

ORDINANCE NO. 19-26

ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX AND STATE OF NEW JERSEY, AMENDING CHAPTER XXXI (31), SECTION 1.5 INSURANCE REQUIRED.

BE IT THEREFORE ORDAINED by the Township Council of the Township of Piscataway, that Chapter XXXI, Section 1.5 Insurance Required is hereby amended to read as follows:

31-1.5 Insurance Required.

- a. Except as hereinafter provided, no permit for street opening shall be issued by the Director until the applicant therefore shall have first placed on file with the Director, without cost to the Township, satisfactory evidence:
 1. Of public liability insurance in the amount of not less than three million (\$3,000,000.00) dollars for any (1) occurrence.
 2. Of property damage insurance in the amount of not less than one million (\$1,000,000.00) dollars for any one (1) occurrence.
 3. Of automobile liability insurance in the combined single limit of one million (\$1,000,000.00) dollars for each accident.

- b. No permit for street opening for the purposes of sidewalk replacement or sump pump pipe discharge location for a one- or two-family residential use shall be issued by the Director until the applicant therefore shall have first placed on file with the Director, without cost to the Township, satisfactory evidence:
 1. Of public liability insurance in the amount of not less than two million (\$2,000,000.00) dollars for any (1) occurrence.
 2. Of property damage insurance in the amount of not less than one million (\$1,000,000.00) dollars for any one (1) occurrence.
 3. Of automobile liability insurance in the combined single limit of one million (\$1,000,000.00) dollars for each accident.

- c. The Township shall be included as an additional insured under the general liability and any umbrella liability coverages, and each certificate of liability

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- insurance shall so state and indicate that the basis for the additional insured coverage is based upon the Township Ordinance requiring same.
- d. No policy of insurance shall include a waiver of subrogation provision.
 - e. The insurance must be approved as to form, correctness and adequacy by the Director of Law or his designee to insure the Township against any loss, injury or damage arising out of the granting of the permit or from any negligence or fault of the applicant, his agents, servants or employees, in connection with the street opening or with any work related thereto.
 - f. Such insurance shall remain in force throughout the effective period of the permit as well as any authorized extensions thereof and shall carry an endorsement to the effect that the insurance company will give at least ten (10) days written notice to the Township of any modification or cancellation.

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared severable.

All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior Ordinance of the Township, the provision hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Township are hereby ratified and confirmed, except where inconsistent with the terms hereof.

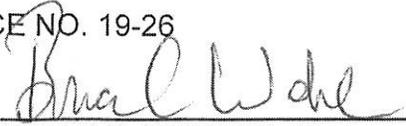
This Ordinance shall take effect immediately upon second reading, final passage and publication as required by law.


FRANK UHRIN, Council President

Attest:

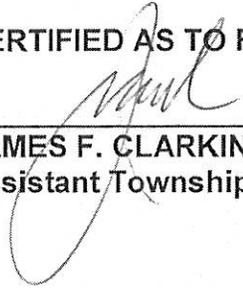
MELISSA A. SEADER, Township Clerk

Adopted, First Reading: September 24, 2019
Publication Date: September 30, 2019
Adopted, Second Reading: October 15, 2019
Publication Date: October 18, 2019



BRIAN C. WAHLER, Mayor
Date: 10-16-2019

CERTIFIED AS TO FORM AND LEGALITY:



JAMES F. CLARKIN III, ESQ.
Assistant Township Attorney

Statement of Purpose

The purpose of this Ordinance is to reduce the insurance limits of liability required for sidewalk replacement or sump pump pipe discharge location for a one- or two-family residential use.

ORDINANCE NO. 14-25

ORDINANCE AMENDING CHAPTER XXXI, STREETS AND SIDEWALKS, OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

BE IT ORDAINED by the Township Council of the Township of Piscataway, County of Middlesex, State of New Jersey, that Chapter XXXI, Section 31-1.5(a) and (b) - Insurance Required, is hereby amended to read as follows:

31-1.5 Insurance Required.

a. No permit for street opening shall be issued by the Director until the applicant therefor shall have first placed on file with the Director, without cost to the Township, satisfactory evidence:

1. Of public liability insurance in the amount of not less than three million (\$3,000,000.00) dollars for any one (1) occurrence.

