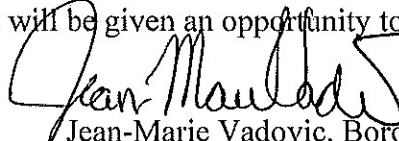


**BOROUGH OF WESTWOOD
NOTICE**

NOTICE IS HEREBY GIVEN that the following Ordinance was introduced and passed on first reading at a special meeting of the Mayor and Council on the 16th day of July, 2024, and that said Ordinance will be taken up for further consideration for final passage at a regular meeting of the Mayor and Council to be held on the 13th day of August, 2024 at 7:30 p.m. or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given an opportunity to be heard concerning same.


Jean-Marie Vadovic, Borough Clerk
Borough of Westwood

ORDINANCE NO. 24-21

An Ordinance to Amend Chapter 330 Streets and Sidewalks Article I Sidewalks

BE IT ORDAINED by the Mayor and Council of the Borough of Westwood that Chapter 330 Streets and Sidewalks, Article I Sidewalks is hereby amended as follows (new material is bold and underlined):

Section 1.

§ 330-5.1 Application for permit; fee.

- A. No person, firm, or corporation shall construct, replace or repair a sidewalk, curb or driveway within the limits of any public street, highway, or other public property without first obtaining a permit to do the same from the Superintendent of the Department of Public Works or his or her designated representative. The entity obtaining the permit shall be deemed the "permit holder" or "permittee" for the purposes of this article.
- B. All work performed by a permit holder within the public right-of-way shall comply with any and all requirements of the Americans with Disabilities Act, including any subsequent updates and revisions.
- C. Such permit shall be valid for an effective period not to exceed 30 consecutive calendar days. Such effective period may be extended, if so requested by the permit holder prior to the expiration thereof, for such additional period as the Superintendent may authorize.
- D. The fee for said permit shall be \$25. **For sidewalks in the public right-of-way that are adjacent to the property of a Senior Citizen (65 years or older) where sidewalk flag(s) are damaged or displaced due to the roots of trees planted by the Borough in the right-of-way between the curb and sidewalk, the \$25 fee is waived.**
- E. Said application shall show or include the following information:
 - (1) The name, address, telephone number, and e-mail address of the applicant (permit holder).
 - (2) The name, address and telephone number of the owner of the property in front of which or for whom the work is to be performed.
 - (3) The location of the property.
 - (4) The extent and nature of the work to be done.
 - (5) The date or dates when the work is to be done.

- (6) A signed statement by the applicant that he agrees to perform the work for which the permit is granted strictly in accordance with the conditions of the permit and this article.
- (7) A signed statement by the applicant that the Borough is to be saved harmless from any loss, injury or damage arising out of the granting of the permit or from any negligence or fault of said applicant, his servants or agents in connection with any of the work done under or in connection with said permit.

Section 2. If any section, subsection, paragraph, sentence or any other part of this ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance.

Section 3. All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

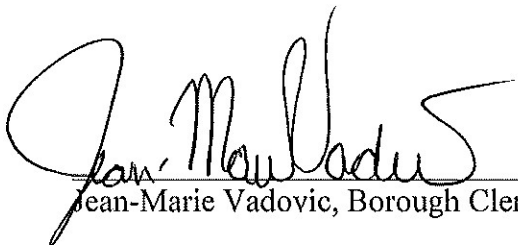
Section 4. If any section, subsection, part, clause or phrase of this Ordinance shall be declared invalid by judgment of any court of competent jurisdiction, such section, subsection, part, clause or phrase shall be deemed to be severable from the remainder of this Ordinance.

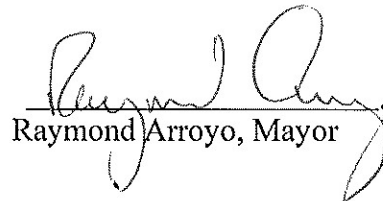
Section 5. This Ordinance shall take effect immediately upon final passage and publication as required by law.

Adopted: August 13, 2024

Approved:

Attest:


Jean-Marie Vadovic, Borough Clerk


Raymond Arroyo, Mayor