	Paving Contractor		Phone
33 :		P OF MIDDLE	
* * *	APPLICATION FOR R	OAD OPENING PERM	<u>IT</u>
			NO
Application is made by		p a	
Full Address		4	
			(Road, Street, etc.
or the manorpanty or			
Total Area of Opening			Depth
			10
Remarks			
			÷
	Road shoulders	are part of road	
.4			9 0
Approved: (Township Road S	Superintendent)		F
6 5 HIN		Signed(Applicant)	
	DO NOT WRITE B	ELOW THIS LINE	
-	ROAD OPENI	NG PERMIT	8
,*.		DATE_	•
Permit Fee Paid\$			
Amount of bond received \$		_	
Inspector's Fee \$			
Final Restoration Fee \$		<u> </u>	
Permit No			oad
Name of Applicant			
You are hereby granted permi facilities herein in accordance	ssion to make opening in with the plan and regulat	Township Road and per tions attached.	form work and install
Prior to commencing work, ap	oplicant must submit a Ce	rtificate of Insurance.	
		Inspection Appro	oved By:
		(Township Road	Superintendent)
Bond Released	-		
Resolution No.			

Contractor

Phone

ARTICLE III, Street Excavations [Adopted 7-21-1988 by Ord. No. 627-88]

EXCAVATION - The excavation, opening or any other work performed under a permit and required to be performed under this For purposes of this article, the following terms, phrases, words and their derivations shall have the meanings given heron. APPLICANT — Any person making written application to the Township of Middle for an excavation permit hereunder

erticle.

PERMITTEE — Any person who has been granted and has in full force and effect a permit issued here.

rublic wurks superintendent — As used in this article, shall be deemed to include the Administrative Director of Public Works, (Added 8-5-2002 by Ord. No. 1110-02) PERSON — Any person, firm, partnership, easociation, corporation, company or organization of any kind. PUBLIC WORKS SUPERINTENDENT — As used in this article, shall be deemed to include the Administ

STREET - Any street, highway, alley, avenue or any other public way or public ground in the Township of Middle and under

control of the Township of Middle.

A. It shall be unlawful, except in an emergency as set forth in Subsection B, for any person to engage in any of the following activities unless such person shall first have obtained a permit therefor from the Township Committee of the Township of Middle

(3) To place, deposit or leave upon any street any earth or other excavated material obstructing or tending to interfere with the free use of the street. (1) To dig up, excavate, tumpel, undermine or in any manner break up any street.
(2) To make or cause to be made any excavation in or under the surface of any street for any purpose.

permit as hereinafter provided. Such permit shall be applied for within three working days after such break or serious trouble shall have developed and the necessary permanent repairs to the street, alley or sidewalk shall be made as directed by the Public Works Superintendent and shall be completed as soon as practicable after receipt of the permit. [Amended 4-5-1990 by Ord. No. 720-90] (4) To perform any other operation on any street which in any manner interferes with or disturbs the surface of such street B. In the event that any street main, conduit or other utility installation in or under any street, aftey or public way shall burst, break B. In the event that any street, main, conduit or other utility installation in or under any street, aftey or public way shall burst, break or otherwise be in such condition as seriously to endanger persons or property, the owner of such sewer main, conduit or other and secure. Such owner shall not, however, begin making permanent repairs to such street or alley until he shall have secured a immediately remedy such trouble and shall immediately take all such necessary steps to make said location safe

state the name and address of the applicant, the location and dimensions of the excavation, the purpose of the excavation, the estimated dates of commencement, completion and estoration of the excavation and such other data as may reasonably be required by the Public Works Superintendent, [Amended 4.3–1990 by Ord. No. 72:0-90]

B. The permittee has the additional responsibility of obtaining a separate permit in accordance with N.J.S.A. 2A:170-69.4 through § 215-14. Application procedure.

