has been parked prior to the declaration of such emergency and prior to the posting of such signs.

SECTION 7: Chapter 320, Article II, entitled "Parking Restrictions," Section 320-8, entitled "Snow emergencies" (formerly Sections 320-10 and 320-11), is hereby revised, amended and/or supplemented to read as follows:

320-8 Snow Emergencies

- A. Snow Emergency; Duration.
 - (1) Notwithstanding anything to the contrary in Section 320-6, and in addition thereto, a state of emergency is declared to exist within the municipal limits of the Township of Berlin whenever there shall be a snowfall of two (2) inches or more.
 - (2) In the event a snow emergency is in effect as set forth above, it shall be presumed to continue for a period of 24 hours after the cessation of snowfall, except that the snow emergency shall continue on those streets of the Township of Berlin from which the snow has not been removed until such time as the snow has been removed, provided that any lawfully required temporary signs are placed or posted

by the Township of Berlin indicating that parking is prohibited on said streets while the Township is engaged in or is about to engage in the clearance or removal of snow therefrom. Said temporary signs prohibiting parking shall be posted when work is about to commence and shall be removed when the work is completed or upon the expiration of the snow emergency period established herein, whichever event occurs later.

- (3) Notwithstanding anything in this Section to the contrary, in the event the Chief of Police, his or her designee and/or the Township Engineer shall determine at any time following the expiration of a snow emergency that parking on any street or streets will interfere with the normal flow of traffic, the snow emergency shall be deemed to be extended and the temporary no parking signs may remain for such additional period of time as the Chief of Police and/or Township Engineer determine that the conditions are such that parking on any such street or streets will no longer interfere with the normal flow of traffic.

B. Parking prohibitions.

- (1) In order to afford the Township the opportunity to clear the streets of snow and to open the highway to traffic, during the period of any snow emergency as defined in Section 320-7(A), no vehicle, however propelled, shall be allowed to stand or park, whether attended or not, upon any street of the Township of Berlin, except for picking up or discharging passengers in the case of an omnibus or for picking up or delivering essentials or commodities in the case of any other vehicle.
- (2) Notwithstanding anything to the contrary Section 320-7(B)(1), and in addition thereto, during a snow emergency no vehicles shall be parked on either side of the following designated streets or highways, for the entire length of roadway identified herein, for any reason and at any time and regardless of whether a temporary no parking sign has been posted:

Name of Street	Sides	Location
Bate Avenue	Both	Entire length
Chestnut Avenue	Both	Entire length
Commerce Lane	Both	Entire length
Cushman Avenue	Both	Entire Length
Day Avenue	Both	Eastern edge of Township Property to Route 73
Fairview Avenue	Both	Entire length
Franklin Avenue	Both	Entire length
Grove Avenue	Both	Entire length
Harker Avenue	Both	Entire length
Heights Avenue	Both	Entire length
Lester Avenue	Both	Entire length
Lucas Avenue	Both	Entire length
Minck Avenue	Both	Entire length

Mt. Vernon Avenue	Both	Entire length
Taunton Avenue	Both	Entire length
Veteran's Avenue	Both	Entire length
Washington Avenue	Both	Entire length

C. Removal of vehicles.

Any unoccupied vehicle parked or standing in violation of this section shall be deemed a nuisance and a menace to the safe and proper regulation of traffic and shall be subject to the towing and/or removal provisions of Article IV of this Chapter.

