



# AGENDA

CITY OF CAMDEN

CITY COUNCIL SPECIAL MEETING

*December 2<sup>nd</sup>, 2021 – 4:30 p.m.*

*Honorable Curtis Jenkins, President*  
*Honorable Marilyn Torres, Vice President*  
*Honorable Sheila Davis*  
*Honorable Angel Fuentes*  
*Honorable Felisha Reyes-Morton*  
*Honorable Shaneka Boucher*  
*Honorable Chris Collins*

*Honorable Victor Carstarphen, Mayor*

*Michelle Spearman, City Attorney*  
*Howard McCoach-Acting Counsel to Council*

*Luis Pastoriza, Municipal Clerk*



# **CITY COUNCIL AGENDA**

## **SPECIAL MEETING**

**THURSDAY, DECEMBER 2ND, 2021– 4:30 P.M.**

**CALL TO ORDER**

**FLAG SALUTE**

**ROLL CALL**

**STATEMENT OF COMPLIANCE**

**NOTICE OF MEETING**

### **ORDINANCES 1<sup>ST</sup> READING**

#### **Department of Planning and Development**

1. Ordinance Authorizing Vacation of Sewer Easement Running Through Property (Block No.: 868, Lot No. 14.01) Near the Intersection of 24th Street and Hayes Avenue in Connection with the Cramer Hill Family Urban Renewal Project in the City of Camden

#### **Department of Administration**

2. Ordinance Amending Chapter 7 of the City of Camden City Code, Parking Authority, Formerly Chapter 5; Which was Created by Ordinance No. 1169, Adopted on October 23, 1958, and Further Amended by MC-4810, Adopted on February 21, 2014, to Provide the Parking Authority with the Full Authority as Specified in Parking Authority Law, Including, but Not Limited to, Designating Parking Enforcement Officers with Authority to Issue Summons and to Cause Vehicles Parked, Stored or Abandoned in the City of Camden, in Violation of Law, City Code or Regulations, to be Towed and for the Parking Authority to Cause to be Collected the Costs of Towing and Storage of Said Vehicle.
3. Ordinance Amending Chapter 803 of the City Code, Vehicles Abandoned
4. Ordinance Amending Chapter 815, Vehicles, Immobilization and Impoundment of

## PUBLIC COMMENT

## ADJOURNMENT

### **Please note summary of Public Decorum rules below.**

#### **Rule XVII: Decorum**

*Any person who shall disturb the peace of the Council, make impertinent or slanderous remarks or conduct himself in a boisterous manner while addressing the Council shall be forthwith barred by the presiding officer from further audience before the Council, except that if the speaker shall submit to proper order under these rules, permission for him to continue may be granted by a majority vote of the Council.*

*City Council meetings shall be conducted in a courteous manner. Citizens and Council members will be allowed to state their positions in an atmosphere free of slander, threats of violence or the use of Council as a forum for politics. Sufficient warnings may be given by the Chair at any time during the remarks and, in the event that any individual shall violate the rules of decorum heretofore set forth, the Chairperson may then cut off comment or debate. At the discretion of the Chairperson, light signals may be used to display the commencement of the time for speaking and a warning light may be flashed to show that the appropriate time has passed. A red light will signal that there is no longer time.*

**ORDINANCE AUTHORIZING THE VACATION OF SEWER EASEMENT RUNNING THROUGH PROPERTY (BLOCK NO.: 868, LOT 14.01 NEAR THE INTERSECTION OF 24<sup>TH</sup> STREET AND HAYES AVENUE IN CONNECTION WITH THE CRAMER HILL FAMILY URBAN RENEWAL PROJECT IN THE CITY OF CAMDEN**

**WHEREAS**, Cramer Hill Family Urban Renewal LLC has requested a vacation of sewer easement in connection with the project installation of new sewers proposed at 24<sup>th</sup> Street and Hayes Avenue, Block 868, Lot 14.01, near the intersection of 34<sup>th</sup> Street and Hayes Avenue, Camden, NJ as more particularly set forth in the metes and bounds descriptions attached hereto as Exhibit "A," and

**WHEREAS**, these improvements as existing 20' sewer easement running diagonally through said property is no longer required and shall be vacated by the property owner/developer; and

**WHEREAS**, no reservations or objections have been made; and

**WHEREAS**, the matter has been referred to the City Engineer, who has recommended that the City proceed with the vacation; and

**WHEREAS**, it appears to the City that the public will not be adversely affected by the vacating of the public right in these areas; and

**WHEREAS**, the City is desirous of retaining a utility easement over the portions being vacated; now therefore

**BE IT ORDAINED**, by the City Council of the City of Camden that:

**SECTION 1.** The rights of the public and the City of Camden and to the Plan of Survey, proposed Block and Lots as more particularly set forth in the attached metes and bounds descriptions are hereby extinguished and vacated, with the exception of the retention of a maintenance and utility easement. The vacation shall comply with all conditions of the vacation approval that the applicant is responsible for as per the City Engineer. Please see Exhibit "A" for the detailed legal description of the Block and Lots, being vacated.

**SECTION 2.** All municipal public utilities and cable television lines and facilities, if any, existing in, on or under the vacated streets as described in the legal descriptions shall remain the property of the City of Camden, applicable public utility or cable television company. The City of Camden expressly reserves an easement in, on or under those portions of the streets to be vacated. The party or parties, who become owners of the vacated streets under this ordinance, and their successors in title, shall not have the right to close, remove, relocate, erect any structure upon, or block access to any municipal or public utility or cable television lines or facilities existing in, on or under the vacated streets. They shall have the right to contract with the City of Camden or applicable public utility or cable television company to close, remove, relocate, detour or operate and maintain any such municipal public utility or cable television company lines and facilities. The party or parties who become owners of the vacated streets must maintain fire access to the vacated streets at all times.

**SECTION 3.** The street vacations are subject to the rights of the City of Camden and of public utilities to enter the vacated streets in a reasonable manner for the purpose of inspecting, maintaining, repairing, replacing, closing or removing any municipal public utility or cable television lines and/or facilities remaining in, on or under the vacated streets, unless the City of Camden or public utility or cable television company waives such right by contract or agreement under Section 2 above.

**SECTION 4.** The Municipal Clerk shall have this ordinance published once, not less than (10) days instead of one (1) week prior to the second reading.

**SECTION 5.** Any portion of this ordinance not herein amended and supplemented shall remain in full force and effect.

**SECTION 6.** All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistencies only.

**SECTION 7.** This ordinance shall take effect twenty (20) days after final passage and publication as provided by law.


**SECTION 8.** The Municipal Clerk shall, within sixty (60) days after this ordinance becomes effective, file a certified copy of this ordinance, together with a copy of the proof of publication, in the Office of the Camden County Clerk/Register of Deeds with instructions that the certified copy of this ordinance be recorded and properly indexed in the street vacation book.

**BE IT FURTHER ORDAINED,** that pursuant to N.J.S.A. 52:27BBB-23 and N.J.S.A. 40:69A-41, a true copy of this Ordinance shall be forwarded to the Mayor, who shall have ten (10) days from the receipt thereof to approve or veto this ordinance. Additionally, pursuant to N.J.S.A. 52:27BBB-23, a true copy of this ordinance shall be forwarded to the State Commissioner of Community Affairs, who shall have ten (10) days from the receipt thereof to veto this ordinance, and the action by the Commissioner regarding this ordinance shall supersede any action by the Mayor on the same ordinance. All notices of approval and/or veto shall be filed in the Office of the Municipal Clerk.