A. A written application for the issuance of an excavation permit shall be submitted to the Township Clerk. The application shall A. A written application for the excavation, the

the applicant is obligated to comply with any statutes or regulations pertaining thereto. subject to the issuance of said separate permit. The applicant is further responsible for contacting all other local utilities to determine whether any property or facilities of the utilities are located in the vicinity of the proposed excavation site, and, if so, 2A:170.49.6 when the proposed excavation is located within 200 feet of a gas pipeline, and all permits issued by the Township are

. Upon application and payment of the fees and deposits for which provision is hereinafter made, the Public Works indent, in his discretion, may issue a permit to excavate or open the surface of any Township road. (Amended 4-5-1990 Issuance of permit

B. For any extensive opening (those longer than 100 linear feet or more than 50% of the pavement width), a resolution must be passed by the Township Committee before any permit can be granted and before any work is commenced. The Township by Ord. No. 720-90] proper application forms are filed in the Township Clerk's office before communication work.

C. Small openings (those less than 100 linear feet or less than 10% of the assumed America. contractors permission to make numerous unspecified extensive openings on Township roads throughout the year, provided that may, in its discretion, pass a blanket resolution good for one year giving utility authorities and municipalities or their

subjected to the approval of the Public Works Superintendent before the granting of a permit. (Amended 4-5-1990 by Ord. No. 720-90) openings (those less than 100 linear feet or less than 50% of the pavement) are approved by the Township Clerk and

D. No permit shall be issued for any road which has been constructed or reconstructed for a period of five years after the

completion of said construction or reconstruction except in an emergency situation. E. No permit shall be issued for any road which has been overlaid with binuminous concrete for a period of three years after the tion of said overlay except in an emergency situation.

G. The Public Works Superintendent may, at his discretion, in the case of Township roads which carry exceptionally heavy F. The Township Committee may, by resolution, waive the five-year and three-year restrictions mentioned previously.

volumes of reaffic, forbid any opening or tearing up or excavating of such road except in the event of an emergency situation. [Amended 4-5-1990 by Ord. No. 720-90]

215-16. Time limit for commencement of work; notice of opening iced within 45 days of the issuance of said permit unless an

extension of time is granted, in writing, by the Public Works Superintendent A. Permits shall become null and void unless work is commen

B. The applicant shall give a twenty-four-hour notice to the Public Works Superintendent or his duly authorized representative ptior to making any road openings except in cases of emergency as provided in § 215-13. No opening shall be commenced on a Saurday, Sunday or holiday unless in cases of emergency. If done, inspection must be paid for by the applicant at a rate set by the

A. A permit fee shall be charged by the Township Clerk for the issuance of a permit, which shall be in addition to all other fees for permits or charges relative to any proposed construction work. The permit fee shall be in an amount varying with the size of the

Number of Feet (2) Curb and gutter installation Each additional 5 (square feet) Size of Trench Opening

0 to 100 (5) Direct burial cable Fee \$50,00 \$ 5.00 so permits Fee \$20,00 \$ 5.00 so permits Fee \$20,00 \$50,00 \$50,00 feet thereafter

Fee \$50,00 \$75,00 plus \$10,00 for every 1,000 feet thereafter

Oreg 1,500
The fees apply to cables of a maximum B Performance bond. width of six mehes in shoulder. For cables of greater widths, trench fees apply

(1) No permit shall be issued hereunder prior to the submission of a performance bond in the amount of \$5,000. This performance bond shall serve to guarantee that the road opinings will be properly closed and that the road, street or highway will be substantially reconstructed. [Amended 8-16-2004 by Ord. No. 1171-04]

(3) Clean granular backfill shall be furnished from outside sources and deposited in layers and compacted in such a manner and by such matters as to achieve 95% standard proctor density throughout the units backfill. Whenever the Public Works Superintendent shall deem the material unsatisfactory for backfill, the permittee shall provide acceptable material for the backfill.

(2) In the alternative, a certified check in the same amount shall be provided with the application C. Maintenance bond.

(1) No performance bond shall be released prior to the submission of a maintenance bond in the amount of \$10 per square yard of excavation. This maintenance bond will serve to guarantee that the road, as reconstructed, will remain in good condition for two excavation. This maintenance bond will serve to guarantee that the road, as reconstructed, will remain in good condition for two

years after the final acceptance

(2) in the alternative, a certified check in the same amount shall be provided with the application.