2. Of property damage insurance in the amount of not less than one million (\$1,000,000.00) dollars for any one (1) occurrence.

3. Of automobile liability insurance in the combined single limit of one million (\$1,000,000.00) dollars for each accident.

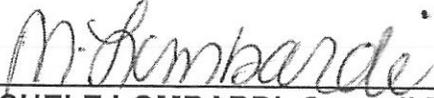
4. The Township shall be included as an additional insured under the general liability and umbrella liability coverages, and each certificate of liability insurance shall so state and indicate that the basis for the additional insured coverage is based upon the Township Ordinance requiring same.

5. No policy of insurance shall include a waiver of subrogation provision.

6. That the insurance has been approved as to form, correctness and adequacy by the Director of Law or his designee to insure the Township against any loss, injury or damage arising out of the granting of the permit or from any negligence or fault of the applicant, his agents, servants or employees, in connection with the opening or with any work related thereto.

b. Such insurance shall remain in force throughout the effective period of the permit as well as any authorized extensions thereof and shall carry an endorsement to the effect that the insurance company will give at least ten (10) days written notice to the Township of any modification or cancellation.

BE IT FURTHER ORDAINED that this Ordinance shall take effect twenty (20) days after the first publication thereof, by summary, after final passage in the manner provided by law.


MICHELE LOMBARDI, Council President

Attest:


MELISSA A. SEADER, Township Clerk

Adopted, First Reading: November 13, 2014
Publication Date: November 17, 2014

Adopted, Second Reading: December 2, 2014
Publication Date:

BRIAN C. WAHLER, Mayor

Date: _____

CERTIFIED AS TO FORM AND LEGALITY:

MICHAEL J. BAKER, ESQ., Director of Law

STATEMENT OF PURPOSE

The purpose and intent of this Ordinance is to amend §31-1.5(a) and (b) to revise the amount of insurance requirements for street opening permits.

Be It Resolved,

By the Township Council of Piscataway Township,
(Seal) New Jersey, that:

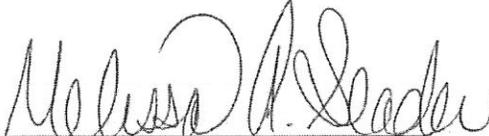
AN ORDINANCE ENTITLED:

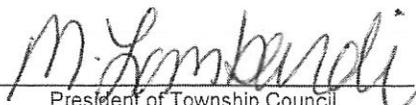
ORDINANCE AMENDING CHAPTER XXXI, STREETS AND SIDEWALKS, OF
THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF
PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

was introduced on the 13th day of November 2014 and had passed the first
reading and was published on the 17th day of November 2014.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Ordinance, having
had a second reading on December 2, 2014, be adopted, passed, and after
passage, be published, together with a notice of the date of passage or approval,
in the official newspaper.

BE IT FURTHER RESOLVED that this Ordinance shall be assigned No. 14-25.


Township Clerk of Piscataway
MELISSA A. SEADER


President of Township Council
MICHELE LOMBARDI

PASSED ON: December 2, 2014

MOTION MADE BY: Mr. Cahn

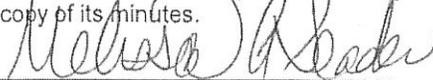
SECONDED BY: Mr. Bullard

PASSED ON THE FOLLOWING VOTE:

YEAS: MESSRS. Bullard, Cahill, Cahn, Hardenburg & Lombardi

NAYS: ----

I certify the foregoing to be a true and correct abstract of a resolution passed at a meeting of the Township
Council of the Township of Piscataway held on December 2, 2014 and in that respect is a true and correct
copy of its minutes.