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Date of Introduction: December 2, 2021

The above has been reviewed  
and approved as to form.

  
MICHELLE BANKS-SPEARMAN  
City Attorney

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CURTIS JENKINS  
President, City Council

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VICTOR CARSTARPHEN  
Mayor

ATTEST: \_\_\_\_\_  
LUIS PASTORIZA  
Municipal Clerk

**CITY OF CAMDEN  
CITY COUNCIL REQUEST FORM**

**Council Meeting Date: December 7, 2021 [TBD]**

**TO:** Jason Asuncion, Business Administrator

**DATE:** November 16, 2021

**FROM:** Orion C. Joyner, P.E.

**Department Making Request: Planning and Development**

**TITLE OF RESOLUTION/ORDINANCE:** ORDINANCE AUTHORIZING VACATION OF SEWER EASEMENT RUNNING THROUGH PROPERTY (BLOCK NO.: 868, LOT NO. 14.01) NEAR THE INTERSECTION OF 24<sup>TH</sup> STREET AND HAYES AVENUE IN CONNECTION WITH THE CRAMER HILL FAMILY URBAN RENEWAL PROJECT IN THE CITY OF CAMDEN

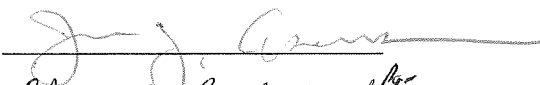
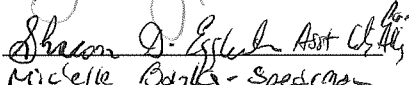
**BRIEF DESCRIPTION:** In connection with the Cramer Hill Family Urban Renewal project installation of new sewers is proposed in 24<sup>th</sup> Street and Hayes Avenue, respectively. As a result of these improvements an existing 20' sewer easement (recorded in Deed Book 491, Page 416-418) running diagonally through said property is no longer required and shall be vacated by the property owner/Developer.

**NOTE:** Special Meeting for this Ordinance to be held during last week of December 2021, subject to City Council President's call of said meeting

**BIDDING PROCESS:** N/A

**APPROPRIATION ACCOUNT(S):** N/A

**AMOUNT:** N/A

	<u>Date</u>	<u>Signature</u>
Approved by Relevant Director:	_____	_____
Approved by Grants Management:	_____	(If applicable)
Approved by Finance Director:	_____	_____
<input type="checkbox"/> CAF –Certifications of Availability of Funds	_____	_____
Approved by Purchasing Agent:	_____	_____
Approved by Business Administrator:	11-16-21	
Received by City Attorney:	11-30-21	 Michele Banks - Spectra
Prepared By:	(Name) Please Print Orion Joyner	(Extension #) 7680
Contact Person:	Orion Joyner	7680

thereof and of every part and parcel thereof and also all the estate right title interest property possession claim and demand whatsoever both in law and equity of the said party of the first part of in and to the said premises with the appurtenances To have and to hold the said premises with all and singular the appurtenances unto the said party of the second part their heirs and assigns to the only proper use benefit and behoof of the said party of the second part their heirs and assigns forever And the said John W Sands and his heirs executors and administrators do by these presents covenant grant and agree to and with the said party of the second part their heirs and assigns that he the said John W Sands and his heirs all and singular the hereditaments and premises herein above described and granted or mentioned and intended so to be with the appurtenances unto the said party of the second part their heirs and assigns against he the said John W Sands and his heirs and against all and every other person or persons whomsoever lawfully claiming or to claim the same or any part thereof shall and will subject to these restrictions warrant and forever defend in witness whereof the said party of the first part to these presents has hereunto set his hand and seal dated the day and year first above written John W Sands -- Neder Sands (Neder Sands-- signed sealed and delivered in the presence of R H Logan Elizabeth Smith State of Pennsylvania Allegheny County ss be it remembered that on this -- day of August in the year of our Lord one thousand nine hundred and twenty one before me an Alderman Ex-officio J P personally appeared John W Sands who I am satisfied is the grantor mentioned in the above deed or conveyance and I having first made known to him the contents thereof he acknowledged that he signed sealed and delivered the same as his voluntary act and deed and the said Neder Sands his wife being of full age on a private examination apart from her said husband before me acknowledged that she signed sealed and delivered the same as her voluntary act and deed freely without any fear threats or compulsion of her said husband all of which is hereby certified Robert H Logan Alderman Ex-officio J P (seal) my commission expires Jan 4th 1926 State of Pennsylvania Allegheny County ss I JOHN DOUGLAS Jr Clerk of the Court of Quarter Sessions in and for the county of Allegheny in the commonwealth of Pennsylvania the same being a court of law and record do by these presents certify that Robert H Logan acquire before whom the foregoing acknowledgment was taken and who has hereunto in his own proper handwriting subscribed his name was at that time and is a Alderman Ex-officio Justice of the Peace in and for said county of Allegheny duly commissioned and sworn and authorized by the law of the commonwealth of Pennsylvania to take affidavits and acknowledgments of deeds for lands and real estate in said commonwealth of Pennsylvania and to all whose acts as such due faith and credit are and of right ought to be given throughout the United States and elsewhere and further that I am acquainted with his handwriting and verily believe the signature thereto to be his genuine signature I further certify that the foregoing acknowledgment was taken in accordance with the laws of the State of Pennsylvania in testimony whereof I have hereunto set my hand and affixed the seal of the court at Pittsburgh this 29th day of Sept. A D 1921 John Douglas Jr Clerk (court seal) (RS-50) Recorded October 6 1921 at 8 A M by

09-491-416 John C Haines Register  
 BEAUMONT MFG. CO. This Agreement made this twenty second day of September 1921 between  
 TO the BEAUMONT MANUFACTURING COMPANY a corporation of the State of New  
 CITY OF CAMDEN Jersey party of the first part and the CITY OF CAMDEN a municipal  
 corporation of the State of New Jersey party of the second part  
 Witnesseth theress the Beaumont Manufacturing Company on this date addressed a

