

**ASSEMBLY, No. 1775**

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**STATE OF NEW JERSEY**

**213th LEGISLATURE**

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PRE-FILED FOR INTRODUCTION IN THE 2008 SESSION

**Sponsored by:**

**Assemblyman RUBEN J. RAMOS, JR.**

**District 33 (Hudson)**

**Assemblywoman CARIDAD RODRIGUEZ**

**District 33 (Hudson)**

**Co-Sponsored by:**

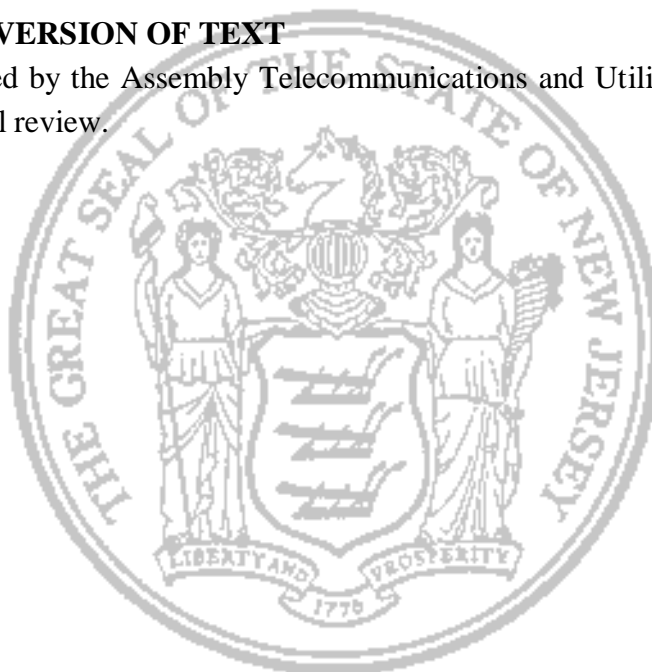
**Assemblymen Wolfe, Holzapfel, Diegnan, Giblin, Rumana,  
Assemblywoman Evans and Assemblyman Chivukula**

**SYNOPSIS**

Permits municipality to determine permissible parking distance from intersection, crosswalk or “stop” sign.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Telecommunications and Utilities Committee with technical review.



**(Sponsorship Updated As Of: 1/12/2010)**

1 AN ACT concerning parking, amending R.S.39:4-138 and  
2 supplementing chapter 4 of Title 39 of the Revised Statutes.

3

4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6

7 1. R.S.39:4-138 is amended to read as follows:

8 39:4-138. Except when necessary to avoid conflict with other  
9 traffic or in compliance with the directions of a traffic or police  
10 officer or traffic sign or signal, no operator of a vehicle shall stand  
11 or park the vehicle in any of the following places:

12 a. Within an intersection;

13 b. On a crosswalk;

14 c. Between a safety zone and the adjacent curb or within at  
15 least 20 feet of a point on the curb immediately opposite the end of  
16 a safety zone;

17 d. In front of a public or private driveway;

18 e. Within 25 feet of the nearest crosswalk or side line of a  
19 street or intersecting highway, except at alleys and as provided in  
20 section 2 of P.L. ,c. (C. )(pending before the Legislature as  
21 section 2 of this bill);

22 f. On a sidewalk;

23 g. In any appropriately marked "No Parking" space established  
24 pursuant to the duly promulgated regulations of the Commissioner  
25 of Transportation;

26 h. Within 50 feet of a "stop" sign except as provided in section  
27 2 of P.L. ,c. (C. )(pending before the Legislature as section  
28 2 of this bill);

29 i. Within 10 feet of a fire hydrant;

30 j. Within 50 feet of the nearest rail of a railroad crossing;

31 k. Within 20 feet of the driveway entrance to any fire station  
32 and on the side of a street opposite the entrance to any fire station  
33 within 75 feet of said entrance, when properly signposted;

34 l. Alongside or opposite any street excavation or obstruction  
35 when stopping, standing, or parking would obstruct traffic, when  
36 properly signposted;

37 m. On the roadway side of any vehicle stopped or parked at the  
38 edge or curb of a street;

39 n. Upon any bridge or other elevated structure upon a highway,  
40 or within a highway tunnel or underpass, or on the immediate  
41 approaches thereto except where space for parking is provided;

42 o. In any space on public or private property appropriately  
43 marked for vehicles for the physically handicapped pursuant to  
44 P.L.1977, c.202 (C.39:4-197.5), P.L.1975, c.217 (C.52:27D-119 et

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

1 seq.) or any other applicable law unless the vehicle is authorized by  
2 law to be parked therein and a handicapped person is either the  
3 driver or a passenger in that vehicle. State, county or municipal law  
4 enforcement officers or parking enforcement authority officers shall  
5 enforce the parking restrictions on spaces appropriately marked for  
6 vehicles for the physically handicapped on both public and private  
7 property.

8 No person shall move a vehicle not lawfully under his control  
9 into any such prohibited area or away from a curb such distance as  
10 is unlawful.

11 (cf: P.L.1989, c.201, s.1)

12

13 2. (New section) A municipality may mandate by ordinance the  
14 permissible distance a person may park a motor vehicle from a  
15 crosswalk, side line of a street or intersecting highway, or "stop"  
16 sign. A municipality may not, however, permit parking within 25  
17 feet of a crosswalk or side line of a street or intersecting highway or  
18 within 50 feet of a "stop" sign in a school zone during hours when  
19 school is in session.

20

21 3. This act shall take effect on the first day of the third month  
22 following enactment.