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LAW/RWH

SENATE, No. 1082

STATE OF NEW JERSEY 213th LEGISLATURE

INTRODUCED FEBRUARY 14, 2008

Sponsored by:

Senator ANDREW R. CIESLA

District 10 (Monmouth and Ocean)

Senator JEFF VAN DREW

District 1 (Cape May, Atlantic and Cumberland)

Assemblyman RUBEN J. RAMOS, JR.

District 33 (Hudson)

Assemblywoman CARIDAD RODRIGUEZ

District 33 (Hudson)

Co-Sponsored by:

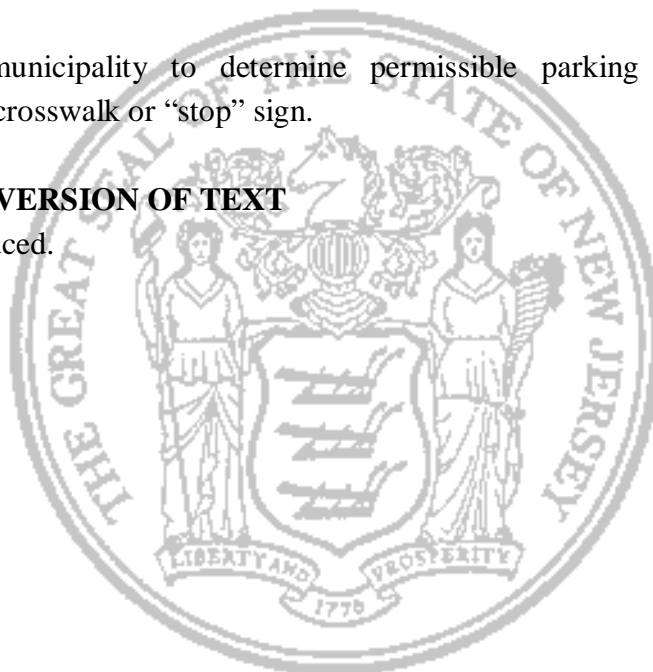
**Senator Sacco, Assemblymen Wolfe, Holzapfel, Diegnan, Giblin, Rumana,
Assemblywoman Evans and Assemblyman Chivukula**

SYNOPSIS

Permits municipality to determine permissible parking distance from intersection, crosswalk or “stop” sign.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/12/2010)

1 AN ACT concerning parking, amending R.S.39:4-138 and
2 supplementing chapter 4 of Title 39 of the Revised Statutes.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. R.S.39:4-138 is amended to read as follows:

8 39:4-138. Except when necessary to avoid conflict with other
9 traffic or in compliance with the directions of a traffic or police
10 officer or traffic sign or signal, no operator of a vehicle shall stand
11 or park the vehicle in any of the following places:

12 a. Within an intersection;

13 b. On a crosswalk;

14 c. Between a safety zone and the adjacent curb or within at least
15 20 feet of a point on the curb immediately opposite the end of a
16 safety zone;

17 d. In front of a public or private driveway;

18 e. Within 25 feet of the nearest crosswalk or side line of a street
19 or intersecting highway, except at alleys and as provided in section
20 2 of P.L. ,c. (C.) (pending before the Legislature as this
21 bill.);

22 f. On a sidewalk;

23 g. In any appropriately marked "No Parking" space established
24 pursuant to the duly promulgated regulations of the Commissioner
25 of Transportation;

26 h. Within 50 feet of a "stop" sign except as provided in section 2
27 of P.L. ,c. (C.) (pending before the Legislature as this
28 bill.);

29 i. Within 10 feet of a fire hydrant;

30 j. Within 50 feet of the nearest rail of a railroad crossing;

31 k. Within 20 feet of the driveway entrance to any fire station and
32 on the side of a street opposite the entrance to any fire station
33 within 75 feet of said entrance, when properly signposted;

34 l. Alongside or opposite any street excavation or obstruction
35 when stopping, standing, or parking would obstruct traffic, when
36 properly signposted;

37 m. On the roadway side of any vehicle stopped or parked at the
38 edge or curb of a street;

39 n. Upon any bridge or other elevated structure upon a highway,
40 or within a highway tunnel or underpass, or on the immediate
41 approaches thereto except where space for parking is provided;

42 o. In any space on public or private property appropriately
43 marked for vehicles for the physically handicapped pursuant to
44 P.L.1977, c.202 (C.39:4-197.5), P.L.1975, c.217 (C.52:27D-119 et
45 seq.) or any other applicable law unless the vehicle is authorized by

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

Matter underlined thus is new matter.