communication to the President and Members of the City Council of Camden New Jersey as follows  
"Gentlemen At the suggestion of your City Engineer we are writing this letter in relation to the sewer that is now being laid or is about to be laid on 24th Street and on Hayes avenue adjoining our property We own a large tract of ground at the southerly corner of Hayes avenue and on 24th street having a frontage along the east line of Hayes avenue of 300 feet running south from 24th street and a frontage on 24th street running east from Hayes avenue of 420 feet. Your City Engineer has made the suggestion that instead of running this sewer in front of our property along 24th street and southwestwardly on Hayes avenue that the same be run diagonally across our property from 24th street to Hayes avenue and that we dedicate or give to the City a right of way of 20 feet in width for this sewer across our property which right of way would be described as follows BEGINNING at a point in the southwest side of 24th street at a distance of 142.49 feet northwest of the centre line of Arthur avenue and running thence westwardly 321.49 feet to the east line of Hayes avenue thence northeastwardly along the east line of Hayes avenue 23.18 feet to a point distant 140.06 feet southwest of 24th street thence eastwardly 275.85 feet to a point in the southwest line of 24th street distant 239.01 feet southeast of Hayes avenue thence south-eastwardly along the southwest line of 24th street 38.50 feet to the place of beginning. We are willing to consent to this arrangement and to enter into an agreement duly executed by our officers under the seal of our company to dedicate or give this right of way to the City of Camden for the nominal consideration of One Dollar provided 1st that our property is not to be charged with or assessed for any benefits from the installation of this sewer 2nd that we are to have the use of such sewer subject of course to the rules and regulations of the City and of the State and local Board of Health 3rd the City authorities are to have the right at all times to enter upon said right of way for the purpose of repairing altering or reconstructing the sewer which is to be laid from 24th street to Hayes avenue within the lines of said right of way 4th Our Company is to have the privilege of erecting or constructing and maintaining from time to time hereafter a building or buildings in over or across said right of way including railroad track or tracks and other constructions provided however that we shall not in erecting or maintaining any such constructions damage said sewer or interfere with the use by the City or the property holders using the same provided also that we shall construct and maintain within the line of said right of way and on the surface thereof a manhole or other proper connection with said sewer in any such building or buildings to be constructed by us so as to permit the city authorities to have free access to said sewer for the purposes herein set forth 5th If in constructing or maintaining such sewer the City of Camden shall disturb or injure the concrete pavement now maintained by us opening into 24th street the City at its own expense is to restore pavement and is also to restore the surface of the said right of way after the installation of said sewer and put the same in good condition including the putting back of the said concrete pavement in its original condition or as in good condition as the same now is 6th If the fence now constructed or maintained by our Company is disturbed by the city or injured the same shall be restored after said sewer is laid by the city at its own expense and to its present condition or to a condition as good as the same is at present maintained by us under these terms and conditions we will consent to the construction and maintenance by the City within the lines of said right of way of the sewer or drain which the city has heretofore arranged to construct along 24th street and along Hayes avenue" And whereas the City Council of the City of Camden thereupon adopted a resolution that a contract be entered into on behalf of the City of Camden with the Beaumont Manufacturing Company concerning said right of way in accordance with said communication said contract to be executed by the Mayor and City Clerk under the seal of the City  
NOW THEREFORE for and in consideration of the premises as well as for and in consideration of the faithful performance of the terms and conditions heretofore set forth in said communication above mentioned the said parties have and they do hereby agree to and with each other as



follows 1st The Beaumont Manufacturing Company hereby gives grants conveys and dedicates to the City of Camden and its successors a right of way for the construction and maintenance of a sewer in front under and across all the following described plot of land and premises situate in the City and County of Camden State of New Jersey bounded and described as follows BEGINNING at a point in the southwest side of 24th street at a distance of 142.49 feet northwest of the centre line of Arthur Avenue and running thence westwardly 324.49 feet to the east line of Hayes Avenue thence north-easterly along the east line of Hayes Avenue 25.18 feet to a point distant 140.06 feet southwest of 24th street thence easterly 275.83 feet to a point in the southwest line of 24th street distant 239.01 feet southeast of Hayes Avenue thence south-easterly along the southwest line of 24th street 38.50 feet to the place of beginning Subject to the terms and conditions of the communication above recited bearing even date herewith 2nd the City of Camden accepts the grant and dedication of said right of way subject to the terms and conditions above mentioned This agreement to extend to and bind the successors and legal representatives of both parties In witness where-of the Beaumont Manufacturing Company has caused this agreement to be signed by its president and attested by its secretary under its corporate seal pursuant to the direction of its Board of Directors and the City of Camden has caused this agreement to be executed by the Mayor and City Clerk under its corporate seal the day and year first above written signed sealed and delivered in the presence of --

BEAUMONT MANUFACTURING COMPANY

by R H Beaumont president (corp seal)

attest H E Birch secretary

CITY OF CAMDEN

by Charles H Ellis Mayor (corp seal)

attest Morris Odell  
City Clerk

State of New Jersey County of Camden SS be it remembered that on this 4th day of October in the year of our Lord one thousand nine hundred and twenty one before me a Notary Public of New Jersey personally appeared H E Birch who being duly sworn on his oath and due proof to my satisfaction that R H Beaumont is president and deponent is secretary of the Beaumont Manufacturing Co corporation grantor in the within agreement that deponent well knows the common seal of said corporation that the seal affixed to said mortgage is the common seal of said corporation and was so affixed thereto and said agreement was signed and delivered by said president in the presence of deponent as the voluntary act and deed of said corporation pursuant to resolution of the directors thereof and that deponent thereupon signed his name thereto as a witness thereof H E Birch sworn and subscribed before me the day and year aforesaid all of which I do hereby certify Ida M Strang Notary Public of N J (seal) my commission exp 12/15/24  
Recorded October 6 1921 at 8 A M by *John C. Haines Register*

ALFRED CRAMER JR & ALS) This Indenture made the twenty ninth day of May in the year of TO our Lord one thousand nine hundred and twenty 1920 between  
GEORGE M KILMER & UX ) ALFRED CRAMER JR D PARVIN WESTCOTT AND HARRY C C SHUTE executors  
under the last will and testament of Alfred Cramer deceased and  
PRISCILLA A CRAMER widow of said Alfred Cramer deceased late of the City and County of Camden and State of New Jersey of the first part and GEORGE M HELLER AND ROSS his wife of the City and County of Camden State of New Jersey of the second part Witnesseth that the said party of the first part for and in consideration of the sum of One

LEGAL DESCRIPTION  
FOR LOTS 14.01, BLOCK 868  
(TRACT 2)  
CITY OF CAMDEN  
CAMDEN COUNTY, NEW JERSEY

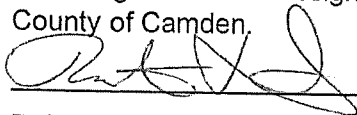
**ALL THAT CERTAIN** tract or parcel of land and premises lying, being and situate in the City of Camden, County of Camden, and State of New Jersey being more particularly described as follows:

**BEGINNING** at the intersection of the southwesterly line of 24<sup>th</sup> Street (50 feet wide) with the northeasterly line of Hayes Avenue (40 feet wide), and extending; thence

- (1) Along the southwesterly line of 24<sup>th</sup> Street, South 52 degrees 08 minutes 50 seconds East, a distance of 420.00 feet to a point; thence
- (2) Along the westerly line of Lot 1, Block 872, South 37 degrees 51 minutes 10 seconds West, a distant of 201.91 feet to a point; thence
- (3) Along the northerly line of Lot 14, Block 868, North 52 degrees 08 minutes 50 seconds West, a distance of 420.00 feet to a point in the northeasterly line of Hayes Avenue; thence
- (4) Along the said line, North 37 degrees 51 minutes 10 seconds East, a distance of 201.91 feet to a point and place of **BEGINNING**.

CONTAINING within said bounds 84,801.95 S.F. (1.95 Acres) of land more or less.

Lot being known and designated as Lot 14.01, Block 868 on the Tax Map of the city of Camden, County of Camden.