SECTION 8: Chapter 320, Article II, entitled "Parking Restrictions," Section 320-11, entitled "Parking prohibited during street cleaning" (formerly Section 320-15), is hereby revised, amended and/or supplemented to read as follows:

320-11 Parking prohibited during street cleaning

No person shall cause or permit to be parked any motor vehicle upon any of the streets or parts of streets within the Township during the times specified for street cleaning as same are published in the Township newsletter and/or Township website, as same may be amended from time to time in the sole discretion of the Director of the Berlin Township Department of Public Works

SECTION 9: Chapter 320, Article II, entitled "Parking Restrictions," Section 320-12, entitled "Parking prohibited at all times on certain streets" (formerly Section 320-16), is hereby revised, amended and/or supplemented by deleting all references to "Franklin Avenue" and replacing them with the following new reference:

Name of Street	Sides	Location
Franklin Avenue	Both	Entire length from Route 73 to the Berlin Township/Berlin Borough corporate line

SECTION 10: Chapter 320, Article II, entitled "Parking Restrictions," Section 320-13, entitled "Parking prohibited at all times on certain streets" (formerly Section 320-18), is hereby revised, amended and/or supplemented to read as follows:

320-13 Disabled vehicles

No person shall park a disabled vehicle, as defined herein, or a junk vehicle, as defined in Section 249-4 of this Code, upon any street within the Township of Berlin.

SECTION 11: Chapter 320, Article II, entitled "Parking Restrictions," Section 320-14, entitled "Parking of certain vehicles prohibited" (formerly Section 320-19), is hereby revised, amended and/or supplemented to read as follows:

320-14 Parking of certain vehicles prohibited

No person shall park a truck over five (5) tons' gross weight, a school bus or any other type of bus, a recreational vehicle, camper, boat or trailer upon any of the streets of the Township of Berlin overnight.

SECTION 12: Chapter 320, Article II, entitled "Parking Restrictions," is hereby revised, amended and/or supplemented to add a new Section 320-15, entitled "Parking in front yards," to read as follows:

320-15 Parking in front yards

- A. Motor vehicle, camper, trailer or boat five tons or less.

No person shall park a motor vehicle of any type or a camper, trailer or boat with a gross weight of five tons or less and/or a length of less than 20 feet on or upon a front yard of a property, other than in a driveway.

- B. Motor vehicle, camper, trailer or boat over five tons.

No person shall park a motor vehicle of any type or a camper, trailer or boat with a gross weight of more than five tons and/or a length of greater than 20 feet on or upon the front yard of a property. Such motor vehicles, campers, trailers or boats may be parked behind the front yard or applicable front yard setback line pursuant to the zoning for the area, whichever is further from the street, provided such vehicles and boats are adequately buffered from the view of adjacent property with a row of arborvitae at least eight feet high, or other similar provisions for screening and buffering which is acceptable to the Township, for the full length of the motor vehicle, camper, trailer or boat. Such motor vehicles, campers, trailers or boats shall not be parked in the driveway of a property between the hours of 9:00 p.m. and 6:00 a.m.

- C. No parking in public streets.

Notwithstanding anything in this chapter to the contrary, parking of any camper, trailer or boat on public streets shall be strictly prohibited at all times.

- D. Temporary parking permit.

The owner of a property, or a member of the owner's household, may apply for a temporary parking permit for motor vehicles, campers, trailers or boats for a parking arrangement inconsistent with the aforementioned restrictions. The owner or member of the owner's household shall make application to the Police Department of the Township of Berlin for such permits. The information on the permit shall contain the name and address of the property owner, the name and

address of the member of the owner's household receiving such permit, where applicable, the make, model, and vehicle identification number or other such identification of the vehicle, the date of issue, and the date of expiration, as well as the signature of an authorized member of the Police Department. Permits may be issued by the Police Department for a time period of up to two weeks for the first permit. No owner or member of the owner's household shall receive more than two permits per year, which may be issued consecutively, for a maximum period of four weeks per year. The parking permit shall be prominently displayed on or in the vehicle in such a manner that the permit is protected from the weather and may be viewed by any person.

SECTION 13: Chapter 320, Article III, entitled "Vehicle and Travel Limitations," Section 320-17, entitled "Routes for trucks over five tons" (formerly Section 320-20), is hereby revised, amended and/or supplemented to read as follows:

320-17 Routes for trucks over five tons

In accordance with N.J.S.A. 40:67, as same may be amended from time to time, the streets or parts of streets identified in Section 320-19 are hereby designated as routes for vehicles over five (5) tons. All trucks having a combined registered gross weight of vehicle plus load in excess of five (5) tons shall be excluded from all streets except for those streets listed in Section 320-19 which form a part of the system of truck routes. Vehicles will be permitted on all streets for the purpose of the pickup and delivery of materials.

