

2019-04-23 10:00 AM
MARC LEIBMAN



2019 BOROUGH OF DUMONT ORDINANCE

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
CHAE	✓			
ENGLESE	✓			
LaBRUNO				✓
MANNA	✓			
ROSSILLO				✓
STEWART	✓			
MAYOR KELLY				
TOTALS	4			2

Ordinance No. 1560

Date: April 2, 2019

Page: 1 of 3

Subject: Police Department Traffic Control Fees

Purpose: Amendment

Dollar Amount: _____

Prepared By: Marc Leibman, Esq.

Offered by: Manna

Seconded by: Chae

Certified as a true copy of an Ordinance Adopted at 2nd Reading by the Governing Body of the Borough of Dumont on the above date at a Public Meeting by:

Susan Connelly
Susan Connelly, RMC, Municipal Clerk
Borough of Dumont, Bergen County, New Jersey

AMENDMENT OF ARTICLE V-TRAFFIC CONTROL OFFICERS, CHAPTER 209-FEES

WHEREAS, with the adoption of Borough Ordinance #1285 the costs of traffic control have been imposed upon contractors requiring obstruction of the public right of way for the purpose of construction, installation, maintenance or replacement of dwellings, building, and/or utilities within the territory of the Borough of Dumont; and

WHEREAS, the 2019 service fee of One Hundred Fifty dollars (\$150.00) per hour or any part thereof, for work performed by the traffic control officer, in addition to the

administrative fee of fifteen dollars (\$15.00) were previously determined to be a fair and just fee for the provision of said traffic control officer and administrative fee; and

WHEREAS, budgeted salaries of the members of the Dumont Police Department increase over time, and since the passage of Ordinance #1483; and

WHEREAS, the Mayor and Council have determined that the general health, welfare and safety of the residents of the Borough of Dumont will be improved by increasing the fee for work performed by the traffic control officer, in an effort to better parallel present economic conditions, consistent with past practice; and

THEREFORE, BE IT HEREBY ORDAINED by the Mayor and Council of the Borough of Dumont, in the County of Bergen and State of New Jersey, that Dumont Borough Code §209-25, shall be amended as hereinafter provided:

Section 209-25. **FEE FOR TRAFFIC CONTROL OFFICER**

A. Any contractor, workman, free service, craftsman, utility or any other individual or corporation requiring obstruction or closure of any roadway or public right of way in and around the Borough of Dumont shall, prior to the issuance of any permit for such work to be undertaken, make application to the Chief of Police, not later than 14 days prior to the intended start date, on a form prescribed and determined by the Chief of Police, for traffic control officers to be assigned for the necessary duration of any such work.

B. The fee for such application and traffic control services shall be One Hundred Fifty Five dollars (\$155.00) per hour or any part thereof, as further defined herein, together with an administrative fee of Fifteen Dollars (**\$15.00**) to process the application. Said hourly fee shall increase by not more than Five dollars (\$5.00) annually for five years commencing in calendar 2020 through 2024.

C. No permits shall be issued nor work begun that will cause an interruption of traffic on any street within the Borough of Dumont without a copy of the application form executed by the Chief of Police and Building official and certified funds or money order representing escrow to be deposited with the Building Department, in their discretion, set the amount of escrow to be deposited with the Building Department in an amount adequate to compensate the Borough for fees imposed by virtue of this act.

D. Notification of cancellation must be made to the Police Department at least two (2) hours prior to a scheduled job; otherwise a four (4) hour minimum fee will be charged.

Section 5. Invalidity.

If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment

shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

Section 6. Severability.

All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

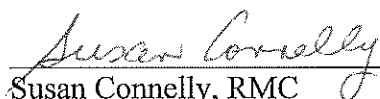
Section 7. Effective Date.

This Ordinance shall be in full force and effect from January 1, 2020 and after its adoption and any publication as may be required by law.

BOROUGH OF DUMONT


James J. Kelly, Mayor

Attest:


Susan Connelly, RMC
Municipal Clerk

Introduced: March 19, 2019
Adopted: April 2, 2019