1 law to be parked therein and a handicapped person is either the
2 driver or a passenger in that vehicle. State, county or municipal law
3 enforcement officers or parking enforcement authority officers shall
4 enforce the parking restrictions on spaces appropriately marked for
5 vehicles for the physically handicapped on both public and private
6 property.

7 No person shall move a vehicle not lawfully under his control
8 into any such prohibited area or away from a curb such distance as
9 is unlawful.

10 (cf: P.L.1989, c.201, s.1)

11

12 2. (New section) A municipality may mandate by ordinance the
13 permissible distance a person may park a motor vehicle from a
14 crosswalk, side line of a street or intersecting highway, or "stop"
15 sign. A municipality may not, however, permit parking within 25
16 feet of a crosswalk or side line of a street or intersecting highway or
17 within 50 feet of a "stop" sign in a school zone during hours when
18 school is in session.

19

20 3. This act shall take effect on the first day of the third month
21 following enactment.

22

23

24

STATEMENT

25

26 This bill gives municipalities the authority to set certain
27 permissible parking distances. Under current law, a person is
28 required to leave 25 feet between their motor vehicle and a
29 crosswalk or the side line of a street or intersecting highway. A
30 person is required to leave 50 feet between their motor vehicle and
31 a "stop" sign. The bill would allow a municipality to change these
32 distances by ordinance; however, under the terms of the bill, a
33 municipality would not be able to change permissible parking
34 distances in school zones when school is in session. The purpose of
35 this bill is to address parking shortages.

SENATE TRANSPORTATION COMMITTEE

STATEMENT TO

SENATE, No. 1082

STATE OF NEW JERSEY

DATED: MAY 8, 2008

The Senate Transportation Committee reports favorably Senate Bill No. 1082.

This bill gives municipalities the authority to set certain permissible standing and parking distances for motor vehicles. Under current law, a person is required to leave 25 feet between the person's motor vehicle and a crosswalk or the side line of a street or intersecting highway. A person is required to leave 50 feet between the person's motor vehicle and a "stop" sign. The bill would allow a municipality to change these distances by ordinance; however, under the terms of the bill, a municipality would not be able to permit parking within 25 feet of a crosswalk or side line of a street or intersecting highway or within 50 feet of a "stop" sign in a school zone when school is in session. The purpose of this bill is to address parking shortages.

ASSEMBLY TELECOMMUNICATIONS AND UTILITIES
COMMITTEE

STATEMENT TO

SENATE, No. 1082

STATE OF NEW JERSEY

DATED: JANUARY 15, 2009

The Assembly Telecommunications and Utilities Committee reports favorably Senate Bill No. 1082.

As reported, this bill gives municipalities the authority to set certain permissible standing and parking distances for motor vehicles. Under current law, a person is required to leave 25 feet between the person's motor vehicle and a crosswalk or the side line of a street or intersecting highway. A person is required to leave 50 feet between the person's motor vehicle and a "stop" sign. The bill would allow a municipality to change these distances by ordinance; however, under the terms of the bill, a municipality would not be able to permit parking within 25 feet of a crosswalk or side line of a street or intersecting highway or within 50 feet of a "stop" sign in a school zone when school is in session. The purpose of this bill is to address parking shortages.

As reported by the committee, Senate Bill No. 1082 is identical to Assembly Bill No. 1775 which was also reported by the committee on this date.

