



# BOROUGH OF RIVERDALE NEW JERSEY



## ORDINANCE NO. 08-2022

**ORDINANCE AMENDING CHAPTER 147, "STREETS AND SIDEWALKS", OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF RIVERDALE AND LIMITING THE ISSUANCE OF ROAD OPENING PERMITS ON STREETS AND SIDEWALKS WHICH HAVE BEEN PAVED OR IMPROVED WITHIN THE PAST FIVE YEARS.**

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**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.** Chapter 147 of the Revised General Ordinances of the Borough of Riverdale, "Streets and Sidewalks", Section 147-5, "Permits Required", shall be amended to read, in its entirety, as follows:

§ 147-5 **Permit required.**

- a. 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 therefor as hereinafter provided.
- b. No permit shall be issued to any person to make any opening on a street or sidewalk which has been paved, repaved, or otherwise improved within the past five (5) years unless the Borough Council first determines there is a public need for the proposed street or sidewalk opening. In the event the Borough Council determines that such a public need exists, the general permitting requirements and guidelines set forth in this section shall thereafter be applied to any application for making any street or sidewalk opening. In the event approval is given for opening of a road that has been paved in the last five years, it shall be restored with infrared pavement restoration for areas up to 50 square feet, as approved by the Borough Engineer. Areas over 50 square feet shall be restored by milling and paving from curb to curb. The final scope and depth shall be determined by the Borough Engineer.

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**Section 3.** All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.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



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Adopted this \_\_\_\_ day of \_\_\_\_\_, 2022.

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Abubakar Jalloh, Borough Clerk

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Paul M. Carelli, Mayor

### NOTICE OF PENDING ORDINANCE

The ordinance published herewith was introduced and passed upon first reading at a meeting of the governing body of the Borough of Riverdale, a municipal corporation of the State of New Jersey, held on September 14, 2022. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at Borough Hall, in the Borough on October 12, 2022 at 7:30 o'clock p.m., and during the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's office to the members of the general public who shall request the same.

Abubakar Jalloh, Borough Clerk