Clerk of the Township of Piscataway

What mechanical excavating equipment will be used? _____

Street pavement consists of (check one):

- _____ Cement concrete
- _____ Asphalt surface course, cement concrete base
- _____ Asphalt surface course, stone base
- _____ Oil & Stone
- _____ Crushed stone
- _____ No pavement exists

Date work to start _____ **Date work to be completed** _____

The required fee of \$ _____ and the required cash bond or guarantee in the amount of \$ _____ is enclosed. (Check or money order payable to The Township of Piscataway)

EXCEPTION: Where a public utility corporation has filed a bond with the Piscataway Township Clerk, the applicant will only submit the required fee. The applicant will, in such case, fill out the following:

Covered by bond dated: _____ In the amount of: _____

The applicant has read and agrees to comply with the terms and conditions of the Piscataway Township Ordinance relative to excavating and opening of streets and public places.

*The applicant shall have a copy of both the street opening permit and the approved plan on site at the time of construction. **(*Two copies of the plan must be submitted with this application.)**

Applicant For

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For Office Use Only

APPLICATION AND ACCOMPANYING DIAGRAM REVIEWED BY ENGINEERING

Director of Community Development / Supervisor of Engineering Date:

Comments: _____

APPLICATION SUBMITTED TO PISCATAWAY TRAFFIC SAFETY AND REVIEWED BY:

Name Title Date

Comments: _____

- _____ 1. Roadway to remain open at all times.
- _____ 2. Detour plan must be submitted for approval prior to the street opening.
- _____ 3. Police Officers required for traffic control, with or without patrol car.
- _____ 4. All signs, barricades and other traffic control devices must conform to the Manual for Uniform Traffic Control Devices.

Street Opening Permit can be downloaded at <http://www.piscatawaynj.org/services>

TEXAS EASTERN TRANSMISSION CORPORATION
A Unit of Public Service Company of New Jersey

RECEIVED

1996 MAR 27 11 31 23

W. Mark Davis
Division Manager
Transmission

March 22, 1996

ENGINEERING DIVISION

Lenore Slothower, Director of Community Development
Piscataway Township
455 Hoes Ln.
Piscataway, NJ 08854

Re: Contractor Assistance - R/W Encroachments

Dear Ms. Slothower:

Texas Eastern Transmission Corporation (Texas Eastern) owns, operates and maintains six (6) high pressure natural gas pipelines through Piscataway Township. The safety of the general public and our employees and the preservation of our pipeline system are our major objectives.

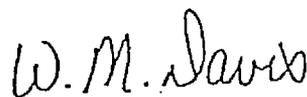
Over the past years we have received numerous requests for our list of requirements for construction in the vicinity of our pipelines. We have been requested to respond to building and other permit applications as they affect our pipelines. We are asking for your assistance during the permitting process. If our pipelines are on the property being developed, the applicant should contact our South Plainfield Office at 501 Coolidge Street, South Plainfield, NJ 07080, at which time we will arrange for a site visit and marking of our pipelines and right-of-way.

We also request that you direct the developers to contact Garden State Underground Plant Location Services (GSUPLS) in the early planning stages of their project as the law requires. The GSUPLS phone number is 1-800-272-1000. They will in turn notify each underground utility operator located in your Township of the developer's planned activities.

If your jurisdiction does not include permitting but are frequently contacted by individuals or developers inquiring about development requirements, we are hopeful that you will share the enclosed pipeline information with them and direct them to GSUPLS or Texas Eastern for further information.

We are most hopeful that a partnership between your Township and Texas Eastern can produce a safe environment for the general public. If you have any additional questions or if we can help in any way, please feel free to contact Thomas V. Wooden, Jr., South Plainfield Area Superintendent, at (908) 757-1215, or me at (717) 540-8311.

Sincerely,



W. M. Davis

WMD:ltb

Enclosure
General Requirements

31-1.4 Term of Permit; Extension.

a. The permit shall be valid for a period, not to exceed thirty (30) consecutive calendar days, to be determined by the Director and specified in the permit.

b. The effective period of the permit may be extended, if a request for an extension is made in writing by the permittee prior to the expiration of the original permit, for such additional period as the Director, in his direction, may authorize.
(Ord. No. 04-06 § 21-1.4)

31-1.5 Insurance Required.

a. No permit for street opening shall be issued by the Director until the applicant therefor shall have first placed on file with the Director, without cost to the Township, satisfactory evidence:

1. Of public liability insurance in the amount of not less than one million (\$1,000,000.00) dollars for any one (1) person and not less than three million (\$3,000,000.00) dollars for any one (1) accident.

