TOWNSHIP OF FAIRFIELD
ORDINANCE #2019-24

AN ORDINANCE ADDING CHAPTER 11, SECTION 7
TO THE TOWNSHIP CODE OF THE TOWNSHIP OF FAIRFIELD
ENTITLED “PROHIBITION OF PARKING MOTOR VEHICLES
UNRELATED TO CONSTRUCTION”

WHEREAS, the municipalities of the State of New Jersey are authorized to enact
appropriate measures to maintain the character of properties within municipal boundaries; and

WHEREAS, the Township of Fairfield finds it necessary to address the parking of
vehicles on properties in the Township unless the drivers are working on an active construction
site; and

WHEREAS, it is the desire of the Governing Body to add Chapter 11, Section 7 to
expand upon the Township’s Property Maintenance Regulations; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Township Council of the
Township of Fairfield, County of Essex, State of New Jersey, as follows:

SECTION 1. Chapter 11, Section 7, of the Township Code of the Township of Fairfield
entitled “Prohibition of Parking Motor Vehicles Unrelated to Construction” shall be added to
read in its entirety as follows:

11-7 PROHIBITION OF PARKING MOTOR VEHICLES UNRELATED TO
CONSTRUCTION.

11-7.1 Purpose.

The Township Council has determined that a prohibition of the parking of motor vehicles
on properties undergoing construction, if the vehicles are unrelated to an active construction site
on that property, will help maintain the character of properties within the Township and promote
the health, safety and welfare of the public.

11-7.2 Prohibition of Parking Motor Vehicles Unrelated to Construction.

a. The parking of motor vehicles on a property for which approval for construction,
demolition, or landscaping has been granted shall be prohibited unless the vehicles are
owned by individuals that are actively working on construction, demolition, or
landscaping on the property on which the vehicles are parked.
b. There shall be a rebuttable presumption that a vehicle parked in the same location for three (3) continuous days is not associated with active work on construction, demolition, or landscaping on the property on which it is parked.

11-7.3 Exception to Prohibition.

Notwithstanding the prohibition set forth in Section 7.2, the following exceptions shall apply:

a. The parking of motor vehicles on a property shall be permitted in parking lots, garages, and driveways that have received land use approval for such parking by the Township.

b. The parking of motor vehicles on a property undergoing construction shall be permitted if approved in writing in advance by the Township Administrator.

c. On a property undergoing construction, the parking of motor vehicles that are registered by the property owner of the property undergoing construction shall be permitted.

11-7.4 Violations.

Any violation of the provisions of this article shall constitute a violation punishable as provided in Chapter 1, Section 1-5, General Penalty, of the Code of the Township of Fairfield.

SECTION 2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to that section, paragraph, subdivision, clause or provision so adjudged, and the remainder of this ordinance shall be deemed to be valid and effective.

SECTION 4. This ordinance shall take effect thirty (30) days after final passage, approval and publication as required by law.

ATTEST:

JAMES GASPARINI
Mayor

DENISE D. CAFONE
Municipal Clerk
NOTICE

Notice is hereby given that the foregoing Ordinance was submitted in writing at a meeting of the Mayor and Council of the Township of Fairfield, County of Essex, State of New Jersey, held on August 26, 2019 introduced and read by title and passed first reading and that said Governing Body will further consider the same for second reading and final passage thereof at a meeting that is to be held on September 24, 2019 at 7:00 p.m.; at the Municipal Building, 230 Fairfield Road, Fairfield, New Jersey, at which time and place a public hearing will be held thereon by the Governing Body and all persons and citizens of interest shall have an opportunity to be heard concerning same.

DENISE D. CAFONE
Municipal Clerk
INTRODUCTION OF ORDINANCE
ORDINANCE #2019-24 ~ AN ORDINANCE ADDING CHAPTER 11, SECTION 7 TO THE TOWNSHIP CODE OF THE TOWNSHIP OF FAIRFIELD ENTITLED “PROHIBITION OF PARKING MOTOR VEHICLES UNRELATED TO CONSTRUCTION”

INTRODUCED BY: Councilman Cifelli
SECONDED BY: Councilman LaForgia
PUBLISHED: August 29, 2019

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2ND READING AND PUBLIC HEARING: September 24, 2019

INTRODUCED BY: Councilman McGlynn
SECONDED BY: Councilman LaForgia
PUBLISHED: October 3, 2019

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