

City Clerk File No. Ord. 18-002

Agenda No. 3.B 1st Reading

Agenda No. 4.B 2nd Reading & Final Passage



## ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE  
offered and moved adoption of the following ordinance:

CITY ORDINANCE 18-002

**TITLE: ORDINANCE AMENDING CHAPTER 236 (PARKING LOTS AND GARAGES),  
ARTICLE I (LICENSING OF PARKING LOTS AND PUBLIC GARAGES) OF THE  
JERSEY CITY MUNICIPAL CODE TO PERMIT AUTOMATED, SELF-PARK ROBOTIC  
PARKING GARAGES**

**THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:**

**WHEREAS**, the City Planning Board has approved plan for a self-park, automated, robotic parking facility at 207 Van Vorst Street; and

**WHEREAS**, the proposed parking facility will accommodate much needed additional parking for 254 motor vehicles; and

**WHEREAS**, the facility will operate and be monitored on a 24 hour basis without the necessity of an attendant on duty; and

**WHEREAS**, in order to accommodate this type of parking facility, it is necessary to amend Chapter 236 of the Jersey City Code governing parking lots and public garages to provide for self-park, automated, robotic parking facilities.

**NOW, THEREFORE, BE IT ORDAINED by the Jersey City Municipal Council that:**

A. The following amendments to Chapter 236 (Parking Lots and Garages) Article I (Licensing of Parking Lots and Public Garages) of the Jersey City Code are hereby adopted:

### CHAPTER 236 Parking Lots and Garages ARTICLE I Licensing of Parking Lots and Public Garages

**§236-1.- Through §236-2.- No Change**

**§236-3.- License application.**

Applications for parking licenses shall be made upon forms provided by the license issuing authority, shall be signed and verified under oath by the individual or the partner where the applicant is an individual or a partnership, or by a duly authorized agent if the applicant is a corporation, and shall furnish the following:

- A. If an individual, the name and address of the applicant.
- B. If a partnership, the name, residence and business address of each partner.
- C. If a corporation, the name, date and state under whose laws such corporation was organized and, if a foreign corporation, whether authorized to do business in the State of New Jersey, the names of the principal officers, directors and local representatives and their residence and business addresses.

- D. A true and complete copy of the applicant's deed to the parking lot or garage or, in the case of lessees, a true and complete copy of the lease or other instrument showing a right to possession of the parking lot or garage.
- E. A plot or drawing of the parking lot or garage showing the location, size, capacity and walls or barriers surrounding said premises, the number and location of all security cameras, if any, and the location, size and construction of the attendant's station, if any.
- F. The hours for parking of vehicles and whether night parking is to be maintained upon the licensed premises.
- G. The hours during which parking attendants, if any, will be on duty.
- H. A complete schedule of the rates to be charged for the parking of vehicles.
- I. Whether the parking lot or garage is to be used for parking by the public or is to be restricted to private use.
- J. If the parking garage is operated as a self-park /robotic facility, the name, address and telephone number of the person responsible for resolving any service or customer issues on a 24 hour basis and a description of the procedure utilized to assure that parked vehicles are safely returned to customers upon payment of the required fee.

**§236-4.- Through §236-9.- No Change**

**§236-10.- Parking signs; resolution of customer and service issues.**

- A. Each licensee shall maintain at each entrance to such parking lot or garage a permanently affixed sign suitable to apprise persons using the same of the name of the licensee, the hours of the day or night when such places are open for parking motor vehicles, the rates charged and the closing hours of such parking lot or garage, and the name and telephone number of the person responsible for resolving any service or customer issues during all hours of operation. Where more than one rate is charged for parking, the figures for each rate shall be of the same size and dimensions, and such figures shall measure not less than six inches in height, and the letters and figures indicating the closing hours shall be not less than six inches in height. All such signs shall be subject to the approval of the Director of ~~[Housing Code Enforcement]~~ Zoning or his or her authorized representative.
- B. Where separate rates or charges are made for day parking and night parking, the night rate shall become effective at 6:30 p.m. and notice thereof shall be posted on signs described in the preceding subsection.
- C. All signs shall be erected ~~[at a height not less than eight feet and not more than twelve (12) feet above]~~ two feet by three feet in size and shall be at least near all entrances, exits and payment locations, so that they are clearly legible to customers at the sidewalk level on parking lots, and the same shall apply above the floors of garages and shall not be erected in such manner as to interfere with, mislead or confuse traffic.

**§236-11.- No Change.**

**§236-12.- Parking claim checks; return of vehicle.**

- A. When a vehicle is left for parking in a garage or parking lot which has an attendant on duty, the licensee of the parking lot or garage or the licensee's agent, servant or employee shall furnish the owner or operator of the vehicle with a distinctive claim check which shall have printed thereon the full name and address of the parking lot or garage and a number corresponding to a coupon placed upon the vehicle and shall have written or stamped thereon the date and license number of the motor vehicle. The licensee shall not deliver any vehicle without the proper claim check being presented or without satisfactory proof of ownership of the vehicle. This provision shall not apply where vehicles are parked on a weekly or monthly fee basis. In a self-park, automated/robotic garage which has no attendant on duty, the licensee shall furnish the customer with a receipt or other device to identify the parked vehicle and assure that the vehicle is safely returned to the customer upon payment of the required parking fee.

- B. No parking coupon shall be affixed upon any vehicle so as to obliterate, in whole or in part, any portion of the license plates on such vehicle.