2. Of property damage insurance in the amount of not less than one million (\$1,000,000.00) dollars for each occurrence.

3. That the insurance has been approved as to form, correctness and adequacy by the Director of Law to insure the Township against any loss, injury or damage arising out of the granting of the permit or from any negligence or fault of the applicant, his agent, servants or employees in connection with the opening or with any work related thereto.

b. Such insurance shall remain in force throughout the effective period of the permit as well as any authorized extensions thereof and shall carry an endorsement to the effect that the insurance company will give at least ten (10) days written notice to the Township of any modification or cancellation.
(Ord. No. 04-06 § 17-1.5)

31-1.6 Fees and Deposits Due Prior to Issuance of Permits; Exception.

a. No permit for street: opening shall be issued by the Director until the applicant therefor shall have first paid to the Director, in cash or check payable to the Township;

1. A deposit in the amount prescribed in subsection 31-1.7.

2. A fee of one hundred twenty-five (\$125.00) dollars or ten (10%) percent of the amount of the deposit, whichever shall be greater, except that for public service corporations that have filed a bond in lieu of a deposit as provided in subsection 31-1.9, the fee shall be one hundred twenty-five (\$125.00) dollars.

**ORDINANCE TO AMEND AND REVISE GENERAL ORDINANCES OF THE
TOWNSHIP OF PISCATAWAY, COUNTY OF MIDDLESEX, STATE OF NEW
JERSEY, AMENDING CHAPTER XXXI (31) STREETS AND SIDEWALKS
SECTION 31-1.2 (d) PERMIT REQUIRED**

BE IT THEREFORE ORDAINED by the Township Council of the Township of Piscataway, that Chapter XXXI, Openings in Streets and Sidewalks, Section 31-1.2 (d) Permits Required is hereby amended to read as follows:

31-1.2(d) *Recently Paved Streets*. The Township, in an attempt to preserve the integrity of recently paved streets, will not issue a street opening permit for a street that has been paved within the last eight (8) years except in an emergency or under extraordinary conditions. In cases where a street opening permit is issued on a street paved within the last eight (8) years, the bond or cash posted shall not be less than two thousand five hundred (\$2,500.00) dollars and the fee shall be one hundred (100%) percent more than indicated in subsection 31-1.6.

If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared severable.

All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior Ordinance of the Township, the provision hereof shall be determined to govern. All other parts, portions and provisions of the Ordinances of the Township are hereby ratified and confirmed, except where inconsistent with the terms hereof.

This Ordinance shall take effect immediately upon second reading, final passage and publication as required by law.


FRANK UHRIN, Council President

Attest:


MELISSA A. SEADER, Township Clerk

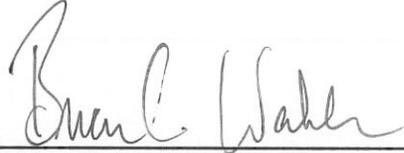
Adopted, First Reading:
Publication Date:

May 7, 2019
May 10, 2019

ORDINANCE NO. 19-16

Adopted, Second Reading:
Publication Date:

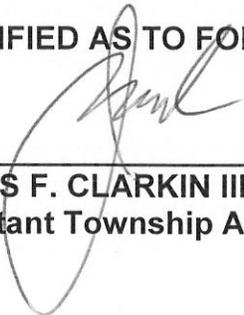
June 6, 2019
June 11, 2019



BRIAN C. WAHLER, Mayor

Date: 6-7-2019

CERTIFIED AS TO FORM AND LEGALITY:



JAMES F. CLARKIN III, ESQ.
Assistant Township Attorney

Statement of Purpose

The purpose of this Ordinance is to lengthen the time in which a street opening permit can be issued for a street that has been recently paved from five (5) years to eight (8) years.