

BOROUGH OF AVALON
CAPE MAY COUNTY
NEW JERSEY

ORDINANCE No. 808-2020

SUBJECT: AN ORDINANCE AMENDING CHAPTER 8 (TRAFFIC) SECTION 8-14.1 (PROHOBITED PARKING) OF THE CODE OF THE BOROUGH OF AVALON TO ELIMINATE CERTAIN NO PARKING ZONES AND TO REDESIGNATE BAYBERRY DRIVE AS BAYBERRY ROAD.

WHEREAS, certain amendments to Chapter 8 (Traffic) of the Code of the Borough of Avalon are deemed necessary at this time due to the following:

- The seasonal “No Parking” Zone described herein (36th to 37th Street on Ocean Drive a/k/a/ Third Avenue) is no longer required due to a change in use (from commercial bar & restaurant) to residential so the seasonal restriction prohibiting parking from May 1 to October 1 no longer serves a public purpose;
- The “No Parking” zone from 37th to 39th Street on Ocean Drive a/k/a/ Third Avenue) is no longer needed by the Borough for any present or foreseeable purpose;
- “Bayberry Drive” is being redesignated as “Bayberry Road” to conform with the designation appearing on the Borough’s Official Tax Map and other required maps such as the 911 Map;

NOW, THEREFORE, BE IT ORDAINED BY THE BOROUGH COUNCIL, the Governing Body of the Borough of Avalon, in the County of Cape May and State of New Jersey as follows:

SECTION 1: Chapter 8 (Traffic) Section 8-14.1 (Parking Prohibited at all times on Certain Streets) is hereby amended and shall hereafter provide as follows:

DELETE THE FOLLOWING:

Name of Street	Side	Location
Ocean Drive (3rd Avenue)	East	From 36th Street to 37th Street, between May 1 and October 1
Ocean Drive (3rd Avenue)	East	Between 37th Street and 39th Street

SECTION 2: Chapter 8 (Traffic) Section 8-14.1 (Parking Prohibited at all times on Certain Streets) shall be amended to delete all reference to the name or term “Bayberry Drive” and substitute in place thereof the name of “BAYBERRY ROAD” and this section shall hereafter provide as follows:

Name of Street	Side	Location
Bayberry Road	East	Entire length

SECTION 3. REPEALER. All Ordinances or parts of Ordinances which are in conflict or inconsistent herewith are hereby repealed to the extent of such inconsistency or conflict only.

SECTION 4. SEVERABILITY. If any section, paragraph, subdivision, subsection, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, subsection, clause or provision declared invalid and the remainder of this Ordinance shall remain in full force and effect and shall be enforceable.

SECTION 5: EFFECTIVE DATE: This Ordinance shall take effect immediately upon final adoption and publication as required by law.

NOTICE OF PENDING ORDINANCE

The Ordinance published herewith was introduced and passed on first reading of the Municipal Council of the Borough of Avalon on July 10, 2020. It will be further considered for second reading, public hearing and final adoption at a meeting of said Council to be held on the 22nd day of July, 2020 at 4:15 p.m. and during the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's Office to the members of the general public who shall request the same.

C. DANIELLE NOLLETT
Borough Clerk