(3) A maintenance bond will not be required if the final restoration is done by the Township as specified in § 215-22E(2).

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(3) A maintenance bond will not be required in § 215-22E(2).

(4) A maintenance bond will not be required in § 215-22E(2). company during the calendar year; provided, however, that when the cost of opening of trenches exceeds the amount of the bond U. A utility company or municipality may, in lieu of giving a separate bond for each project, annually, in January of each year, post a performance bond or a corporate bond in an amount sufficient to encompass the estimated work to be performed by said

E. A utility company or authority or a municipality may also name the Township as coholder of its performance and maintenance posted, additional bonds and/or cash security will be required.

opening. The base course shall be compacted bituminous stabilized base, stone mix, Mix No. 1 material, four inches thick. A two-inch compacted depth of bituminous cold patch material shall be placed on the base material.

inches below the level of the adjacent paved surfaces. The openings shall be out back ax inches beyond the perimeter of the trench added as described in Subsection B(3) of this section. Six inches of road gravel, Type 2, Class B, shall then be added to a level six

D. All openings must be backfilled immediately and final pavement restored between 30 and 90 days

E. The permittee has two alternatives for final restoration as follows:

(2) The permittee may elect to have the Township Road Department construct the permanent repair of the trench opening. The Township Road Department shall perform the work at \$20 per square yard, payable in advance. The repair work shall be in conformance with the technical specifications listed in this document. The Township Road Department may elect not to make the (i) The permittee may perform the final restoration by removing the two-inch patch and replacing it with Mix 3 and rolling it in

permanent repair. In such cases, the applicant will be required to have the permanent repair made.

place to obtain a smooth pavement surface. All joints between the new and existing pavements shall be sealed with a tack

on all disturbed areas on all sides of the manhole exstings on eight inches of road gravel. The width of the FABC-1, Mix 5, shall (6) Where existing matholes are located in the shoulder area, a minimum of two inches of exphalt FABC 1, Mix 5, shall be placed (5) In newly constructed, reconstructed or overlaid asphalt pavements, before placing the base course, the opening shall be out

C. For openings in old asphalt, oiled gravel, newly constructed, reconstructed or overlaid roads, clean granular backfill shall be

conform to the dimensions of the existing shoulder.

approved by the Public Works Superintendent. [Amended 4-5-1990 by Ord. No. 720-90]

asphaltic oil, Grade RC-0, or emulsified asphalt, Grade 25-2, or equal.

back six inches beyond the perimeter of the trench opening, and a tack coat shall be applied to all joints. The tack coat shall be

(4) The uncompleted length of road opening allowed under a permit at any one time shall not exceed 50 linear feet unless The thickness of each layer shall be dependent upon the type of compactor employed, and at no time shall the thickness exceed 12

inches. [Amended 4-5-1990 by Ord. No. 720-90]

of Middle." Cash will not be accepted. The Township of Middle will hold performance bonds until final inspection bonds, provided that they are of greater or equal value in projects done by an outside contractor.

F. All checks and bonds under this article shall be submitted to the Township Clerk and shall be made payable to the "Township F. All checks and bonds under this article shall be submitted to the Township Clerk and shall be made payable to the "Township Clerk and shall be made pa maintenance bonds for two years after final acceptance

G. Openings over 30 feet of continuous installation shall require an inspection fee to be paid by the permittee to the Township Clerk at a prorated fee of \$15 per hour.

H. On large-scale projects performed by a utility company or authority or a municipality, having its own inspector, the Township § 215-18. Save-harmless agreement; liability for costs of suit. e of the Township of Middle, in its discretion, may waive the Township inspection fee, if so requested by the permittee

Township of Middle by reason of the negligence or default of the permittee, upon the Township's giving written notice to the permittee of such suit or claim, any final judgment against the Township requiring it to pay for such damage shall be conclusive upon the permittee, and the permittee shall be liable for the Township's costs in connection with such suit. of Middle, in issuing said permit, shall not assume liability in connection therewith. In the event of any suit or claim against the any nature anising out of the construction of road- and street-opening work covered by said permit and further that the Township The applicant, upon securing said permit, agrees that the Township of Middle will be saved harmless from any and all claims of

§ 215-19. Insurance requirements.

