

ORDINANCE NO. 2504

**AN ORDINANCE AMENDING CHAPTER XXIII, SECTION 1.3
OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED,
“MAKING OPENINGS IN MCADAM STREETS; REPAVING”**

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union, and State of New Jersey that Chapter XXIII, Section 1.3 of the Code Borough of Roselle Park be amended to read as follows:

SECTION 1. 23-1.3 Making Openings in Macadam Streets; Repaving.

a. All trench openings in streets paved with macadam, telford, stone block or pavements of which the foundations are of crushed stone covered with any bituminous material shall be backfilled as described in subsection 23-1.1 and the pavement opened one (1) foot wider than the trench as specified in subsection 23-1.2 and eight (8) inches below the subgrade of any such pavement above mentioned and the surface restored by placing a six (6) inch bituminous concrete base over the trench and for six (6) inches on each side thereof and topped with two (2) inches of bituminous concrete top course. The new pavement shall be continuous with the surface of the existing pavement.

b. **Should any entity excavate a street within five (5) years of the Borough’s reconstruction, revitalization, or otherwise repaving of the same, other than for reasons of an emergency as outlined in Section 1.23 of this Chapter, it shall be required that the roadway be repaved from curb-to-curb pursuant to the standards promulgated by the Borough and approved by the Borough Engineer.**

All costs associated with curb-to-curb repaving shall be explicitly assumed by, and the responsibility of the entity conducting the excavation of such street.

SECTION 2. Invalidity

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 3. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 5. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

Introduced: August 17, 2017

Adopted:

Mayor

Attest: _____
Borough Clerk