SECTION 14: Chapter 320, Article III, entitled "Vehicle and Travel Limitations," Section 320-19, entitled "Through streets" (formerly Section 320-23), is hereby revised, amended and/or supplemented by amending the following street references as follows:

Name of Street	Limits
Centurian Drive	From Clover Avenue to Chestnut Avenue
Division Street/Spruce Street	From Larch Avenue to Chestnut Avenue
Chestnut Avenue (fka Maple)	From Berlin Township/Berlin Borough corporate to Cooper Road (CR 713)
Chestnut Avenue (fka Maple)	From Cooper Road (CR 713) to easterly most terminus
Magnolia Avenue (fka Second Street)	From Cushman Avenue to Chestnut Avenue

SECTION 15: Chapter 320, Article III, entitled "Vehicle and Travel Limitations," is hereby revised, amended and/or supplemented by adding a new Section 320-22, entitled "Do Not Block the Box Intersections" as follows:

320-22 Do Not Block the Box Intersections

The following intersections shall be marked on the ground as "Do Not Block the Box" intersections and no driver shall enter said marked intersections unless there is sufficient

space on the other side of the intersection to accommodate the vehicle without obstructing the passage of other vehicles or pedestrians:

Intersections

Franklin Avenue & Grove Avenue
Washington Avenue & Mt. Vernon Avenue

SECTION 16: Chapter 320, Article III, entitled "Vehicle and Travel Limitations," Section 320-23, entitled "Turn prohibitions" (formerly Section 320-26), is hereby revised, amended and/or supplemented to read as follows:

320-23 Turn prohibitions

No person shall make a turn at any location listed below in violation of the prohibited movement as described herein:

Intersection	Turn Prohibited	Movement Prohibited
Minck & Walker Avenues	Left	From Minck Avenue onto Walker Avenue
Walker & Veteran's Avenues	Left	From Walker Avenue onto Veteran's Avenue
Route 73 & Jackson Road	Right	From Route 73 southbound to Jackson Road westbound

SECTION 17: Chapter 320, Article III, entitled "Vehicle and Travel Limitations," Section 320-24, entitled "No turn on red" (formerly Section 320-27), is hereby revised, amended and/or supplemented to read as follows:

320-24 No turn on red

No person shall make a right turn on the red signal at any of the following locations:

Intersection	Movement Prohibited
Franklin Avenue & Route 73	No right turn on red between 7:00A.M. and 7:00P.M.
Franklin Avenue & Haddon Road	No right turn on red from Franklin Avenue eastbound onto Haddon Avenue southbound

SECTION 18: Chapter 320, Article III, entitled "Vehicle and Travel Limitations," Section 320-25, entitled "Bus stops" (formerly Section 320-29), is hereby revised, amended and/or supplemented to read as follows:

320-25 Bus stops

The following locations are hereby designated as bus stops:

Street
Walker Avenue

Location
Northeast side, 180 feet northwest of Veteran's Avenue

SECTION 19: Chapter 320, Article III, entitled "Vehicle and Travel Limitations," Section 320-27, entitled "Handicapped Parking" (formerly Section 320-32), is hereby revised, amended and/or supplemented to read as follows:

320-27 Handicapped parking

A. Handicapped parking in municipal and/or municipally owned and operated parking lots and Board of Education property.

1. In accordance with the provisions of N.J.S.A. 39:4-197, as same may be amended from time to time, the following off-street parking yards and Board of Education property designated herein and shown on a sketch maintained in the office of the Township Clerk and NJDOT are hereby established as handicapped parking areas:

Property	Number of Spaces
Berlin Township Municipal Complex 135 Route 73 South, West Berlin	5
John F. Kennedy School Mt. Vernon Avenue, West Berlin	4
Dwight D. Eisenhower School Grove Avenue, West Berlin	4
Berlin Township Board of Education Building Grove Avenue, West Berlin	1

2. The parking spaces and/or areas designated in Section 320-32(B)(1) are for use by persons who have been issued special identification cards, plates or placards issued by the New Jersey Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other persons shall be permitted to park in these spaces.

