

ORDINANCE NO. 2024-03

BOROUGH OF AUDUBON PARK, NEW JERSEY

ORDINANCE OF THE BOROUGH OF AUDUBON PARK, COUNTY OF CAMDEN, AND STATE OF NEW JERSEY TO BE ENTITLED “SLEEPING IN VEHICLES”

WHEREAS, the Borough of Audubon Park (the “Borough”) seeks to prohibit sleeping in vehicles within the Borough; and

WHEREAS, it is the best interest of the public health, safety and welfare of the residents of the Borough of Audubon Park to restrict sleeping in public places within the Borough; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Borough Governing Body is authorized to enact and amend ordinances as deemed necessary for the preservation of the public health, safety and welfare and as may be necessary to carry into effect the powers and duties conferred and imposed upon the Borough by law.

NOW, THEREFORE IT BE ORDAINED by the Mayor and Borough Council of the Borough of Audubon Park in the County of Camden, State of New Jersey, that Ordinance 2024-__ is hereby enacted as follows:

SECTION 1: Ordinance #2024-03, entitled “Sleeping in Vehicles” is hereby established to read as follows:

SLEEPING IN VEHICLES

1. Prohibited Activities.
 - a. It shall be unlawful to sleep in any parked motor vehicle or other type of vehicle, either day or night, within the Borough limits.
2. Violations and Penalties.
 - a. Any person, persons or corporation who shall refuse or neglect to comply with the provisions of this chapter shall, upon conviction thereof, be subject to a fine not exceeding \$1,000 for each offense or violation, at the discretion of the Judge before whom any such person, persons or corporation may be tried, and in default of the payment of such fine, be imprisoned in the county jail for a term not exceeding 90 days, at the discretion of said Judge.

SECTION 2. REPEALER

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. SEVERABILITY

If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

SECTION 4. EFFECTIVE DATE

This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

Attest:

BOROUGH OF AUDUBON PARK

Introduced: April 15, 2024

Adopted: May 20, 2024

LAWRENCE E. PENNOCK, MAYOR

Certified to be a true copy of an Ordinance adopted by the Mayor and Borough Council of the Borough of Audubon Park at a regular meeting held on May 20, 2024

DAWN M. PENNOCK, MUNICIPAL CLERK