

**AN ORDINANCE OF
THE TOWN OF SECAUCUS, NEW JERSEY**

ORDINANCE NO. 2024-5

**AN ORDINANCE AMENDING CHAPTER 117 OF THE CODE OF THE TOWN OF
SECAUCUS ENTITLED “STREET AND ROAD OPENINGS” ADDRESSING THE
STRIP BETWEEN THE CURB AND SIDEWALK**

WHEREAS, the Town enacted §117-1 *et seq.* to address opening, excavation or blockage of any roadway within its jurisdiction through a permit process to ensure that roadways are maintained in a safe and proper manner; and

WHEREAS, this Chapter specifies how maintenance and repair of street openings shall be done; and

WHEREAS, upon the review of the Town’s Engineering Department, it is recommended that the strip between the curb and the sidewalk be required to be grass, where feasible, in the interest of promoting proper drainage and maintaining suitable material coverage.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, as follows:

1. Chapter 117 entitled “Street and Road Openings, “§117-1. Definitions.” of the Code of the Town of Secaucus be, and is hereby amended and supplemented to read as follows: (additions are indicated in **bold**):

§ 117-1 Definitions.

As used in this chapter the following words or phrases shall have the meanings indicated herein:

GRASS STRIP

The landscaped area between the curb and the sidewalk.

2. Chapter 117 entitled “Street and Road Openings, “§117-8. Maintenance and final repair of openings.” of the Code of the Town of Secaucus be, and is hereby amended and supplemented to read as follows: (additions are indicated in **bold**):

§ 117-8 **Maintenance and final repair of openings.**

Unless otherwise directed by the Town Engineer or Construction Official, upon completion of the opening and backfill as specified in § 117-7, the following specifications shall govern the maintenance and repair of street openings by the permittee.

A.

...

J.

Where deemed feasible by the Town Engineer, Zoning Official or Construction Official, a grass strip shall be required. No other material shall be installed in the grass strip besides topsoil, seeding, grass/sod and street trees.

3. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.
4. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to that section, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed to be valid and effective.
5. This Ordinance shall take effect immediately upon passage and publication in accordance with law.

IT IS FURTHER ORDAINED, that the remainder of this Chapter 117 of the Code of the Town of Secaucus shall remain in full force and effect.

I, Michael Marra, Town Clerk of the Town of Secaucus, County of Hudson, do hereby certify that the above is a true copy of an Ordinance introduced and passed on first reading on 2-27, 2024 and finally adopted by the Mayor and Council on 3-12, 2024.

Michael Marra
Town Clerk



Mayor

Introduction 2-27-24

Motion	Yes	No	Abstain	Absent
JG				
Second: OT				
Councilman Costantino	✓			
Councilman McKeever	✓			
Councilman Clancy	✓			
Councilman Delnert				✓
Councilman Gerbasio	✓			
Councilwoman Frigali	✓			
Mayor Gonnelli	✓			

Adoption 3-12-24

Motion	Yes	No	Abstain	Absent
JL				
Second: RC				
Councilman Costantino	✓			
Councilman McKeever	✓			
Councilman Clancy	✓			
Councilman Delnert	✓			
Councilman Gerbasio	✓			
Councilwoman Frigali	✓			
Mayor Gonnelli	✓			