

ORDINANCE NO. 19-12

**BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

**AN ORDINANCE TO AMEND, REVISE AND SUPPLEMENT THE
BOROUGH CODE OF THE BOROUGH OF NORTH PLAINFIELD,
CHAPTER III, POLICE REGULATIONS, MOST NOTABLY
SECTION 3-5, TITLED “BICYCLE REGULATIONS AND THE
BICYCLE SAFETY BOARD”**

WHEREAS, the Borough wishes to amend, revise and supplement the Borough Code of the Borough of North Plainfield as it relates to addressing the defunct Bicycle Safety Board.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the Borough Code of the Borough of North Plainfield, Chapter III, Police Regulations, is hereby amended, revised and supplemented as to Section 3-5, currently titled “Bicycle Regulations and the Bicycle Safety Board”, as follows:

1. Revise Section title to read “3-5 Bicycle Operation/Regulations”.
2. Delete Section 3-5.1 in its entirety.
3. Delete Section 3-5.2 in its entirety.
4. Delete Section 3-5.3 in its entirety.
5. Delete Section 3-5.4 in its entirety.
6. Delete Section 3-5.5 in its entirety.
7. Delete Section 3-5.6 in its entirety.
8. Revise Section 3-5.7 as follows:

Operation/Regulation of Bicycles

Underlines means additions; [Brackets] means deletions

“All persons riding or propelling or walking bicycles upon any public street, public way, public thoroughfare, public property and/or public place within the Borough shall observe the motor vehicle and other applicable laws of the State of New Jersey and the ordinances, resolutions, rules, regulations and/or policies of the Borough insofar as the same shall be related to the operation of bicycles [and all such persons shall observe the rules and regulations promulgated by the Bicycle Safety Board.] Any person failing to comply with the motor vehicle laws and other applicable laws of the State of New Jersey and/or ordinances, resolutions [or], rules [and], regulations and/or policies of the Borough [of the Bicycle Safety Board] shall be subject to the provisions of [Subsection] Section 3-5.8 below.

9. Delete Section 3-5.8 and replace as follows:

“Violations”

“Any violation of this Section shall be governed by the provisions of Section 1-5 of the Borough Code and all other applicable provisions of State law and Borough Code.”

NOW, THEREFORE, BE IT FURTHER ORDAINED that:

1. All ordinances or portions of ordinances that are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.
2. If any provision or paragraph of this Ordinance shall be held invalid by any court of competent jurisdiction, the same shall not affect the other provisions or paragraphs of this Ordinance, except so far as the provision or paragraph so declared invalid shall be separable from the remainder or any portion thereof.

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3. This Ordinance shall take effect, after final passage, twenty (20) days following action or inaction by the Mayor as provided by law or an override of a mayoral veto by the Council, whichever is applicable and publication in accordance with law, unless a resolution is adopted, pursuant to *N.J.S.A. 40:69A-181(b)*, declaring an emergency and providing that this Ordinance shall take effect at an earlier date.

INTRODUCED: December 16, 2019
PASSED: December 16, 2019
PUBLISHED: December 20, 2019
ADOPTED: January 13, 2020

ROLL CALL: AYES: Corzo, La Ronde, Merrill, Miller, Schaefer, Singleterry, Stabile
NAYS: None
ABSTAIN: None
ABSENT: None

APPROVED BY THE MAYOR: Yes XXX No _____

The above is a true copy of the Ordinance adopted by the Borough of North Plainfield on 13 January 2020.

ATTEST: BOROUGH OF NORTH PLAINFIELD

Richard K. Phoenix, RMC
Borough Clerk
Borough of North Plainfield

Frank A. "Skip" Stabile, Jr., Council President
Date signed: 13 January 2020

Date signed: 13 January 2020

Michael Giordano, Mayor

Date signed: 13 January 2020

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