

COUNTY OF BERGEN
BOROUGH OF PARAMUS
ORDINANCE No. 2024-27

AN ORDINANCE TO AMEND CHAPTER 383, STREET EXCAVATIONS, SECTION 383-2, 383-10 and 383-13 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF PARAMUS

BE IT **ORDAINED**, by the Mayor and Council of the Borough of Paramus, County of Bergen and State of New Jersey, that Part II. General Legislation. Chapter 383 of the Code of the Borough of Paramus, is hereby amended as follows:

Section 1. The current text of the Borough Ordinance, Chapter 383, Street Excavations, Section 383-2, 383-10 and 383-13, shall hereby be amended as follows:

ARTICLE I

Street Excavations

§ 383-2. Fees, escrows and countersignature. [Amended 11-26-1974 by Ord. No. 74-37; 4-11-1989 by Ord. No. 89-14; 9-29-2009 by Ord. No. 09-18]

A. Fees, escrows, and deposits for permits shall be as follows:

- (1) The fee for a road opening permit shall be \$300.
- (2) The fee for road opening inspections shall be \$350, which shall cover up to a maximum of four inspections, one hour in duration. Additional inspections shall require a fee of \$75 per inspection of one hour.
- (3) Applicants for a road opening permit shall provide a refundable cash escrow in the sum of \$2,500 together with an escrow charge of \$5 per square foot of disturbed area in excess of 100 square feet.
- (4) Applicants shall also pay nonrefundable maintenance fees as follows:
 - (a) For roads that have been resurfaced within five years prior to the date of application, a charge of ~~\$12~~ \$20 per square foot of disturbed area with a minimum payment in the amount of \$100.
 - (b) For roads not surfaced within five years prior to the date of application, a charge of ~~\$7.50~~ \$10 per square foot of disturbed area with a minimum charge of \$50.

B. All permits shall be countersigned by the Superintendent of the Department of Public Works and the Borough Engineer. A preconstruction meeting may be required by the Superintendent of Public Works and/or the Borough Engineer. A preconstruction meeting shall be required for all excavations involving more than 100 linear feet.

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**§ 383-10. Failure to restore or maintain property; penalties. [Amended 9-29-2009
by Ord. No. 09-18]**

- A. In the event an applicant fails to restore the street in compliance with the requirements of this article and in a manner that complies with § 383-25 of the Borough Code within such time as is deemed reasonable by the Borough Engineer, the Department of Public Works may, upon three days' notice to the applicant, undertake the required restoration. The cost of the restoration or construction shall be deducted from the escrow sum paid by the applicant in accordance with § 383-2.
- B. Any person who digs, disturbs, excavates or opens any street within the Borough without a permit, or who violates any other provision of Chapter 383, Article I, of the Borough Code, shall pay a fine in the amount of \$5,000 ~~\$1,000~~.

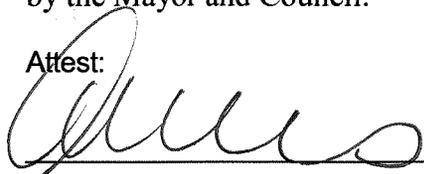
§ 383-13. Public utility permits. [Amended 4-2-2019 by Ord. No. 19-07]

Each public utility desiring to obtain permits pursuant to this article shall file each year with the Clerk a bond, which may be the bond of such corporation solely, in the sum of \$50,000 ~~\$10,000~~, conditioned upon compliance with the applicable provisions of this article.

Section 2. Any ordinance or part thereof inconsistent with this Ordinance is repealed to the extent of such inconsistency.

Section 3. This ordinance shall take effect immediately following adoption and approval by the Mayor and Council.

Attest:


ANNEMARIE KRUSZNIS, RMC, CMC
Borough Clerk

Approved:


CHRISTOPHER DI PIAZZA,
Mayor

Introduced: September 17, 2024

Adopted: October 1, 2024