**ORDINANCE 24-2013**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGALE**

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, the code of the borough of bloomingdale BY amending Chapter XX, “STREETS AND SIDEWALKS,” ARTICLE II, “STREETS,” Chapter 20-11, “street openings and excavations,” Section 20-11.5, “FEES REQUIRED,” to require that utility companies pay a fee of $200 for street excavations and openings on borough streets**

**BE IT ORDAINED**, by the Mayor and Borough Council of the Borough of Bloomingdale, in the County of Passaic and State of New Jersey, as follows:

**Section 1**. Chapter XX, “Streets and Sidewalks,” Article II, “Streets,” Chapter 20-11, “Street Opening and Excavations,” Section 20-11.5, “Fees Required,” Paragraph (b) of the Code of the Borough of Bloomingdale is hereby amended to read as follows:

**20-11.5 Fees Required.**

b. Utility companies regulated by the Board of Public Utilities of the State of New Jersey shall be exempted from the provisions of this subsection, except that they shall pay a fee of seventy ($70.00) dollars for the permit and an inspection fee in the amount of one-hundred thirty ($130.00) dollars and shall file a bond with the Construction Official annually in the amount of two thousand ($2,000.00) dollars as a deposit.

**SECTION 2**. All ordinances or parts of ordinances of the Borough of Bloomingdale inconsistent herewith are repealed to the extent of such inconsistency.

**SECTION 3**. If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

**SECTION 4**. This law shall take effect immediately upon final passage, approval and publication as required by law.

 **NOTICE**

is hereby given that the foregoing Ordinance #24-2013 introduced and passed upon First Reading by title at an Official Meeting of the Governing Body of the Borough of Bloomingdale, County of Passaic, State of New Jersey, held on June 11, 2013, and said Ordinance shall be considered for Final Passage at an Official Meeting of the Governing Body to be held in the Council Chambers of the Municipal Building, 101 Hamburg Turnpike, Bloomingdale, New Jersey on June 25, 2013, at 7:30 **P.M.** or as soon thereafter as said matter can be considered, at which time and place all persons interested therein or affected thereby will be given an opportunity to be heard concerning the same. A copy of the Ordinance has been posted on the bulletin board upon which public notices are customarily posted in the Municipal Building of the Borough of Bloomingdale. During the week prior and up to the time of the public hearing, copies of said Ordinance will be available to the members of the general public who request the same, in the Municipal Clerk's Office between the hours of 8:00 **A.M.** and 4:00 **P.M.**

**Jane McCarthy, RMC**

**Municipal Clerk**