

27:12B-20

LEGISLATIVE HISTORY CHECKLIST

RISA 27:12B-20 (Garden State Parkway--use of vehicles not over 6,999 lbs.)

LAWS OF 1977 CHAPTER 196

Bill No. A2378

Sponsor(s) Esposito, Schuck

Date Introduced December 6, 1976

Committee: Assembly Transportation and Communications

Senate -----

Amended during passage Yes

xx Amendments during passage denoted by asterisks

Date of Passage: Assembly June 20, 1977

Senate July 11, 1977

Date of approval August 29, 1977

Following statements are attached if available:

Sponsor statement	Yesx	No
Committee Statement: Assembly	Yes	xx
Senate	Yesx	No
Fiscal Note	Yesx	No
Veto Message	Yes	No
Message on signing	Yes	No
Following were printed:		
Reports	Yesx	No
Hearings	Yesx	No

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ASSEMBLY, No. 2378

STATE OF NEW JERSEY

INTRODUCED DECEMBER 6, 1976

By Assemblymen ESPOSITO and SCHUCK

Referred to Committee on Transportation and Communications

AN ACT amending "The New Jersey Highway Authority Act,"
approved April 14, 1952 (P. L. 1952, c. 16, C. 27:12B-1 et seq.).

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 20 of P. L. 1952, c. 16 (C. 27:12B-20) is amended to
2 read as follows:

3 20. The authority, pursuant to the provisions of this act, is
4 hereby authorized to construct, maintain, improve, repair and
5 operate a project to be known as "The Garden State Parkway,"
6 consisting of a highway at the following location or such part or
7 parts thereof as the authority may from time to time determine
8 to be suitable for a project as contemplated by this act: Beginning
9 at such points as the authority may select as most feasible and
10 practicable at Paterson and also at State Highway Route No. 17 in
11 Paramus or Ridgewood and thence in a general southerly direction
12 to a junction in Passaic county and thence generally along the State
13 highway route referred to in section 21 hereof through Clifton,
14 Passaic county, Essex county and Union county to Woodbridge
15 and thence in a general southerly direction to the vicinity of the
16 Edison bridge and thence over the Raritan river through Middlesex
17 county and Monmouth county to Toms River and thence to a point
18 at or near the city of Cape May; but, notwithstanding any of the
19 prior provisions of this act, the authority: (1) shall exclude from
20 any part of such highway situate more than 5 miles north of its
21 intersection with northern line of Ocean county all traffic except
22 passenger motor vehicles, hearses, funeral flower and service
23 vehicles of types for which issuance of passenger car plates is
24 authorized, campers, omnibusses, **[and]** taxicabs, *and panel vans,*
25 *pickup trucks and similar vehicles having a gross weight not ex-*

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill
is not enacted and is intended to be omitted in the law.**

26 *ceeding* ***[6,000]*** *6,999* *pounds*, and may further regulate the
27 use thereof pursuant to the provisions of section 17(b) hereof;
28 and (2) shall not fix, prescribe, charge or collect tolls or other
29 charges for transit over or use of any part of said project which
30 is or was a portion of a State highway route if such part was desig-
31 nated as toll-free by written certificate of the State Highway
32 Department filed with the Secretary of State prior to October 1,
33 1952, unless and until such part has been acquired from the State
34 pursuant to section 21 hereof; and (3) shall, with respect to any
35 part of said project located in Essex county, provide connections
36 therewith by means of parallel, marginal, connecting or other
37 service roads or otherwise, to and from existing county highways
38 intersecting such part of said project between and including
39 Springfield avenue, Irvington, and Belleville avenue, Bloomfield, or
40 such of said county highways as, prior to September 15, 1952 or
41 such later date as may be fixed by the authority, shall be designated
42 by certificate of the county engineer of Essex county, approved
43 by resolution of the authority; and (4) unless and until the
44 authority, pursuant to an agreement with the commissioner, shall
45 have set aside in a special reserve fund to be held by it the
46 sum of \$13,000,000.00 to be expended and used as hereinafter pro-
47 vided, shall not collect tolls on such project at Springfield avenue,
48 Irvington, or Belleville avenue, Bloomfield, or at any point between
49 said avenues, except with respect to vehicles entering or leaving
50 the project south of said Springfield avenue or north of said Belle-
51 ville avenue. The moneys in said special reserve fund may be
52 expended and used by the authority to make payments to the
53 commissioner, pursuant to and as required by the aforementioned
54 agreement, of the excess of the net cost to the State of the construc-
55 tion (generally as a depressed highway and underpassing inter-
56 secting roads, streets, highways and the Garden State Parkway,
57 unless subsurface soil conditions are found to be unstable or drain-
58 age conditions of such a nature that underpassing the Parkway
59 becomes unfeasible, as determined from engineering studies and
60 reports, then the Freeway shall go over the Parkway) of the part
61 of the public highway approved and designated by the commis-
62 sioner as Highway Route I-280 and known as the East-West
63 Freeway situate in Essex county between a point easterly of
64 Prospect avenue, West Orange, and a point in Newark between
65 First street and Sixth street, over the net cost to the State, as
66 estimated by the commissioner, of the construction of said part
67 of said public highway as an elevated highway, and no moneys in

68 said fund shall be applied to any purpose except (1) payments to
69 the commissioner as aforesaid, (2) temporary investment pending
70 other authorized use in accordance herewith, or (3) use by the
71 authority for any of its corporate purposes of any balance thereof
72 remaining after payments therefrom to the commissioner aggregating the lesser of (a) \$13,000,000.00 or (b) such sum as the
73 commissioner may certify to the authority as the total amount of
74 the aforesaid excess cost of construction, provided, however, that
75 at any time when the amount in said fund, valuing any temporary
76 investments therein at cost or market value whichever is lower,
77 together with the amount of all payments theretofore made therefrom to the commissioner shall exceed \$13,000,000.00, the amount
78 of such excess may be withdrawn from said fund by the authority
79 and deposited in the series one construction fund created under
80 section 502 of the resolution of the authority entitled: "First
81 Supplemental Junior Bond Resolution Authorizing \$40,000,000.00
82 Junior Bonds," adopted by the authority on July 7, 1962, and held
83 or applied as other moneys in said construction fund. In the design,
84 construction and operation of such parkway project, it shall be the
85 duty of the authority, so far as may be deemed practicable by it
86 and may be permitted by the terms of any agreement by it with
87 the holders of its bonds or notes, to permit the largest possible
88 toll-free use of the project by intracounty or short-haul traffic and
89 provide the largest possible number of points of connection between
90 public highways and the project consistent with safe and efficient
91 use of such project and public highways and safe and economical
92 construction and operation of the project on a self-supporting basis.

1 2. This act shall take effect 90 days after enactment.

REFERENCE USE ONLY.

ASSEMBLY TRANSPORTATION AND
COMMUNICATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2378

STATE OF NEW JERSEY

DATED: MAY 2, 1977

Panel vans, pickup trucks and similar vehicles are excluded on the northern portion of the Garden State Parkway under current law. During this period of fuel shortage, however, a substantial fuel saving could be achieved if panel vans, pickup trucks and similar vehicles were permitted to use the parkway rather than take a more circuitous, fuel consuming route on local roads.

The committee amended the bill by changing the gross weight limitation of the aforementioned panel vans, pickup trucks and similar vehicles that shall be permitted to be operated on the parkway from 6,000 pounds to 6,999 pounds, to more accurately reflect the gross weight of such panel vans, pickup trucks and similar vehicles.