B. [RE-LETTERED FROM C WITH NO OTHER CHANGE]

C. [RE-LETTERED FROM C WITH NO OTHER CHANGE]

D. The owners of the premises referred to in Sections C and D of this Section 320-27 shall provide and install signs and pavement markings for each parking space reserved for the use of handicapped persons, which signs and markings shall be in accordance with the Manual on Uniform Traffic Control Devices. The cost of procurement and installation of the signs and pavement markings shall be the responsibility of the owner of said property. The owner shall, subsequent to initial

procurement and installation, maintain such signs and pavement markings in good condition at no cost or expense to the Township of Berlin. The owner shall be responsible for the repair, restoration or replacement of same, including without limitation the replacement of any such sign to reflect current statutory penalties within thirty (30) days of any change in said penalty amount.

SECTION 20: Chapter 320, Article III, entitled "Vehicle and Travel Limitations," Section 320-28, entitled "Regulation of movement and parking on public and private property" (formerly Section 320-33), is hereby revised, amended and/or supplemented to read as follows:

320-28 Regulation of movement and parking on public and private property

A. All movement of traffic and parking on the public and private property described herein shall be subject to the regulations and/or controls set forth in this Section 320-27. Except as otherwise provided hereinbelow, and in addition thereto, all movement of traffic on such property shall be subject to the following uniform controls and/or regulations in accordance with the provisions of N.J.S.A. 39:4-197, as same may be amended from time to time:

- 1. All vehicles must park in the designated area(s) between the painted lines.
- 2. The speed limit in all directions of traffic in any parking lot shall be 15 M.P.H.
- 3. Any vehicle parked in a space reserved for parking of certain vehicles shall be properly identified as authorized to park in such reserved parking space.
- 4. Any vehicle parked in violation of any provision of this Section 320-27 shall be subject to the violations and penalties set forth in Article IV of this Chapter.

B. Regulation of movement and parking of traffic on municipal property and Board of Education property.

- 1. Berlin Township Municipal Complex, 135 Route 73 South, West Berlin
 - (a) Stop intersections. Pursuant to the provisions of N.J.S.A. 39:4-140, as same may be amended from time to time, the following intersections within the Municipal Complex are hereby designated as stop intersections and stop signs shall be provided therein:

Intersection	Stop Sign On
Exit drive for front parking area at N.J.S.H. Route 73	Exit drive
Exit drive for front parking area at Day Avenue	Exit drive

One-way drive from rear parking at front parking area	One-way drive
Exit drive from rear parking area at Day Avenue	Exit drive
Tax Collector's Office drive-up lane at the main aisle for the rear parking area	Tax Collector's drive

- (b) Reserved parking. This parking lot has reserved parking for certain vehicles which spaces are marked as such.

2. Berlin Township Schools Administration Building, 225 Grove Avenue, West Berlin

- (a) The speed limit for both directions of travel on Resource Way shall be limited to 15 MPH for the entire length thereof.
- (b) The following described streets or parts thereof are hereby designated as one-way streets in the direction indicated:

Street	Direction	Limits
Resource Way	South	Entire length

- (c) Pursuant to the provisions of N.J.S.A. 39:4-140, as same may be amended from time to time, the following intersections are hereby designated as stop intersections and stop signs shall be installed thereon:

Intersection	Stop Sign On
Resource Way and Washington Avenue	Resource Way

3. Dwight D. Eisenhower School, 235 Grove Avenue, West Berlin

- (a) The speed limit for both directions of travel on Eisenhower Way shall be limited to 15 MPH for the entire length thereof.
- (b) The following described streets or parts thereof are hereby designated as one-way streets in the direction indicated:

Street	Direction	Limits
Eisenhower Way	Counterclockwise	Entire length

- (c) No person shall stop or stand a vehicle during the hours specified below on any day upon any of the following streets or parts thereof:

Street	Side	Hours	Location
Eisenhower Way	East	All	Entire length

- (d) The following locations are hereby designated as bus stops. No vehicle other than an omnibus picking up or discharging passengers shall be permitted to occupy said location during the hours indicated:

Street	Hours	Location
Eisenhower Way	All	As per site plan

- (e) Pursuant to the provisions of N.J.S.A. 39:4-140, as same may be amended from time to time, the following intersection and stop sign shall be installed thereon:

Intersection	Stop Sign On
Eisenhower Way and Grove Avenue	Exist of Eisenhower Way

4. John F. Kennedy School, 228 Mt. Vernon Avenue, West Berlin

- (a) The speed limit for both directions of travel on J.F. Kennedy Drive shall be limited to 15 MPH for the entire length thereof.
- (b) The following described streets or parts thereof are hereby designated as one-way streets in the direction indicated:

Street	Direction	Limits
J.F. Kennedy Drive	Counterclockwise	Entire length

- (c) No person shall stop or stand a vehicle during the hours specified below on any day upon any of the following streets or parts thereof:

Street	Side	Hours	Location
J.F. Kennedy Drive	West	All	Entire length

- (d) The following locations are hereby designated as bus stops. No vehicle other than an omnibus picking up or discharging passengers shall be permitted to occupy said location during the hours indicated:

Street	Hours	Location
J.F. Kennedy Drive	All	As per site plan

- (e) On an annual basis, in August each year, the Chief of Police shall issue 10 parking permit decals to be distributed by the J.F. Kennedy school officials, in their sole discretion, for use at the J.F. Kennedy school premises which decals shall remain effective for the upcoming school year.

(f) Restricted parking.

The following restrictions shall apply between the hours of 8:00A.M. to 9:00A.M. and 2:00P.M. to 4:00P.M., Monday through Friday, on any and all school days:

- (i) only those vehicles which have been issued a parking permit decal in accordance with this section shall be permitted to park in designated parking areas and spaces; and
- (ii) only the following vehicles are permitted to enter J.F. Kennedy Drive:
 - (A) school buses;
 - (B) vehicles displaying a parking permit decal issued in accordance with this section; and
 - (C) vehicles with handicapped license tags or placards, provided the driver is transporting a handicapped student, employee or visitor to the school or is accessing the drive for the purpose of utilizing the handicapped parking spaces. Use of a handicapped license tag or placard to enter the drive for the sole purpose of transporting a student, employee or visitor to school who is not handicapped shall be a violation of this section subject to the penalty provisions set forth in Article IV of this Chapter.

(g) Pursuant to the provisions of N.J.S.A. 39:4-140, as same may be amended from time to time, the following intersection and stop sign shall be installed thereon:

Intersection	Stop Sign On
J.F. Kenndey Drive and Mt. Vernon Avenue	Exit of J.F. Kennedy Drive
Parking area along the rear of the building and Washington Avenue	Exist lane of parking area

C. Regulation of the movement and parking of traffic on certain private property.

In accordance with the provisions of N.J.S.A. 39:5A-1, as same may be amended from time to time, the regulations of Subtitle 1 of Title 39 shall be applicable to the properties listed below in accordance with the provisions hereof. To the extent not otherwise set forth herein, limitations and/or restrictions regarding parking, speed

limits, stop signs and intersections for each property identified herein shall be enforced as shown on the last approved site plan on file for each property.