A. Phor to performing any work under the permit, the permittee shall deliver to the Township Clerk a certificate of insurance in the sum of not less than \$1,000,000 combined single limit (liability). Where applicable, the permittee shall demonstrate that the explosion, collapse and underground exclusion has been removed from its insurance policy. The insurance carrier will not cancel said insurance without giving the Township of Middle at least 10 days notice thereof, in writing. The insurance policy must said insurance without giving the Township of Middle at least 10 days notice thereof, in writing. The insurance policy must remain in effect until the Township inspector signs the certificate of satisfactory completion.

of 30 days or more until final settlement has occurred. After final settlement, a pavement course of Class B concrete, eight inclues in depth, shall be constructed level with the existing pavement surface.

G. Where openings are made in oil and sone shoulders disturbing more than 25% of shoulder, the entire shoulder width shall be graphaced with a minimum of six inches of road gravel, Type 2, Class B, and subjected to a bituminous surface treatment. The replaced with a minimum of six inches of road gravel, Type 2, Class B, and subjected to a bituminous surface treatment shall consist of an application of prime coat at the rate of 0.25 to 0.45 gallon per square yard, sand bituminous surface treatment shall consist of an application of prime coat at the rate of 0.25 to 0.45 gallon per square yard and of other coat, a cover material of standard size No. 8 broken stone shall be applied at the rate of 2.5 pounds per square yard and of the coat, a cover material of standard size No. 8 broken stone shall be applied at the rate of 2.5 pounds per square yard and of the coat, a cover material of standard size No. 8 broken stone shall be applied at the rate of 2.5 pounds per square yard and of the scale of 1.5 pounds per square yard and of the scale of 1.5 pounds per square yard and of the scale of 1.5 pounds per square yard and of the scale of 1.5 pounds per square yard and of the scale of 1.5 pounds per square yard and of the scale of 1.5 pounds per square yard and of the scale of 1.5 pounds per square yard and of the scale of 1.5 pounds per square yard and of the scale of 1.5 pounds per square yard and of the scale of 1.5 pounds per square yard and 1.5 pounds per square

evel with the existing pavement and maintained by the permittee to pavement level by adding occasional cold patch for a period adjacent paved surface. A two-inch compacted depth of temporary bituminous cold patch material shall then be placed, compacted f. For all openings in concrete pavement surfaces, the trench backfill shall be compacted to a level two inches below the top of the

H. All openings in roadside areas shall be backfilled and leveled with clean granular material to within four inches of the adjacent

also be placed when directed by the Public Works Superintendent. Should proper growth not be achieved, the area will be respected as necessary. [Amended 4-5-1990 by Ord. No. 720-90] grade. After proper settlement, four inches of topsoil shall be placed, and the area shall be fertilized and seeded. Mulching shall

. Road openings and/or trenches involving unusual or special conditions shall be restored in accordance with and pursuant to the

dent. [Amended 4-5-1990 by Ord. No. 720-90]

. Any opening or restoration procedure which is not in conformance to the technical specifications listed in this document must

irection of the Public Works Superinten

completed in a sausfactory manner, a certificate of satisfactory completion will be sent to the Township Clerk. Upon receipt of this certificate and upon delivery of maintenance guarantee to the Township Clerk, the performance guaranty will be returned. be approved by the Township Engineer.

K. Upon completion of work, the applicant will request a final inspection by the Public Works Superintendent If work is

the Public Works Superintendent, without notice, may cause the work to be done, and the cost shall be charged against the bonding company. [Amended 4-5-1990 by Ord. No. 720-90] with a two-inch variable thickness of FABC-1, Mix 6, povement applied to the entire length of the disturbed area and rolled in M. Where openings are made in a roadway, disturbing more than 25% of the roadway, the entire roadway width shall be overlaid

In any case where the contractor has not complied with these regulations to the satisfaction of the Public Works Superintendent

Amended 4-5-1990 by Ord. No. 720-90]

B. On projects done by outside contracts where a utility company or authority or a municipality is requiring a confidente of greater than or equal to the Township's requirements, the contractor's policy must name the Township as a beneficiary.