ASSEMBLY TRANSPORTATION, PUBLIC WORKS AND
INDEPENDENT AUTHORITIES COMMITTEE

STATEMENT TO

SENATE, No. 1082

STATE OF NEW JERSEY

DATED: JANUARY 4, 2010

The Assembly Transportation, Public Works and Independent Authorities Committee reports favorably Senate Bill No. 1082

As reported, this bill gives municipalities the authority to set certain permissible parking distances. Under current law, a person is required to leave 25 feet between the person's motor vehicle and a crosswalk or the side line of a street or intersecting highway. A person is required to leave 50 feet between the person's motor vehicle and a "stop" sign. The bill would allow a municipality to change these distances by ordinance; however, under the terms of the bill, a municipality would not be able to change permissible parking distances in school zones when school is in session. The purpose of this bill is to address parking shortages.

As reported by the committee, Senate Bill No. 1082 is identical to Assembly Bill No. 1775 which was also reported by the committee on this date.

ASSEMBLY, No. 1775

STATE OF NEW JERSEY

213th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2008 SESSION

Sponsored by:

Assemblyman RUBEN J. RAMOS, JR.

District 33 (Hudson)

Assemblywoman CARIDAD RODRIGUEZ

District 33 (Hudson)

Co-Sponsored by:

Assemblymen Wolfe, Holzapfel and Diegnan

SYNOPSIS

Permits municipality to determine permissible parking distance from intersection, crosswalk or “stop” sign.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



(Sponsorship Updated As Of: 1/16/2009)

1 AN ACT concerning parking, amending R.S.39:4-138 and
2 supplementing chapter 4 of Title 39 of the Revised Statutes.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. R.S.39:4-138 is amended to read as follows:

8 39:4-138. Except when necessary to avoid conflict with other
9 traffic or in compliance with the directions of a traffic or police
10 officer or traffic sign or signal, no operator of a vehicle shall stand
11 or park the vehicle in any of the following places:

12 a. Within an intersection;

13 b. On a crosswalk;

14 c. Between a safety zone and the adjacent curb or within at
15 least 20 feet of a point on the curb immediately opposite the end of
16 a safety zone;

17 d. In front of a public or private driveway;

18 e. Within 25 feet of the nearest crosswalk or side line of a
19 street or intersecting highway, except at alleys and as provided in
20 section 2 of P.L. ,c. (C.)(pending before the Legislature as
21 section 2 of this bill.);

22 f. On a sidewalk;

23 g. In any appropriately marked "No Parking" space established
24 pursuant to the duly promulgated regulations of the Commissioner
25 of Transportation;

26 h. Within 50 feet of a "stop" sign except as provided in section
27 2 of P.L. ,c. (C.)(pending before the Legislature as section
28 2 of this bill.);

29 i. Within 10 feet of a fire hydrant;

30 j. Within 50 feet of the nearest rail of a railroad crossing;

31 k. Within 20 feet of the driveway entrance to any fire station
32 and on the side of a street opposite the entrance to any fire station
33 within 75 feet of said entrance, when properly signposted;

34 l. Alongside or opposite any street excavation or obstruction
35 when stopping, standing, or parking would obstruct traffic, when
36 properly signposted;

37 m. On the roadway side of any vehicle stopped or parked at the
38 edge or curb of a street;

39 n. Upon any bridge or other elevated structure upon a highway,
40 or within a highway tunnel or underpass, or on the immediate
41 approaches thereto except where space for parking is provided;

42 o. In any space on public or private property appropriately
43 marked for vehicles for the physically handicapped pursuant to
44 P.L.1977, c.202 (C.39:4-197.5), P.L.1975, c.217 (C.52:27D-119 et

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

Matter underlined thus is new matter.

1 seq.) or any other applicable law unless the vehicle is authorized by
2 law to be parked therein and a handicapped person is either the
3 driver or a passenger in that vehicle. State, county or municipal law
4 enforcement officers or parking enforcement authority officers shall
5 enforce the parking restrictions on spaces appropriately marked for
6 vehicles for the physically handicapped on both public and private
7 property.

8 No person shall move a vehicle not lawfully under his control
9 into any such prohibited area or away from a curb such distance as
10 is unlawful.