1. Greenway Village Apartments, 208 Route 73, West Berlin.
 - (a) The speed limit for both directions of travel on Greenway Drive and North Drive shall be limited to 15 MPH for the entire lengths thereof.
 - (b) The following intersections are hereby designated as stop intersections and stop signs shall be installed thereon:

Intersection	Stop Sign On
Greenway Drive and North Drive	Greenway Drive

- (c) No person shall stop or stand a vehicle during the hours specified below on any day upon any of the following streets or parts thereof:

Street	Side	Hours	Location
All Drives	Both	All	Entire length

2. Heritage Court Apartments, Blaine and Harrison Avenues, West Berlin.
 - (a) The speed limit for both directions of travel on East Drive and West Drive shall be limited to 15 MPH for the entire lengths thereof.
 - (b) The following intersections are hereby designated as stop intersections and stop signs shall be installed thereon:

Intersection	Stop Sign On
East Drive and Blaine Avenue	East Drive
East Drive and Harrison Avenue	East Drive
West Drive and Blaine Avenue	West Drive
West Drive and Harrison Avenue	West Drive

- (c) No person shall stop or stand a vehicle during the hours specified below on any day upon any of the following streets or parts thereof:

Street	Side	Hours	Location
All Drives	Both	All	Entire length
Frontage (north)	Both	All	Entire length
Frontage (south)	Both	All	Entire length

3. Walmart Store, 265 Route 73, West Berlin. As per last revised site plan.
4. Berlin Circle Plaza, 200 Route 73 North, West Berlin.

- (a) The speed limit for both directions of travel on East Drive, North Drive, South Drive, West Drive, Road A, Road B and Road C shall be limited to 15 MPH for the entire lengths thereof.
- (b) The following intersections are hereby designated as stop intersections and stop signs shall be installed thereon:

Intersection	Stop Sign On
North Drive and West Drive	North Drive
South Drive and Road B	South Drive

- (c) No person shall stop or stand a vehicle during the hours specified below on any day upon any of the following streets or parts thereof:

Street	Side	Hours	Location
All Drives and all Roads	Both	All	Entire length

- (d) The following streets or parts thereof are designated as through streets. Stop signs shall be installed on the near-right side of each such street intersecting the through street except where this section provides for a yield sign.

Street	Limits
East Drive	Between Minck Avenue and the northerly intersect with North Drive to Route 73
East Drive	Between the southerly intersect with North Drive and Route 73
North Drive	Entire length
South Drive	Entire length

- (e) North Drive and South Drive shall have designated mid-block crosswalks as shown on the last revised site plan.

- (f) The following locations are designated as loading zones. No person shall park or stand any vehicle in any designated loading zone during the times indicated other than for the loading or unloading of goods and materials.

Street	Side	Hours	Location
Road B	North	All	As per last revised site plan
Road C	North	All	As per last revised site plan

5. Sahara Sam's, Route 73, West Berlin. As per last revised site plan.

D. The owners of the premises referred to in Sections B and C of this Section 320-27 shall provide and install signs and pavement markings for each parking space reserved for the use of handicapped persons, which signs and markings shall be in accordance with the Manual on Uniform Traffic Control Devices. The cost of

procurement and installation of the signs and pavement markings shall be the responsibility of the owner of said property. The owner shall, subsequent to initial procurement and installation, maintain such signs and pavement markings in good condition at no cost or expense to the Township of Berlin. The owner shall be responsible for the repair, restoration or replacement of same, including without limitation the replacement of any such sign to reflect current statutory penalties within thirty (30) days of any change in said penalty amount.

SECTION 21: Chapter 320, Article III, entitled "Vehicle and Travel Limitations," Section 320-29, entitled "No-Passing Zones" (formerly Section 320-34), is hereby revised, amended and/or supplemented by amending the following street references as indicated:

Street	Locations
Franklin Avenue (C R 692)	Entire length
Walker Avenue (C R 708A)	Entire length
Haddon Avenue (C R 561)	Entire length
Taunton Avenue	Entire length
E. Collings Avenue	Entire length
Egg Harbor Road (C R 702)	Entire length

SECTION 22: Chapter 320, Article III, entitled "Vehicle and Travel Limitations," Section 320-30, entitled "Speed limits" (formerly Section 320-35), is hereby revised, amended and/or supplemented by designating the entirety of the existing text as a new subsection "A" and creating a new subsection "B" as follows:

320-30 Speed limits

A. The speed limits for both directions of travel on the following roads shall be as follows:

[NO CHANGE TO BALANCE OF SECTION]

B. Speed limits on roads not otherwise designated in Section A above shall be as posted and/or as otherwise enforced in accordance with the requirements of Title 39 of the Revised Statutes of the State of New Jersey.