 11/23/21

Robert R. Stout, PLS

Date

New Jersey license # 38421

MBS  
12/2/2021

O-2

**ORDINANCE AMENDING CHAPTER 7 OF THE CITY OF CAMDEN CITY CODE, PARKING AUTHORITY, FORMERLY CHAPTER 5; WHICH WAS CREATED BY ORDINANCE NO. 1169, ADOPTED ON OCTOBER 23, 1958, AND FURTHER AMENDED BY MC-4810, ADOPTED ON FEBRUARY 21, 2014, TO PROVIDE THE PARKING AUTHORITY WITH THE FULL AUTHORITY AS SPECIFIED IN PARKING AUTHORITY LAW, INCLUDING, BUT NOT LIMITED TO, DESIGNATING PARKING ENFORCEMENT OFFICERS WITH AUTHORITY TO ISSUES SUMMONS AND TO CAUSE VEHICLES PARKED, STORED OR ABANDONED IN THE CITY OF CAMDEN, IN VIOLATION OF LAW, CITY CODE OR REGULATIONS, TO BE TOWED AND FOR THE PARKING AUTHORITY TO CAUSE TO BE COLLECTED THE COSTS OF TOWING AND STORAGE OF SAID VEHICLE**

**WHEREAS**, this City Council of the City of Camden has determined that it is in the best interests of the City of Camden that Chapter 7; Article XIII, Section 7-70, Parking Authority, formerly Chapter 5, which was created by Ordinance No. 1169, adopted on October 23, 1958, and further amended and supplemented by Municipal Ordinance MC-4810, adopted on February 21, 2014, be amended; and

**WHEREAS**, this City Council has determined that it is in the best interests of the residents of the City of Camden that the Parking Authority have the ability and authority, as provided for in the Parking Authority Law, as specified at N.J.S.A. 40:11A-6(2), for "the management and operation of onstreet and other parking meters and related facilities and enforcement of the applicable law, ordinances and regulations as to the parking of vehicles in" the City of Camden, "and the consequent promotion of free movement of traffic and relief of traffic congestion on the streets" of the City of Camden and "improvement of conditions affecting the public safety and welfare therein"; and

**WHEREAS**, this City Council has also determined that it is in the best interests of the residents of the City of Camden that the Parking Authority have the ability and authority, as provided for in the Parking Authority Law, as specified at N.J.S.A. 40:11A-22 (3)(c), to have full enforcement authority, on behalf of the City of Camden "of all or any of the applicable law, ordinances, and regulations as to the parking of vehicles" in the City of Camden, "whether upon streets or on lands or other facilities owned or maintained" by the City of Camden or the Parking Authority or elsewhere; and

**WHEREAS**, this City Council has also determined that it is in the best interests of the residents of the City of Camden that the Parking Authority have the ability and authority, as provided for in the Parking Authority law, as specified at N.J.S.A. 40:11A-22(3)(d) to designate Parking Enforcement Officers, who shall meet the requirements of the Parking Authority Law, with full power and authority within the City of Camden to issue summonses for violations of parking laws, City ordinances and regulations and for any vehicle parked, stored or abandoned in violation of law, City ordinances or regulations, to cause it to be towed away from the scene of the violation; and

**WHEREAS**, N.J.S.A. 40:11A-22(3)(d) also permits the Parking Authority to cause to be collected from an owner of such towed vehicle the costs of the towing and subsequent storage of such vehicle before surrendering said vehicle to such owner; and

**WHEREAS**, the City of Camden and the Parking Authority plan to enter into a Shared Services Agreement (SSA) for the purpose of the City of Camden to provide the Parking Authority with the authority to assume control of all towing operations for the City of Camden, including but not limited to, the towing and storage of illegally parked and abandoned vehicles in the City of Camden and this SSA will also establish the allocation of costs and fees associated with this

arrangement, and as provided for in the Parking Authority Law, as specified at N.J.S.A. 40:11A-22 (3); and

**WHEREAS**, the City Council of the City of Camden now seeks to grant the authority to the Parking Authority as described herein; now therefore,

**BE IT ORDAINED**, by the City Council of the City of Camden in Camden County, in the State of New Jersey, that Chapter 7, Article XIII, Section 7-70; Parking Authority, is hereby amended as follows:

**§7-70. Parking Authority.**

- A. Same.
- B. Except as otherwise provided in this subsection B, said Parking Authority shall possess and exercise all of the rights and powers, and perform all of the functions and duties, as provided by and in accordance with said Parking Law, including, without limitation, the full exercise of the power of eminent domain, subject, however, to the limitation that the power of eminent domain shall only be used, without the consent of City Council, for the purpose of acquiring real property for a parking garage, surface parking lot, or other similar facility.
- C. Said Parking Authority may only acquire other real property by the power of eminent domain with the consent of City Council.
- D. Pursuant to the Parking Authority Law as specified at N.J.S.A. 40:11A-6(2), the Parking Authority shall have ability and the authority for “the management and operation of onstreet and other parking meters and related facilities and enforcement of the applicable law, ordinances and regulations as to the parking of vehicles” within the entire City of Camden, “and the consequent promotion of free movement of traffic and relief of traffic congestion on the streets” of the City of Camden and “improvement of conditions affecting the public safety and welfare therein”; and
- E. Pursuant to the Parking Authority Law as specified at N.J.S.A. 40:11A-22 (3)(c), the Parking Authority shall have enforcement authority, on behalf of the City of Camden “of all or any applicable law, ordinances, and regulations as to the parking of vehicles” in the City of Camden, “whether upon streets or on lands or other facilities owned or maintained” by the City of Camden or the Parking Authority or elsewhere; and
- F. Pursuant to the Parking Authority Law as specified at N.J.S.A. 40:11A-22(3)(d), the Parking Authority shall have the ability and authority to designate Parking Enforcement Officers, as defined at N.J.S.A. 40:11A-22.1, who shall meet all of the requirements of the Parking Authority Law, with full power and authority within the entire City of Camden to issue summonses for violations of parking laws, City ordinances and regulations and for any vehicle parked, stored or abandoned in violation of law, City ordinances or regulations within the City of Camden, to cause it to be towed away from the scene of the violation; and
- G. Pursuant to the Parking Authority Law, as specified at N.J.S.A. 40:11A-22(3)(d), the Parking Authority, on its own, or through the procurement of a contractor, shall have the ability and authority to establish towing and storage fees, and to cause to be collected from an owner of a towed vehicle which was parked, stored or abandoned in violation of law, City ordinances or regulations, the costs of the towing and subsequent storage of such vehicle before surrendering said vehicle to such owner.

- H. The Parking Authority shall also have the authority to exercise all other authority in the Parking Authority Law, N.J.S.A. 40:11A-1 et seq., which is not inconsistent with this ordinance.
- I. To the extent that the City of Camden creates or modifies any ordinance concerning illegally parked or abandoned vehicles within the City of Camden, and the towing and storage of same, the enforcement authority of the Parking Authority, as described herein, shall remain in full force and effect, unless that newly created or amended ordinance specifies otherwise.

**BE IT FURTHER ORDAINED**, that all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency only.

**BE IT FURTHER ORDAINED** that this ordinance shall take effect twenty (20) days after final passage and publication as provided by law.

**BE IT FURTHER ORDAINED** that pursuant to N.J.S.A. 52:27BBB-23 and N.J.S.A. 40:69A-41, a true copy of this Ordinance shall be forwarded to the Mayor, who shall have ten (10) days from the receipt thereof to approve or veto this Ordinance. Additionally, pursuant to N.J.S.A. 52:27BBB-23, a true copy of this Ordinance shall be forwarded to the State Commissioner of Community Affairs, who shall have ten (10) days from the receipt thereof to veto this Ordinance, and the action by the Commissioner regarding this Ordinance shall supersede any action by the Mayor on the same Ordinance. All notices of approval and/or veto shall be filed in the Office of the Municipal Clerk.

Date of Introduction: December 2, 2021

The above has been reviewed  
and approved as to form.

