

**BOROUGH OF RIVERDALE**

**ORDINANCE NO. 07-2015**

**ORDINANCE AMENDING CHAPTER 147 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVERDALE AND ADOPTING REQUIREMENTS FOR STREET OPENING PERMITS**

**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:

**Section 1.** Article II of Chapter 147 of the Revised General Ordinances of the Borough of Riverdale, which includes Subsections 147-5 through 147-21, shall be amended and shall read in their entirety as follows:

**§ 147-5. Permit required.**

It shall be unlawful to dig, excavate, open or in any manner interfere with or disturb the surface of any street or sidewalk, or curb area (including the alteration of any curb cut) within the Borough of Riverdale for any purpose whatsoever without first securing a permit therefore as hereinafter provided.

**§ 147-6. Application; fee.**

Application for permission to make an excavation in any street between the curb lines or in any sidewalk area shall be made to the Borough Engineer on forms provided by the borough. Such application shall be signed by the owner of the premises and shall specify the length and width of such excavation, the purpose for which the excavation is made, and the estimated time required to complete the work and restore the surface. The application shall be accompanied by a survey or other accurate map showing the exact location of the proposed work

**§ 147-7. Fees.**

The Borough Engineer shall determine the amount of the deposit to accompany the application based upon the estimated cost of restoration. In addition, an application fee of \$100.00 plus an additional \$2.00 for each additional linear foot beyond twenty (20) feet shall be paid at the time the application is filed. Additional inspection fees may be required for complex projects in an amount to be determined by the Borough Engineer.

**§ 147-13. Violations and penalties.**

Any person, firm or corporation violating this article shall be subject, upon conviction, to a fine of not more than \$1,000 or imprisonment for not more than 90 days, or both, in the discretion of the Judge imposing same.

**Section 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.

**Section 3.** All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

**Section 4.** This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

Adopted this \_\_\_\_ day of  
\_\_\_\_\_, 2015.

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Abubakar Jalloh, Borough Clerk

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William Budesheim, Mayor

**CLERK’S CERTIFICATION**

**NOTICE** is hereby given that the above Ordinance was introduced and passed first reading by title at a regular meeting of the Mayor and Council of the Borough of Riverdale, held on May 27, 2015, and it will be considered for final passage at a regular meeting of said Mayor and Council to be held on June 24, 2015, at 7:30 p.m. or as soon thereafter same can be considered, in the Municipal Building, 91 Newark Pompton Turnpike, Riverdale, New Jersey, at which time and place all persons interested therein or affected thereby will be given an opportunity to be heard concerning same. During the week prior and up to the time of public hearing, copies of said Ordinance will be available to the members of the general public who request same, in the Borough Clerk’s Office between the hours of 9:00 a.m. and 4:30 p.m.

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Abubakar T. Jalloh, Municipal Clerk