11 (cf: P.L.1989,c.201, s.1)

12

13 2. (New section) A municipality may mandate by ordinance the
14 permissible distance a person may park a motor vehicle from a
15 crosswalk, side line of a street or intersecting highway, or "stop"
16 sign. A municipality may not, however, permit parking within 25
17 feet of a crosswalk or side line of a street or intersecting highway or
18 within 50 feet of a "stop" sign in a school zone during hours when
19 school is in session.

20

21 3. This act shall take effect on the first day of the third month
22 following enactment.

23

24

25

STATEMENT

26

27 This bill gives municipalities the authority to set certain
28 permissible parking distances. Under current law, a person is
29 required to leave 25 feet between their motor vehicle and a
30 crosswalk or the side line of a street or intersecting highway. A
31 person is required to leave 50 feet between their motor vehicle and
32 a "stop" sign. The bill would allow a municipality to change these
33 distances by ordinance; however, under the terms of the bill, a
34 municipality would not be able to change permissible parking
35 distances in school zones when school is in session. The purpose of
36 this bill is to address parking shortages.

ASSEMBLY, No. 1775

STATE OF NEW JERSEY

213th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2008 SESSION

Sponsored by:

Assemblyman RUBEN J. RAMOS, JR.

District 33 (Hudson)

Assemblywoman CARIDAD RODRIGUEZ

District 33 (Hudson)

Co-Sponsored by:

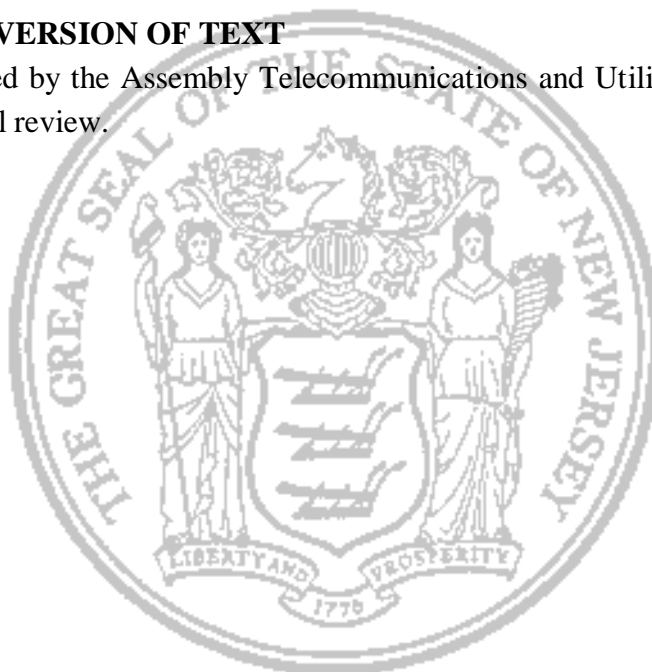
**Assemblymen Wolfe, Holzapfel, Diegnan, Giblin, Rumana,
Assemblywoman Evans and Assemblyman Chivukula**

SYNOPSIS

Permits municipality to determine permissible parking distance from intersection, crosswalk or “stop” sign.

CURRENT VERSION OF TEXT

As reported by the Assembly Telecommunications and Utilities Committee with technical review.



(Sponsorship Updated As Of: 1/12/2010)

1 AN ACT concerning parking, amending R.S.39:4-138 and
2 supplementing chapter 4 of Title 39 of the Revised Statutes.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6

7 1. R.S.39:4-138 is amended to read as follows:

8 39:4-138. Except when necessary to avoid conflict with other
9 traffic or in compliance with the directions of a traffic or police
10 officer or traffic sign or signal, no operator of a vehicle shall stand
11 or park the vehicle in any of the following places:

12 a. Within an intersection;

13 b. On a crosswalk;

14 c. Between a safety zone and the adjacent curb or within at
15 least 20 feet of a point on the curb immediately opposite the end of
16 a safety zone;

17 d. In front of a public or private driveway;

18 e. Within 25 feet of the nearest crosswalk or side line of a
19 street or intersecting highway, except at alleys and as provided in
20 section 2 of P.L. ,c. (C.)(pending before the Legislature as
21 section 2 of this bill);

22 f. On a sidewalk;

