**ORDINANCE 14-2013**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGALE**

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, the code of the borough of bloomingdale BY amending Chapter XX, “STREETS AND SIDEWALKS,” ARTICLE II, “STREETS,” Chapter 20-11, “street openings and excavations,” Section 20-11.16, “restoration,” to require infrared pavement restoration for all roads opened within five years of paving**

**BE IT ORDAINED**, by the Mayor and Borough Council of the Borough of Bloomingdale, in the County of Passaic and State of New Jersey, as follows:

**Section 1**. Chapter XX, “Streets and Sidewalks,” Article II, “Streets,” Chapter 20-11, “Street Opening and Excavations,” Section 20-11.16, “Restoration,” of the Code of the Borough of Bloomingdale is hereby amended to read as follows:

**20-11.16 Restoration.**

 a. Any applicant obtaining a permit pursuant to the provisions of this section shall, within the time prescribed in the permit, restore the road, curb or sidewalk area affected by construction to the following specifications, except as otherwise specified in paragraph f herein.

 b. Where pavements are affected by the permitted activity, the edges of the affected area shall be cut on a straight, uniform line to the full depth of top course of paving, using mechanical-cutter methods, to produce a neat square edge and eliminate rough, jagged or cracked edges. The pavement area encompassed by the cut edges shall be excavated to a depth at least ten (10) inches. The area shall be backfilled with dense graded aggregate base course to a depth which is six (6) inches below finished grade. The material shall be compacted to ninety-five (95%) percent standard proctor density using approved methods.

 c. For bituminous type pavements, the repair shall consist of the installation of four (4) inches (compacted thickness) of bituminous stabilized base course, Mix I-2 over the compacted base course. A two (2) inch (compacted thickness) finished surface course shall be constructed over the compacted base course using bituminous concrete surface course Mix I-5. The surface shall be properly graded and rolled to produce a smooth, uniform surface which is flush with the adjoining pavement and consistent with the existing grades.

 d. For concrete pavements, the concrete mixture shall be Class B, having a thickness of not less than eight (8) inches; and for trench areas where concrete pavement is to be restored, the trenches having a greater width than four (4) feet, the pavement being replaced must have reinforcing rods of proper size, as directed by the Borough Engineer.

 e. All sidewalks, curbs and driveway aprons to be replaced must be constructed to the following specifications:

 1. Concrete Sidewalks and Driveways.

 (a) Concrete shall be 4,000 p.s.i. at 28 day strength.

 (b) Sidewalks (outside driveways) shall be four (4) inches thick concrete constructed over four (4) inches of clean crushed stone.

 (c) Driveways, driveway aprons and sidewalks within driveways shall have concrete that is six (6) inches thick and have reinforcing wire (6x6 8/8 wwf) constructed over four (4) inches of cleaned crushed stone.

 2. Concrete Curbs.

 (a) Concrete shall be 4,000 p.s.i. at 28 day strength.

 (b) Curb shall be 9" x 18". Depressed curb shall be 1 and 1/2" reveal unless otherwise directed.

 3. Bituminous Concrete Driveways and Sidewalks (Asphalt).

 (a) Driveways shall be repaired with two (2) inches of bituminous concrete surface course Mix I-5 over six (6) inches of dense graded aggregate.

 (b) Sidewalks shall be repaired with two (2) inches of bituminous concrete surface course Mix I-5 over four (4) inches of dense graded aggregate.

f. Any road that has been paved in the last five years 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.

All materials shall conform to New Jersey Department of Transportation specifications.

**SECTION 2**. All ordinances or parts of ordinances of the Borough of Bloomingdale inconsistent herewith are repealed to the extent of such inconsistency.

**SECTION 3**. If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

**SECTION 4**. This law shall take effect immediately upon final passage, approval and publication as required by law.

**PUBLIC NOTICE**

NOTICE IS HEREBY GIVEN, that the above Ordinance was introduced and passed on first reading at the regular meeting of the Borough of Bloomingdale, County of Passaic, State of New Jersey held in the Municipal Building on the 9th day of May 2013 and tabled to the 14th day of May 2013, and the same shall come up for final passage at the regular meeting of the Mayor and Council to be held on the 28t h day of May, 2013, at 7:30 P.M., at the Bloomingdale Municipal Building, at which time any persons interested shall be given the opportunity to be heard concerning said Ordinance.

Jane McCarthy, Borough Clerk