  
MICHELLE BANKS-SPEARMAN  
City Attorney

\_\_\_\_\_  
CURTIS JENKINS  
President, City Council

\_\_\_\_\_  
VICTOR CARSTARPHEN  
Mayor

ATTEST: \_\_\_\_\_  
LUIS PASTORIZA  
Municipal Clerk

**CITY OF CAMDEN**  
**CITY COUNCIL REQUEST FORM**

<b>Council Meeting Date: December 2, 2021</b>
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**TO:** City Council

**FROM:** Marc Riordino, Esq., Acting Business Administrator

**Department Making Request:** Administration

**TITLE OF RESOLUTION/ORDINANCE:** ORDINANCE AMENDING CHAPTER 7 OF THE CITY OF CAMDEN CITY CODE, PARKING AUTHORITY, FORMERLY CHAPTER 5; WHICH WAS CREATED BY ORDINANCE NO. 1169, ADOPTED ON OCTOBER 23, 1958, AND FURTHER AMENDED BY MC-4810, ADOPTED ON FEBRUARY 21, 2014, TO PROVIDE THE PARKING AUTHORITY WITH THE FULL AUTHORITY AS SPECIFIED IN PARKING AUTHORITY LAW, INCLUDING, BUT NOT LIMITED TO, DESIGNATING PARKING ENFORCEMENT OFFICERS WITH AUTHORITY TO ISSUES SUMMONS AND TO CAUSE VEHICLES PARKED, STORED OR ABANDONED IN THE CITY OF CAMDEN, IN VIOLATION OF LAW, CITY CODE OR REGULATIONS, TO BE TOWED AND FOR THE PARKING AUTHORITY TO CAUSE TO BE COLLECTED THE COSTS OF TOWING AND STORAGE OF SAID VEHICLE

**BRIEF DESCRIPTION OF ACTION:** City Administration has determined it is in the best interests of the residents of the City of Camden that the Parking Authority of the City of Camden has the ability and authority, as provided for in the Parking Authority Law for:

1. For the management and operation of on street and other parking meters and related facilities and enforcement of the applicable law, ordinances and regulations as to the parking of vehicles in Camden, and the consequent promotion of free movement of traffic and relief of traffic congestion on the streets of the City and improvement of conditions affecting the public safety and welfare therein;"
2. To have full enforcement authority, on behalf of the City of all or any of the applicable law, ordinances, and regulations as to the parking of vehicles in the City of Camden, whether upon streets or on lands or other facilities owned or maintained by the City or the Parking Authority or elsewhere;
3. To designate Parking Enforcement Officers, who shall meet the requirements of the Parking Authority Law, with full power and authority within the City to issue summonses for violations of parking laws, City ordinances and regulations and for any vehicle parked, stored or abandoned in violation of law, City ordinances or regulations, to cause it to be towed away from the scene of the violation; and
4. To permit the Parking Authority to cause to be collected from an owner of such towed vehicle the costs of the towing and subsequent storage of such vehicle before surrendering said vehicle to such owner.

**BIDDING PROCESS:** Not applicable.

*Procurement Process: Bid#, RFP#, State Contract#, Non-Fair & Open, EUS:*

Please note that the Contact Person is the point person for providing pertinent information regarding request.

If request is a walk-on, the Contact Person will be responsible for picking up the Council request(s) from the City Attorney's Office to make necessary copies for Council Meeting.

**\*\*\*Please attach all supporting documents\*\*\***

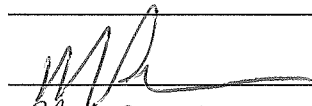
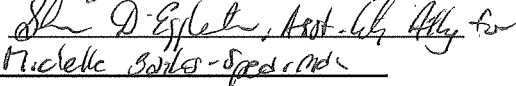
APPROPRIATION ACCOUNT(S): (If applicable)

AMOUNT: (If applicable)



**Waiver Request Form Attached for State DCA/DLGS Approval - (If applicable)**

For Example: **Form "A"** - Request for approval of Employees Requiring Advice and Consent of Governing Body, **Form "D"** - Contract Request, **Form "E"** - Creation/Extension of Services, **Form "G"** - Grant Approval, **Form "H"** - Bond Ordinance or Contract Request, **Form "I"**, "Best Price Insurance Contracting" Model Ordinance

	<u>Date</u>	<u>Signature</u>
Approved by Relevant Director:	_____	_____
Approved by Grants Management:	_____	_____
Approved by Finance Director:	_____	_____
<input type="checkbox"/> CAF -Certifications of Availability of Funds		(If applicable)
Approved by Purchasing Agent:	_____	_____
Approved by Business Administrator:	11-29-21	
Received by City Attorney:	11/20/21	 Michelle Santos-Spencer
	(Name) Please Print	(Extension #)

Prepared By: \_\_\_\_\_

Contact Person: \_\_\_\_\_

Please note that the Contact Person is the point person for providing pertinent information regarding request.

If request is a walk-on, the Contact Person will be responsible for picking up the Council request(s) from the City Attorney's Office to make necessary copies for Council Meeting.

\*\*\*\*Please attach all supporting documents\*\*\*\*

**ORDINANCE AMENDING  
CHAPTER 803 (VEHICLES, ABANDONED)  
OF THE CITY CODE**

**WHEREAS**, the City Council understands that Chapter 803 (Vehicles, Abandoned) currently regulates the impoundment, disposition, reclamation, and scrapping of vehicles; and

**WHEREAS**, the City of Camden understands that Chapter 803 needs to be further amended to facilitate the City of Camden's efficient impoundment, disposition, reclamation, and scrapping of vehicles, under said Chapter, all in compliance with current state law governing the same; and

**WHEREAS**, the City of Camden seeks to amend this Chapter to permit both the Parking Authority of the City of Camden and the Camden County Police Department, Metro Division, to oversee the ticketing and towing, as necessary, of illegally parked or abandoned vehicles in the City of Camden and on behalf of the City of Camden; now, therefore

**BE IT ORDAINED** by the City Council of the City of Camden that Chapter 803, Sections 1 through 12 are hereby amended as follows:

**CHAPTER 803: VEHICLES, ABANDONED**

**§ 803-1 Business Administrator Authority.**

- A. On behalf of the City of Camden, the Business Administrator or his designee(s) shall oversee and ensure compliance with this Chapter and shall also oversee the disposition of tangible personal property as provided for in in this Chapter below.
- B. The authority and administration of this Chapter shall rest with officials of the Parking Authority or with officials of the Camden County Police Department, Metro Division or their agents acting under a contract approved by the Parking Authority or the Camden County Police Department, Metro Division. Authorized officials of the Parking Authority and/or the Camden County Police Department, Metro Division, shall be vested with the authority to enforce any and all ordinances providing for ticketing of illegally parked or abandoned vehicles and the Parking Authority and the Camden County Police Department, Metro Division or their agents acting under an approved contract or contracts, shall also be vested with the authority to enforce any and all ordinances providing for towing, immobilizing and impounding of abandoned and unclaimed vehicles and the collection of all fees and fines therein.

**§ 803-2 Identification of abandoned vehicles; impoundment.**

Any motor vehicle which is unclaimed and/or abandoned within the City of Camden is hereby declared to be a nuisance and the same may be summarily abated by the removal thereof and impoundment thereof, as follows:

- A. Upon discovery of a vehicle suspected of being unclaimed or abandoned by an authorized official of the Parking Authority or the Camden County Police Department, Metro Division, a sticker, stating that this vehicle shall be deemed to be abandoned and unclaimed if not removed within 48 hours, shall be affixed to such vehicle by an authorized official of the Parking Authority or the Camden County Police Department, Metro Division, unless an authorized official of the Parking Authority or the Camden County Police Department, Metro Division determines that immediate towing is necessary.
- B. Upon discovery of a motor vehicle found unclaimed and abandoned by an authorized official of the Parking Authority or the Camden County Police Department, Metro



Division, the taking of possession shall be reported immediately to the Director of the New Jersey Motor Vehicle Commission pursuant to N.J.S.A. 39:10A-1 on a form prescribed by said Director for verification of ownership by the Parking Authority, the Camden County Police Department, Metro Division or their agents.