**§236-13.- No Change.**

**§ 236-14.- Entrances and Exits.**

Each parking lot or garage shall have at least one entrance and one exit, which may or may not be combined, and the operator of a parking lot or garage shall keep such entrance and exit properly attended and secured at all times during the period the parking lot or garage is in operation.

**§236-15. Through §236-16.- No Change**

**§236-17. - Notification of claims for damage or loss.**

- A. Every parking licensee shall immediately notify the license issuing authority of every claim made by reason of loss, theft or conversion or any damage or injury to person or property from the operation of a parking lot or garage which occurs during the hours the premises are regularly opened for business as posted upon the premises and printed upon the regular receipt furnished the owner or operator of the parked vehicle.
- B. All automated, self-park and unattended garages shall post signage of the same dimensions as that required by Sec. 236-10 at all kiosks and pay stations informing customers of the procedures for filing a claim for damages arising from an damage to the vehicle or loss or injury to the customer. The sign shall include:
- 1) an email address where a customer may make a claim before leaving the facility as well the name, address and twenty-four hour telephone number where a claim may be filed thereafter;
  - 2) a concise explanation of the information required to validate a claim such as a photo or other appropriate proof of the damage, loss or injury and a copy of the customer's parking receipt.
- C. The owner or operator of an automated, self-park and unattended garage shall respond to any claim within two business days after receipt of the information required to validate the claim. Such response may be by email if the claimant has provided an email address.

**§236-18. Through §236-19.- No Change**

**§236-20.- Care of vehicles after closing time.**

When vehicles are not called for at closing time, if the customer's keys have been left with an attendant, the attendant shall leave the keys and parking coupon for safekeeping at a place within a reasonable distance of the parking lot or garage with a responsible person whose name and address shall be posted in a conspicuous place at the lot or garage. Such person shall release the vehicle only upon proper identification by the person claiming it.

**§236-21.- Fire protection and closed circuit TV systems in robotic/automated parking garages.**

- A. Every parking lot or garage shall be equipped with proper fire extinguishing apparatus subject to the approval of the Department of Public Safety, and all vehicles shall be so parked that they may be reached readily in case of fire or other emergency.
- B. All automated, self-park and unattended parking garages shall be equipped with a closed circuit television system capable of monitoring during hours of operation, all areas available to customers as well as all locations where vehicles are stored and transferred to customers. Recordings from such systems shall be maintained for a period of at least thirty (30) days from the date of recording.

**§236-21.1. - Enforcement and Penalties.**

The provisions of this article shall be enforced by the Jersey City Division of Commerce. All penalties shall be governed by the Jersey City Code.

Severability.

If any provision of this Ordinance or application thereof to any person or circumstance is judged invalid, the invalidity shall not affect other provisions or applications of the Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared severable.

B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.

C. This ordinance shall be part of the Jersey City Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.

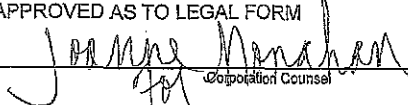
D. This ordinance shall take effect at the time and in the manner provided by law and shall sunset two (2) years thereafter unless re-adopted.

E. The City Clerk and Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

**NOTE:** All new material is underlined; words in [brackets] are omitted.  
For purposes of advertising only, new matter is indicated by **boldface** and repealed matter by *italic*.

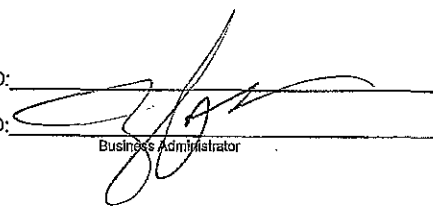
JML/he  
1/03/18

APPROVED AS TO LEGAL FORM

  
Joanne Mancian  
Corporation Counsel

APPROVED:

APPROVED:

  
Business Administrator

Certification Required ☐  
Not Required ☒

# Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 18-002  
TITLE: 3.B JAN 10, 2018 4.B JAN 24 2018

Ordinance amending Chapter 236 (Parking Lots and Garages), Article I  
(Licensing of Parking Lots and Public Garages) of the Jersey City Municipal  
Code to permit Automated, Self-Park Robotic Parking Garages.

RECORD OF COUNCIL VOTE ON INTRODUCTION <u>JAN 10 2018</u> <u>8-0</u>											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
RIDLEY	✓			YUN	✓			RIVERA	ABSENT		
PRINZ-AREY	✓			SOLOMON	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING <u>JAN 24 2018</u> <u>9-0</u>											
Councilperson <u>WATTERMANN</u> moved, seconded by Councilperson <u>RIVERA</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
RIDLEY	✓			YUN	✓			RIVERA	✓		
PRINZ-AREY	✓			SOLOMON	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

## SPEAKERS:

JASON BURG  
DAN SICARDI  
MIKE KULONSKI

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted _____											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
RIDLEY				YUN				RIVERA			
PRINZ-AREY				SOLOMON				WATTERMANN			
BOGGIANO				ROBINSON				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE <u>JAN 24 2018</u> <u>9-0</u>											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
RIDLEY	✓			YUN	✓			RIVERA	✓		
PRINZ-AREY	✓			SOLOMON	✓			WATTERMANN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on JAN 10 2018  
Adopted on second and final reading after hearing on JAN 24 2018

This is to certify that the foregoing Ordinance was adopted by  
the Municipal Council at its meeting on JAN 24 2018

Robert Byrne  
Robert Byrne, City Clerk

\*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date

JAN 24 2018

APPROVED:

Steven M. Fulop, Mayor

Date

JAN 25 2018

Date to Mayor

JAN 25 2018