23 g. In any appropriately marked "No Parking" space established
24 pursuant to the duly promulgated regulations of the Commissioner
25 of Transportation;

26 h. Within 50 feet of a "stop" sign except as provided in section
27 2 of P.L. ,c. (C.)(pending before the Legislature as section
28 2 of this bill);

29 i. Within 10 feet of a fire hydrant;

30 j. Within 50 feet of the nearest rail of a railroad crossing;

31 k. Within 20 feet of the driveway entrance to any fire station
32 and on the side of a street opposite the entrance to any fire station
33 within 75 feet of said entrance, when properly signposted;

34 l. Alongside or opposite any street excavation or obstruction
35 when stopping, standing, or parking would obstruct traffic, when
36 properly signposted;

37 m. On the roadway side of any vehicle stopped or parked at the
38 edge or curb of a street;

39 n. Upon any bridge or other elevated structure upon a highway,
40 or within a highway tunnel or underpass, or on the immediate
41 approaches thereto except where space for parking is provided;

42 o. In any space on public or private property appropriately
43 marked for vehicles for the physically handicapped pursuant to
44 P.L.1977, c.202 (C.39:4-197.5), P.L.1975, c.217 (C.52:27D-119 et

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

Matter underlined thus is new matter.

1 seq.) or any other applicable law unless the vehicle is authorized by
2 law to be parked therein and a handicapped person is either the
3 driver or a passenger in that vehicle. State, county or municipal law
4 enforcement officers or parking enforcement authority officers shall
5 enforce the parking restrictions on spaces appropriately marked for
6 vehicles for the physically handicapped on both public and private
7 property.

8 No person shall move a vehicle not lawfully under his control
9 into any such prohibited area or away from a curb such distance as
10 is unlawful.

11 (cf: P.L.1989, c.201, s.1)

12

13 2. (New section) A municipality may mandate by ordinance the
14 permissible distance a person may park a motor vehicle from a
15 crosswalk, side line of a street or intersecting highway, or "stop"
16 sign. A municipality may not, however, permit parking within 25
17 feet of a crosswalk or side line of a street or intersecting highway or
18 within 50 feet of a "stop" sign in a school zone during hours when
19 school is in session.

20

21 3. This act shall take effect on the first day of the third month
22 following enactment.

ASSEMBLY TELECOMMUNICATIONS AND UTILITIES
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 1775

STATE OF NEW JERSEY

DATED: JANUARY 15, 2009

The Assembly Telecommunications and Utilities Committee reports favorably Assembly Bill No. 1775.

As reported, this bill gives municipalities the authority to set certain permissible parking distances. Under current law, a person is required to leave 25 feet between their motor vehicle and a crosswalk or the side line of a street or intersecting highway. A person is required to leave 50 feet between their motor vehicle and a "stop" sign. The bill would allow a municipality to change these distances by ordinance; however, under the terms of the bill, a municipality would not be able to change permissible parking distances in school zones when school is in session. The purpose of this bill is to address parking shortages.

As reported by the committee, Assembly Bill No. 1775 is identical to Senate Bill No. 1082 which was also reported by the committee on this date.

This bill was pre-filed for introduction in the 2008-2009 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

ASSEMBLY TRANSPORTATION, PUBLIC WORKS AND
INDEPENDENT AUTHORITIES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1775

STATE OF NEW JERSEY

DATED: JANUARY 4, 2010

The Assembly Transportation, Public Works and Independent Authorities Committee reports favorably Assembly Bill No. 1775.

As reported, this bill gives municipalities the authority to set certain permissible parking distances. Under current law, a person is required to leave 25 feet between the person's motor vehicle and a crosswalk or the side line of a street or intersecting highway. A person is required to leave 50 feet between the person's motor vehicle and a "stop" sign. The bill would allow a municipality to change these distances by ordinance; however, under the terms of the bill, a municipality would not be able to change permissible parking distances in school zones when school is in session. The purpose of this bill is to address parking shortages.

As reported by the committee, Assembly Bill No. 1775 is identical to Senate Bill No. 1082 which was also reported by the committee on this date.