

## NOTICE OF INTRODUCTION AND FIRST READING

BOROUGH OF AVALON  
CAPE MAY COUNTY  
NEW JERSEY

ORDINANCE NO. 847-2022

AN ORDINANCE READOPTING AND SUPERSEDING ORDINANCE 844-2022 AMENDING CHAPTER 15 OF THE AVALON BOROUGH CODE PERTAINING TO STREET OPENINGS AND THE ISSUANCE OF PERMITS

**Ordinance (847-2022) readopts Ordinance 844-2022, with amendments, and supersedes same. The modifications involve changes to the engineering specifications pertaining to the temporary and permanent repair and/or resurfacing of streets which were opened pursuant to permit for utility installations and repairs.**

This Ordinance amends Chapter 15(Streets and Sidewalks) of the Borough Code, as herein described:

- Limits permit applicants to regulated New Jersey public utility companies and their contractors;
- Establishes two (2) types of permits: Minor Work and Major Work with separate fees schedules for each;
- Requires an escrow deposit to cover inspection fees for Major Work;
- Approves General Terms and Conditions applicable to each such permit;
- Classifies Borough Streets as either primary or secondary and restricts work on primary streets and requires compliance with Manual on Uniform Traffic Control Devices;
- Limits the number of openings in any given block within 36 months and then requires a full or partial resurface;
- Establishes administrative, civil as well as criminal penalties for violations and special provisions for the violation of a moratorium pertaining to newly paved streets;
- Establishes standards for restoration of streets and special criteria in certain circumstances;
- Establishes enforcement authority;
- Authorizes the Director of DPW to adopt rules and regulations

Section 2: Provides that this Ordinance is intended to amend, supplement, and restate Ordinance 844-2022 and, as restated, to supersede Ordinance 844-2022.

Section 3 & 4: Provides that all inconsistent ordinances are repealed and that the provisions are severable.

Section 5: The Ordinance will take effect August 1, 2022.

This Ordinance was introduced and passed on first reading on July 13, 2022 and will be further considered for second reading, public hearing and final adoption on July 27, 2022 at the Municipal Building, 3100 Dune Drive, Avalon, NJ 08202 at 4:15 p.m.

A copy of the Ordinance is available at no charge from the Borough Clerk's Office, Borough of Avalon, 3100 Dune Drive, Avalon, NJ 08202 between the hours of 8:15 a.m. and 4:15 p.m., Monday through Friday, excluding holidays.

C. DANIELLE NOLLETT  
Borough Clerk

Publication date: July 18, 2022