ORDINANCE NO. 2780

AN ORDINANCE AMENDING CHAPTER 40, SECTION 3005 OF THE CODE OF THE BOROUGH OF ROSELLE PARK ENTITLED, "DRIVEWAYS"

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter 40, Section 3005 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. Asphalt Aprons Allowed in Certain Circumstances

§ 40-3005   DRIVEWAYS.

A. No driveway apron shall be constructed in the Borough of Roselle Park unless the same complies with the following requirements:

1. Residential Zones.

   a. **Where sidewalk is present that intersects with a driveway, ~~A~~all** such aprons shall be constructed of concrete. **Where no sidewalk is present, and a driveway remains continuous and uninterrupted to the public street, apron areas may be constructed of asphalt, or other material consistent with the rest of the driveway.**

   b. The maximum width for any such apron shall be as follows:

      (1) One-car garage: twelve (12) feet.

      (2) One-car garage with allowance for additional off-street parking: eighteen (18) feet.

      (3) Two-car garage: twenty-four (24) feet.

2. Business Zones and Industrial Zones.

   a. **Where sidewalk is present that intersects with a driveway, ~~A~~all** such aprons shall be constructed of concrete. **Where no sidewalk is present, and a driveway remains continuous and uninterrupted to the public street, apron areas may be constructed of asphalt, or other material consistent with the rest of the driveway.**

   b. The maximum width of such apron shall be twenty (20) feet; except, however, in the instance of automotive service stations, in which event the maximum width may be thirty-five (35) feet.

3. In such instances as may require two (2) or more aprons at one (1) location, there shall be at least thirty-five (35) feet of curbing of the same height as contiguous curbs in the area between the driveway aprons.

B. No driveway to be used in conjunction with a one- or two-family residence shall be installed unless a permit therefor has been obtained from the office of the Construction Code Official. The fee for such permit shall be as follows:

1. One-car garage: five ($5) dollars.

2. One-car garage with allowance for additional off-street parking: eight ($8) dollars.

3. Two-car garage: ten ($10) dollars.

C. No driveway to be used in conjunction with any use other than one-family or two-family residence shall be installed unless site plan approval therefor has been obtained.

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. Likewise, all strike through text, ~~thusly~~, should be considered a deletion from Borough Code, and all bolded text, **thusly**, should be considered an addition to Borough Code.

SECTION 5.   Effective Date.

This Ordinance shall become effective upon publication of the Notice of Final Adoption prepared by the Office of the Borough Clerk.

Introduction: May 16, 2024

Adoption: July 18, 2024

Attest: _____   _____
        Andrew J. Casais, RMC   Joseph Signorello III
        Borough Clerk   Mayor

Record of Vote – Introduction	Aye	Nay	Abstain	Absent
Petrosky	X			
Johnson	X			
Signorello	X			
Robaina	X			
Lyons	X			
Patel	X			

Record of Vote – Adoption	Aye	Nay	Abstain	Absent
Petrosky	X			
Johnson	X			
Signorello	X			
Robaina	X			
Lyons	X			
Patel	X			

Copy To: **Richard Belluscio (Construction Official; Department of Code Enforcement)**