



BOROUGH OF RIVERDALE NEW JERSEY



ORDINANCE NO. 04-2016

ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVERDALE AND SETTING LIMITATIONS ON THE HOURS FOR DELIVERY OF MECHANDISE WITHIN 50 FEET OF A RESIDENTIAL PROPERTY

WHEREAS, residents living in the vicinity of commercial establishments are entitled to the quiet enjoyment of their property without unnecessary disruption due to deliveries of merchandise during the nighttime and early morning hours; and

WHEREAS, while most business owners attempt to be respectful and considerate neighbors there have been some incidents in Riverdale of deliveries repeatedly occurring during nighttime hours notwithstanding requests from neighbors for deliveries to occur during hours when the sleep of residents will not be disturbed; and

WHEREAS, the Borough Council finds that it is reasonable and necessary to limit the hours for permissible commercial delivery in areas within or bordering residential zones in order to protect residents right to the enjoyment of their property.

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

1. The Revised General Ordinances of the Borough of Riverdale shall be amended by the inclusion of new Chapter 109 which shall be entitled "Prohibition of Deliveries During Certain Hours" which shall read, in its entirety, as follows:

109-1 Deliveries Prohibited

No delivery of any kind between the hours of 10 p.m. and 6 a.m. shall be permitted in any residential zone within the Borough or within 50 feet of any residential property within the Borough of Riverdale. No delivery vehicles shall be parked on a Borough street or at any business covered by this ordinance during the hours when deliveries are prohibited.

109-2 Penalties

Any person making a delivery and/or any business accepting a delivery in violation of this Chapter shall be subject to a fine in the amount of \$500.00 for the first offense and \$1,000 for any subsequent offense.

2. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.
3. All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.
4. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.



BOROUGH OF RIVERDALE NEW JERSEY



Adopted this ____ day of
_____, 2016.

Abubakar Jalloh, Borough Clerk

Paul M. Carelli, Mayor

NOTICE OF PENDING ORDINANCE

The ordinance published herewith was introduced and passed upon first reading at a meeting of the governing body of the Borough of Riverdale, a municipal corporation of the State of New Jersey, held on January 27, 2016. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at Borough Hall, in the Borough on February 24, 2016 at 7:30 o'clock 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.

Abubakar Jalloh, Borough Clerk