

# *City of Somers Point*

## **Ordinance**

**ORDINANCE NO. 23 of 2023**

**An Ordinance Amending and Supplementing the Somers Point Municipal Code, Chapter 250 - Vehicles and Traffic, Article I – General Provisions, Section 250-8, “Overnight parking of certain vehicles prohibited.”**

**WHEREAS**, from time to time, individuals will park certain camping type vehicles on the streets and public parking areas in the City of Somers Point for purposes of using same as temporary sleeping and living quarters; and

**WHEREAS**, Section 117-14 of the Municipal Code precludes the overnight sleeping of any parked vehicle in any location in the City of Somers Point; and

**WHEREAS**, the aforesaid ordinance was enacted for purposes of health and public safety; and

**WHEREAS**, it is recognized the difficulty that exists at times in proving that an individual is actually sleeping overnight in a camping type vehicle on the streets or in the public parking lots in Somers Point; and

**WHEREAS**, N.J.S.A. 39:4-197 authorizes a Municipality, by ordinance, to regulate parking on its streets and portions thereof; and

**WHEREAS**, the City of Somers Point is authorized to regulate use of its public property, including all public parking lots; and

**WHEREAS**, the City Council of Somers Point wishes to ensure that individuals are not camping on the streets or public parking lots of the City of Somers Point.

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Somers Point, County of Atlantic, and State of New Jersey as follows:

### **SECTION 1:**

Chapter 250, Article I, Section 250-8 is hereby amended and supplemented to include the following provision:

- C. The parking of campers, camper trailers, recreational vehicles (RVs), vehicles designed and/or intended to be used for camping purposes is hereby prohibited between the hours of 11:00 p.m. and 6:00 a.m. on any street, roadway, alley, and/or public parking lot, unless same is parked in front of the residence to which it is registered.

### **SECTION 2:**

All other provisions of Chapter 250 shall remain in full force and effect and shall apply to this amendment upon the effective date of this Ordinance.

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## **SECTION 3:**

All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

## **SECTION 4:**

Should any section, clause, sentence, phrase or provision or any item in any schedule of this ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

## **SECTION 5:**

This ordinance shall take effect upon its final passage, publication and adoption in the manner prescribed by law.