

ORDINANCE 47-2003

ORDINANCE OF THE BOROUGH OF MADISON AMENDING CHAPTERS 110 AND 134 OF THE BOROUGH CODE INCREASING PENALTIES FOR VIOLATING PROVISIONS REGARDING HANDICAPPED PARKING

WHEREAS, the Madison Police Chief has recommended revisions to the Madison Borough Code, more specifically, Chapter 110 entitled "Handicapped Parking" and Chapter 134, entitled "Parking Lots", in order to comply with P.L. 2003, c. 161, which increases the fine for parking in a restricted parking space for handicapped persons, without a special identification card issued by the Division of Motor Vehicles, from \$100 to \$250 for the first offense and for subsequent offenses, the fine is increased from "at least \$100" to "at least \$250" and up to 90 days' community service on such terms and in such form as the court deems appropriate, or any combination thereof; and

WHEREAS, the Borough Council agrees with this recommendation.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Madison, in the County of Morris and State of New Jersey, as follows:

SECTION 1: Section 110-2, of the Borough Code entitled "Violations and Penalties" is amended to read as follows

§110-2. Violations and Penalties.

The penalty for violating section 110-1 shall be a fine of \$250 for the first offense and a fine of at least \$250 and up to 90 days' community service for all subsequent offenses, on such terms and in such form as the court shall deem appropriate, or any combination thereof.

SECTION 2: Section 134-11, of the Borough Code entitled "Violations and Penalties; removal of vehicles" is amended to read as follows:

§ 134-11. Violations and Penalties; removal of vehicles.

A. Penalties for specific violations shall be as follows:

Section Violated Fine

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§134-6J \$250 (for the first offense)

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B. Unless another penalty is expressly provided by statute or is specifically provided in this or some other section of this chapter, every person convicted of a violation of a provision of this chapter or any supplement thereto shall be liable to a penalty of not more than \$50 or imprisonment for a term not exceeding 15 days, or both; every person convicted of committing subsequent violation of § 134-6J shall be liable to a penalty of at least \$250 and up to 90 days' community service on such terms and in such form as the court shall deem appropriate, or any combination thereof.

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SECTION 3: This Ordinance shall take effect as provided by law.

ADOPTED AND APPROVED

JOHN J. DUNNE, Mayor

Attest:

MARILYN SCHAEFER, Borough Clerk