- C. Upon discovery of a motor vehicle suspected to be unclaimed and abandoned by an authorized official of the Parking Authority or the Camden County Police Department, Metro Division, and prior to taking possession of said motor vehicle, an authorized official of the Parking Authority, the Camden County Police Department, Metro Division or their agents, shall confirm whether the motor vehicle is to be considered stolen. If, after the allotted time as outlined in § 803-2A has expired, the owner of said vehicle has not voluntarily removed said vehicle, said vehicle may be removed under the direction or at the request of any authorized official of the Parking Authority or the Camden County Police Department, Metro Division, by means of towing or otherwise to a storage lot as designated by the Parking Authority or the Camden County Police Department, Metro Division. Upon the removal of a vehicle to a storage lot, the Parking Authority, the Camden County Police Department, Metro Division, or their agents, shall institute the notice requirements of N.J.S.A. 39:10A-1.

**§ 803-3 Sale of vehicles and property remaining unclaimed.**

- A. When an impounded motor vehicle shall have remained unclaimed by the owner or other person having legal right thereof for the period of time as provided for in N.J.S.A. 39:10A-1, the same may be sold at auction in a public place or otherwise disposed of, as provided for in N.J.S.A. 39:10A-1 and this Chapter. The Parking Authority or the Camden County Police Department, Metro Division, or their agents, shall give notice of such sale or other disposition of the vehicle which shall be made in conformity with N.J.S.A. 39:10A-1, describing said vehicle with reasonable clarity by manufacturer's trade name or make, motor number and license number and stating therein the name of any owner or any holder of a security interest, if known. Furthermore, all sales or other dispositions of vehicles shall be made in conformity with N.J.S.A. 39:10A-1 and this Chapter.
- B. Any tangible personal property found within said vehicle shall be returned to the owner or, if not claimed, turned over to the Business Administrator or his designee for disposition of sale pursuant to N.J.S.A. 40A:14-157.

**§ 803-4 Use of proceeds from sale.**

- A. Any proceeds obtained from the sale of a vehicle at public auction or other disposition of a vehicle in excess of the amount owed to the Parking Authority or the Camden County Police Department, Metro Division, or their agents acting under an approved contract or contracts for the costs of removal and storage of the motor vehicle, as well as any fines, penalties and court costs assessed against the owner of the vehicle for a violation that gave rise to the impoundment or immobilization of the vehicle and any outstanding warrants against the motor vehicle shall be returned to the owner of the vehicle if his address and name are known. Otherwise, the proceeds of the sale or other disposition in excess of the amount owed to the Parking Authority, or the Camden County Police Department, Metro Division, shall be retained by the City of Camden.
- B. Any fines, penalties and charges derived herein shall be paid to the Parking Authority or the Camden County Police Department, Metro Division, to the extent they are due and owing. Otherwise, fines, penalties and charges derived herein shall be paid to the City of Camden.

**§ 803-5 Vehicles with Outstanding Warrants or Unpaid Parking Tickets.**

- A. Vehicles located within the City of Camden which are identified as having outstanding warrants or three (3) or more delinquent traffic or parking tickets shall be subject to Chapter 815 of the City of Camden Code.

- C. Any tangible personal property found within said motor vehicle shall be returned to the owner or, if not claimed, turned over to the Business Administrator or his designee for disposition of sale pursuant to N.J.S.A. 40A:14-157.

**§ 803-6 Reclaiming of impounded vehicles upon payment of costs.**

At any time prior to the sale, the owner of the motor vehicle or other person entitled to the motor vehicle may reclaim possession of the motor vehicle upon payment of the costs of removal and storage of the motor vehicle. Additionally, the fines, penalties and court costs assessed against the owner or other person entitled to the motor vehicle which gave rise to the removal and impoundment thereof must also be paid.

**§ 803-7 Reclamation costs.**

- A. The reclamation costs for the towing, impoundment and storage of the vehicle, if performed directly by the city or its employees, are as follows:

(1) For a vehicle placed at a City storage lot, storage fees for that vehicle shall be:

- (a) First day (first 24-hour period); no charge.
- (b) A limit of \$3.00 per day for the 2nd through 30th days;
- (c) A limit of \$2.00 per day thereafter.

B. For vehicles which are towed by private contractor(s) who have been awarded the contract as the result of public bidding by the Parking Authority or the Camden County Police Department, Metro Division and placed on a City storage lot, the towing fees shall be those arising pursuant to the City Contract to provide for the removal and storage of abandoned, disabled and impounded vehicles and the storage fees shall be those listed in §803-7 A (1).

C. For vehicles which are towed by private contractor(s) who have been awarded contract(s) as the result of public bidding by the Parking Authority or the Camden County Police Department, Metro Division and are stored at the private contractor's storage facility, then the reclamation costs shall be those provided for in this Chapter and in the contract between the Parking Authority or the Camden County Police Department, Metro Division and the private contractor(s).

**§ 803-8 Junk title for old vehicles.**

When any towed vehicle has been determined by an authorized official of the Parking Authority or the Camden County Police Department, Metro Division, to be eligible for junk title as defined by N.J.S.A. 39:10A-3, junk title may be sought from the New Jersey Motor Vehicle Commission by the Parking Authority, the Camden County Police Department, Metro Division or their agents, and the vehicle shall be sold or otherwise disposed of and such sale or other disposition of the vehicle shall be made in conformity with N.J.S.A. 39:10A-1 and this Chapter.

**§ 803-9 Scrap vehicles.**

- A. Whenever any abandoned or unclaimed motor vehicle has been so deteriorated, damaged or stripped of useable parts as to be rendered to scrap and thus no longer a motor vehicle, an authorized official of the Parking Authority or the Camden County Police Department, Metro Division are authorized to certify the same as motor vehicle scrap. Such motor vehicle scrap may be sold or otherwise disposed of and removed to a scrap processing company or junk dealer. Said disposition shall be accomplished without the need for title papers, certificate of ownership, junk title certificate or any further certification or verification from the New Jersey Motor Vehicle Commission.
- B. No such motor vehicle scrap shall be removed from private property by an authorized official of the Parking Authority or the Camden County Police Department, Metro Division. Any vehicle identified as scrap pursuant to §803-9A, shall not be sold or otherwise disposed for a period of twenty (20) business days and the sale or other disposition of the vehicle is to be made in accordance with state law and this Chapter.