SECTION 23: Chapter 320, Article IV, entitled "Administration and Enforcement," Section 320-31, entitled "Persons authorized to enforce," is hereby revised, amended and/or supplemented to read as follows:

320-31 Persons authorized to enforce

The provisions of this Chapter shall be enforced by the Berlin Township Police Department and/or the Township Engineer, as appropriate.

SECTION 24: Chapter 320, Article IV, entitled "Administration and Enforcement," Section 320-32, entitled "Towing; Removal of vehicles in violation" is hereby revised, amended and/or supplemented to read as follows:

320-32 Towing; Removal of vehicles in violation

- A. In addition to the penalties set forth in Section 320-32, any vehicle left unoccupied, parked and/or standing in violation of this Chapter shall be deemed a nuisance and a menace to the safe and proper regulation of traffic and any police officer with property authority may provide for the removal of such vehicle.
- B. The owner or owners of any vehicle towed in accordance with this Section shall be immediately notified of the violation resulting in the removal of the vehicle and the location to where the vehicle was towed.
- C. The costs of towing and storage incurred pursuant to this Chapter shall be paid by the owner or owners of the towed vehicle in accordance with the provisions of Chapter 304 of the Code of the Township of Berlin, entitled "Towing and Storage."

SECTION 25: Chapter 320, Article IV, entitled "Administration and Enforcement," Section 320-33, entitled "Violations and penalties" is hereby revised, amended and/or supplemented to read as follows:

320-33 Violations and penalties

- A. In addition to the removal provisions of Section 320-31, and except as specifically provided elsewhere in this Chapter or by applicable statute, any person found guilty in the Municipal Court of violating any provision of this Chapter shall be subject to a fine of \$25.00 for the first offense and \$50.00 for any subsequent offense and a term of imprisonment in the county jail not to exceed 15 days, or both.
- B. Notwithstanding Section 320-32(A), the following fines and/or penalties shall apply as indicated:
 - 1. Any person, contractor or utility found guilty in the Municipal Court of violating Section 320-9 of this Chapter shall be subject to the following:

- (a) First Offense – a fine not less than \$100.00 nor more than \$500.00, imprisonment in the county jail for a term not to exceed 90 days, or both;
 - (b) Second Offense – a fine not less than \$250.00 nor more than \$500.00, imprisonment in the county jail for a term not to exceed 90 days, or both.
- C. Any person found guilty in the Municipal Court of violating the handicapped parking provisions of this Chapter shall be subject to the penalties proscribed by N.J.S.A. 39:4-197(3)(c), as same may be amended from time to time. Such persons shall be liable for each such violation regardless of whether the property owner has properly posted signs in accordance with this Chapter and/or whether such signs indicate the amount of fine then in effect as established by law.
- D. Each day a violation of any provision of this Chapter occurs and/or continues shall constitute a separate offense hereunder.

SECTION 26: Except as set forth in Sections 1 through 25 above, the balance of Chapter 320 shall not be affected by this Ordinance.

SECTION 26: All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 27: If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

SECTION 28: This Ordinance shall take effect twenty (20) days after final adoption and publication as required by law.

Introduced : June 13, 2016

Notice is hereby given that the foregoing Ordinance was introduced and passed upon first reading at a meeting of the Mayor and Council of the Township of Berlin, Camden County, New Jersey on June 13, 2016 and the same was ordered published pursuant to statute. Said ordinance will be further considered for final adoption at a meeting of the Mayor and Council of the Township of Berlin on July 11, 2016 at 5:30 p.m. at the Berlin Township Municipal Hall, 135 Route 73 South, West Berlin, NJ.

Catherine Underwood
Township Clerk