

TOWNSHIP OF ROCHELLE PARK

ORDINANCE NO. #1079-14

**AN ORDINANCE TO AMEND CHAPTER
97 OF THE CODE OF THE TOWNSHIP
OF ROCHELLE PARK ENTITLED
“EXCAVATION IN STREETS”**

WHEREAS, the Township Code provides for a procedure for the protection of the interests of the Municipality in the event of the request for excavation of a public street; and

WHEREAS, the Township has recently reviewed the procedures for obtaining a permit to perform such work as well as the fees for the same and has determined that it would be in the best interest of the Municipality to amend the aforesaid ordinance

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Rochelle Park, County of Bergen and State of New Jersey as follows:

SECTION ONE: Section 97-2 entitled Application for Permit; fee is hereby deleted in its entirety and replaced with the following:

SEC 97-2 Application for permit; fee

All applications for permits referred to in this chapter shall be made to the Township Committee in writing and shall specify the full name of the person, firm, partnership, association or corporation to whom the permit is to be granted, the location at which the work is to be done, the character of the work and the length of time considered necessary to complete the work.

A. The said application shall be accompanied by a fee of \$300.00 for each opening together with the deposits and maintenance fees described in this ordinance.

B. At the time of said application, Applicants shall also pay a nonrefundable maintenance fee, as follows:

- (1) A maintenance fee of \$300.00 for 22 linear feet and \$10.00 for each additional linear foot.
- (2) If the Applicant is a public utility company as defined by statute (N.J.S.A.48:2-13), the maintenance fee shall be \$300.00 for 22 linear feet and \$3.00 for each additional linear foot.

SECTION TWO: Repealer:

All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

SECTION THREE: Severability:

If any section, subsection, paragraph, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance, but shall be confined in its effects to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.

SECTION FOUR: Effective Date:

This Ordinance shall take effect immediately upon final adoption and publication and in the manner provided by law.

ATTEST:

ELIZABETH KROLL,
Municipal Clerk