- C. Upon disposition of motor vehicle scrap thereof by an authorized official of the Parking Authority or the Camden County Police Department, Metro Division, the vehicle identification number thereof and any motor vehicle registration plate attached thereto shall be turned into the New Jersey Motor Vehicle Commission, destroyed or obliterated. The certificate as motor vehicle scrap shall include a picture thereof and shall be made on such form and in such detail as prescribed by the Director of the New Jersey Motor Vehicle Commission. The Parking Authority or the Camden County Police Department, Metro Division shall keep, as a public record, the name and address of the purchaser or recipient of said motor vehicle scrap and the terms of transfer thereof for a period as prescribed by law.
- D. For all All-Terrain Vehicles (ATVs) or other similar types of off-road vehicles, which are towed to and stored by the Parking Authority or the Camden County Police Department, Metro Division, or their agents acting under approved contracts, this section shall apply. The Parking Authority or the Camden County Police Department, Metro Division, or their agents, shall promptly notify the owner and any known holder of a security interest that the ATV or other similar type of off-road vehicle is being stored on a contractor's lot. If the owner and any known holder of a security interest of the ATV or other similar type of off-road vehicle fails to respond to the notice within thirty (30) days, the ATV or other similar type of off-road vehicle, may be sold at public auction or otherwise disposed of as scrap and removed to a scrap processing company or junk dealer. Notice of the sale or other disposition of the ATV or other similar type of off-road vehicle, shall be given by certified mail, to the owner, if his name and address be known, and any known holder of a security interest, and by publication in one or more newspapers published in this state and circulating in the city, at least five days before the date of the sale or other disposition. Said disposition shall be accomplished without the need for title papers, certificate of ownership, junk title certificate or any further certification or verification from the New Jersey Motor Vehicle Commission.

**§ 803-10 Sale of vehicles without title certificates.**

Upon the sale of a motor vehicle to a Third Party Purchaser for which standard or junk title cannot be obtained from the New Jersey Motor Vehicle Commission, the Parking Authority or the Camden County Police Department, Metro Division, or their agents acting under approved contracts, shall provide the purchaser with a bill of sale or other similar document indicating the purchase made by the Third Party Purchaser.

**§ 803-11 Liability of City for vehicles sold.**

The City of Camden, the Parking Authority or the Camden County Police Department, Metro Division, upon sale or other disposition of a motor vehicle pursuant to the provisions of this chapter, give no warranties or guaranties of any nature whatsoever. Furthermore, upon the sale or other disposition of a motor vehicle pursuant to the provisions of this chapter, all claims of interest therein shall be forever barred as provided by the laws of the State of New Jersey, and the City of Camden, the Parking Authority or the Camden County Police Department, Metro Division, sells, or for other disposition, otherwise gives up all right, title and interest which they may have in said motor vehicle and is released from any liability concerning said sale or other disposition or said taking. Upon the sale or other disposition of a motor vehicle pursuant to the provisions of this Chapter, such liability shall be the responsibility of the purchaser or the recipient.

**§ 803-12 Other penalties allowed.**

The impounding or immobilizing of a motor vehicle shall not preclude or prevent the institution of prosecution for any criminal or any other violation of a city ordinance or state statute in any court of this state, including the Municipal Court, against the owner or operator of such impounded or immobilized vehicle.

**BE IT FURTHER ORDAINED** that any portion of the City Code not herein amended and supplemented shall remain in full force and effect.

**BE IT FURTHER ORDAINED** that all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency only.

**BE IT FURTHER ORDAINED** that if any provision of this ordinance is declared invalid, such invalidity shall not affect the other provisions of this ordinance. Furthermore, the other provisions of this ordinance are deemed to be severable and remain in full force and effect.

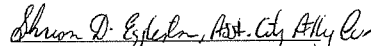
**BE IT FURTHER ORDAINED** that this ordinance shall take effect twenty (20) days after its final passage and publication as provided by law.

**BE IT FURTHER ORDAINED** that pursuant to N.J.S.A. 52:27BBB-23 and N.J.S.A. 40:69A-41, a true copy of this Ordinance shall be forwarded to the Mayor, who shall have ten (10) days from the receipt thereof to approve or veto this Ordinance. Additionally, pursuant to N.J.S.A. 52:27BBB-23, a true copy of this Ordinance shall be forwarded to the State Commissioner of Community Affairs, who shall have ten (10) days from the receipt thereof to veto this Ordinance, and the action by the Commissioner regarding this Ordinance shall supersede any action by the Mayor on the same Ordinance. All notices of approval and/or veto shall be filed in the Office of the Municipal Clerk.

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Date of Introduction: December 2, 2021

The above has been reviewed  
and approved as to form.

  
MICHELLE BANKS-SPEARMAN  
City Attorney

---

CURTIS JENKINS  
President City Council

---

VICTOR CARSTARPHEN  
Mayor

ATTEST: 

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LUIS PASTORIZA  
Municipal Clerk

**CITY OF CAMDEN**  
**CITY COUNCIL REQUEST FORM**

Council Meeting Date: December 2, 2021

**TO:** City Council

**FROM:** Marc Riondino, Esq., Acting Business Administrator

**Department Making Request:** Administration

**TITLE OF RESOLUTION/ORDINANCE:** ORDINANCE AMENDING CHAPTER 803  
(VEHICLES, ABANDONED) OF THE CITY CODE

**BRIEF DESCRIPTION OF ACTION:** Chapter 803 (Vehicles, Abandoned) currently regulates the impoundment, disposition, and reclamation of vehicles. The City Administration understands that Chapter 803 needs to be further amended to facilitate the City of Camden's efficient impoundment, disposition and reclamation of vehicles under said Chapter, all in compliance with current state law governing the same. Accordingly, the City seeks to amend Chapter 803 to permit both the Parking Authority of the City of Camden and the Camden County Police Department, Metro Division, to oversee the ticketing and towing, as necessary, of illegally parked or abandoned vehicles in the City of Camden and on behalf of the City of Camden.

**BIDDING PROCESS:**

*Procurement Process: Bid#, RFP#, State Contract#, Non-Fair & Open, EUS:*


**APPROPRIATION ACCOUNT(S):** *(If applicable)*

**AMOUNT:** *(If applicable)*



**Waiver Request Form Attached for State DCA/DLGS Approval - *(If applicable)***

*For Example: Form "A" - Request for approval of Employees Requiring Advice and Consent of Governing Body, Form "D" - Contract Request, Form "E" - Creation/Extension of Services, Form "G" - Grant Approval, Form "H" - Bond Ordinance or Contract Request, Form "I", "Best Price Insurance Contracting" Model Ordinance*

	<u>Date</u>	<u>Signature</u>
Approved by Relevant Director:	_____	_____
Approved by Grants Management:	_____	_____
Approved by Finance Director:	_____	_____
<input type="checkbox"/> CAF -Certifications of Availability of Funds		(If applicable)
Approved by Purchasing Agent:	_____	_____
Approved by Business Administrator:	11-29-21	

Please note that the Contact Person is the point person for providing pertinent information regarding request.

If request is a walk-on, the Contact Person will be responsible for picking up the Council request(s) from the City Attorney's Office to make necessary copies for Council Meeting.

**\*\*\*\*Please attach all supporting documents\*\*\*\***

Received by City Attorney:

11/30/12

Shirley D. Esler Asst. City Atty  
Michele Bodas-Spedrino

(Name) Please Print

(Extension #)

Prepared By: \_\_\_\_\_

Contact Person: \_\_\_\_\_

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\*\*\*\*Please attach all supporting documents\*\*\*\*

**ORDINANCE AMENDING CHAPTER 815  
VEHICLES, IMMOBILIZATION AND IMPOUNDMENT OF**

**§ 815-1. Statutory authority.**

New Jersey Statutes Annotated 39:4-139.13 authorizes the City of Camden to enact an ordinance authorizing the impoundment or immobilization of vehicles found within the City if there are any outstanding warrants against such vehicles. The Camden City Council hereby exercises this authority and delegates to the City of Camden Parking Authority and its agents the authority to impound or immobilize motor vehicles found within the City if there are any outstanding warrants against such vehicles.

**§ 815-2. Impoundment; liability for damage.**

Any vehicle unlawfully parked within the City of Camden for a period in excess of 30 minutes or any vehicle which is operated in violation of the motor vehicle laws of the State of New Jersey or any vehicle for which there are any outstanding warrants or three or more delinquent traffic or parking tickets may be taken into possession or immobilized by the City of Camden Parking Authority or its designee. The City, the Parking Authority, their agents, servants or employees shall not be responsible or liable in any manner for damage incurred in towing, storage, immobilization, possession or disposition of such vehicles.

**§ 815-3. Fee.**

In the event that a vehicle is immobilized for unpaid parking violations as provided in § 815-2 of this chapter, an immobilization fee of \$60 shall be assessed.

**§ 815-4. Sale of impounded vehicle; notice.**

If any outstanding warrants are not paid by 12:00 midnight of the 30th day following the day on which the vehicle was impounded or immobilized, the vehicle may be sold at public auction. The City shall give notice of the sale by certified mail to the owner, if his name is known, and to the holder of any security interest filed with the Director of the Division of Motor Vehicles, and by publication in the form prescribed by the Director of Motor Vehicles, by one insertion, at least five days before the date of the sale, in one or more newspapers published in this state and circulating in the City. Vehicles owned by lessors who have complied with the provisions of N.J.S.A. 39:4-139.2 et seq. respecting lessors shall not be sold.

**§ 815-5. Release upon payment.**

A. At any time prior to the sale, the owner of the motor vehicle or other person entitled to the motor vehicle may reclaim possession of it upon payment of:

- (1) The reasonable costs of removal and storage of the motor vehicle, including a towing charge, not to exceed the amount as specified in any contract between the Parking Authority and its contractor for the towing and storage of said vehicle.
- (2) Any fines imposed by this chapter.
- (3) Any fine or penalty and court costs assessed against the owner of the vehicle for violation(s) which gave rise to the impoundment or immobilization of the vehicle, including any outstanding warrants against such vehicle.

B. The owner-lessor of a motor vehicle who has complied with the provisions of N.J.S.A. 39:4-139.2 et seq. respecting owners-lessors shall be entitled to reclaim possession without payment and the lessee shall be liable for any fine, penalty, court costs and outstanding warrants against the vehicle.

**§ 815-6. Disposition of sale proceeds.**

Any proceeds obtained from the sale of the vehicle at public auction in excess of the amount owed to the City, the Parking Authority or an agent or agents acting under a contract approved by the City of Camden or the Parking Authority for the reasonable costs of removal and storage of the motor vehicles and any fines or penalties and court costs assessed against said vehicle for the violation which gave rise to the impoundment or immobilization of the motor vehicle, including any outstanding warrants against such

vehicle, shall be returned to the owner of the vehicle, if his or her name and address are known.

**§ 815-7. Prohibited acts.**

- A. It shall be unlawful and an offense for any person to impair, render inoperative or cause any person to impair or render inoperative any immobilization device which has been attached to a vehicle in accordance with the provisions of this chapter.
- B. It shall be unlawful and an offense for any person to move or cause to be moved any vehicle, wherever immobilized which has been immobilized in accordance with this chapter.

**§ 815-8. Violations and penalties.**

Unless otherwise provided in the chapter, penalties against persons violating the provisions of this chapter shall be imposed in accordance with the provisions of § 1-15.

**BE IT FURTHER ORDAINED** that any portion of the City Code not herein amended and supplemented shall remain in full force and effect.

**BE IT FURTHER ORDAINED** that all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency only.

**BE IT FURTHER ORDAINED** that if any provision of this ordinance is declared invalid, such invalidity shall not affect the other provisions of this ordinance. Furthermore, the other provisions of this ordinance are deemed to be severable and remain in full force and effect.

**BE IT FURTHER ORDAINED** that this ordinance shall take effect twenty (20) days after its final passage and publication as provided by law.

**BE IT FURTHER ORDAINED** that pursuant to N.J.S.A. 52:27BBB-23 and N.J.S.A. 40:69A-41, a true copy of this Ordinance shall be forwarded to the Mayor, who shall have ten (10) days from the receipt thereof to approve or veto this Ordinance. Additionally, pursuant to N.J.S.A. 52:27BBB-23, a true copy of this Ordinance shall be forwarded to the State Commissioner of Community Affairs, who shall have ten (10) days from the receipt thereof to veto this Ordinance, and the action by the Commissioner regarding this Ordinance shall supersede any action by the Mayor on the same Ordinance. All notices of approval and/or veto shall be filed in the Office of the Municipal Clerk.

Date of Introduction: December 2, 2021

The above has been reviewed  
and approved as to form.

  
MICHELLE BANKS-SPEARMAN  
City Attorney

\_\_\_\_\_  
CURTIS JENKINS  
President City Council

\_\_\_\_\_  
VICTOR CARSTARPHEN  
Mayor

ATTEST: \_\_\_\_\_  
LUIS PASTORIZA  
Municipal Clerk



**CITY OF CAMDEN**  
**CITY COUNCIL REQUEST FORM**

Council Meeting Date: December 2, 2021

**TO:** City Council

**FROM:** Marc Riondino, Esq., Acting Business Administrator

**Department Making Request:** Administration

**TITLE OF RESOLUTION/ORDINANCE:** ORDINANCE AMENDING CHAPTER 815 (VEHICLES, IMMOBILIZATION AND IMPOUNDMENT) OF THE CITY OF CAMDEN CITY CODE

**BRIEF DESCRIPTION OF ACTION:** City Administration has determined it is in the best interests of the residents of the City of Camden that Chapter 815 of the City of Camden City Code be amended to facilitate the City of Camden's efficient impoundment, disposition, reclamation, and scrapping of vehicles, under said Chapter, all in compliance with current state law governing the same.

**BIDDING PROCESS:** Not applicable.

*Procurement Process: Bid#, RFP#, State Contract#, Non-Fair & Open, EUS:*


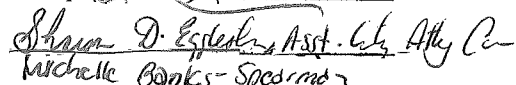
**APPROPRIATION ACCOUNT(S):** *(If applicable)* Not applicable

**AMOUNT:** *(If applicable)*



**Waiver Request Form Attached for State DCA/DLGS Approval -** *(If applicable)*

*For Example: Form "A" - Request for approval of Employees Requiring Advice and Consent of Governing Body, Form "D" - Contract Request, Form "E" - Creation/Extension of Services, Form "G" - Grant Approval, Form "H" - Bond Ordinance or Contract Request, Form "I", "Best Price Insurance Contracting" Model Ordinance*

	<u>Date</u>	<u>Signature</u>
Approved by Relevant Director:	_____	_____
Approved by Grants Management:	_____	_____
Approved by Finance Director:	_____	<i>(If applicable)</i>
<input type="checkbox"/> CAF - Certifications of Availability of Funds	_____	_____
Approved by Purchasing Agent:	_____	_____
Approved by Business Administrator:	11.29.21	
Received by City Attorney:	11.10.21	 Michelle Banks-Spedrino
	<b><i>(Name) Please Print</i></b>	<b><i>(Extension #)</i></b>

Prepared By: \_\_\_\_\_

**Please note that the Contact Person is the point person for providing pertinent information regarding request.**

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**\*\*\*Please attach all supporting documents\*\*\***

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