Regulation of traffic; access to fireplugs and fire-fighting equipment.

as nearly normal as practicable shall be maintained at all times so as to cause as little inconvenience as possible to the occupants of the abutting property and to the general public. The permittee shall leep all road and streat openings guaded at all times and shall have lights, barriers and adequate safety devices as described in the Manual on Uniform Traffic Control Devices maintained shall have lights, barriers and adequate safety devices as described in the Manual on Uniform Traffic Control Devices maintained B. No Township road shall be closed to traffic without the prior consent of the Public Works Superimendent. In the event that a road is closed, uniformed police may be required to act as traffic directors, and the proper traffic control devices shall be erected and maintained in accordance with standards described in the latest edition of the Manual on Uniform Traffic Control Devices, as § 215-20. Regulation of traffic; access to fireplugs and fire-fighting equipment.

A. The permittee shall take appropriate measures to assure that, during the performance of the excavation work, traffic conditions. published by the Federal Highway Administration. The permittee desiring to close a road to traffic shall notify the Township throughout the performance of the work, and no greater part of any road shall be opened than that specified in the permit Police Chief or his designee. [Amended 4-5-1990 by Ord. No. 720-90]

D. The excavation work shall be performed and conducted so as not to interfere with access to fire stations and fire hydrants.

Materials or obstructions shall not be placed within 15 feet of freplugs. Passageways leading to fire escapes or fire-fighting C. Where flagmen are deemed necessary, they shall be famished by the permittee at its own expense. Through raffic shall be expense and in conformity with the specifications of the Public Works Superintendent. [Amended 4-5-1990 by Ord. No. 720-90] Superintendent will designate delours. The Township shall maintain roadway surfaces of existing highways designated as detours without expense to the permittee, but in case there are no existing highways, the permittee shall construct all detours at its own without expense to the permittee, but in case there are no existing highways, the permittee shall construct all detours at its own without expense to the permittee, but in case there are no existing highways, the permittee shall construct all detours at its own without expenses to the permittee, but in case there are no existing highways, the permittee shall construct all detours at its own without expenses to the permittee, but in case there are no existing highways, the permittee shall construct all detours at its own without expenses. maintained without the aid of detours, if possible. In the instances in which this would not be feasible, the Public Works equipment shall be kept free of piles of material or other obstructions.

A. Any portions of work areas not closed to traffic must be temporarily patched with cold patch, a minimum of two inches thick The following measures shall be taken to ensure the safety and protection of the traveling public: § 215-21. Measures to protect traveling public.

B. The permittee shall erect and maintain suitable tumber barriers to confine earth from trenches or other excavations in order to properly maintained, until final paving is installed.

planking three inches thick, 12 inches wide and of adequate length, together with blocking. The walk shall not be less than three feet in width and shall be provided with a railing as required by the Public Works Superintendent. (Amended 4-5-1990 by Ord. decking shall be not less than four inches thick and shall be securely fastened. Pedestrian crossings, if of timber, shall consist of and maintained of steel plates or of plank, timbers and blocking of adequate size to accommodate vehicular traffic safely. Timber C. The permittee shall construct and maintain adequate and sade crossings over excavations and across highways under encroach upon highways as little as possible. ement to accommodate vehicular and pedestrian traffic at all street intersections. Vehicular crossings shall be constructed

D. The permittee must call the New Jersey Utility Opening Service at (800) 272-1000 and obtain clearances before beginning

relocating said utility at said utility owner's expense in case of conflict with future construction, reconstruction or modification event that future Township road reconstruction, repair or modifications necessitate excavation, undetecting of installation of facilities in the area where the utility is located. This location will in no way relieve the utility owner of the responsibility of E. It is urged that all utilises be constructed with a minimum of three feet of cover, to provide protection for the utilises in the

Bridge Construction, with all amendments and supplements, except as supplemented herein. . All work shall be governed by the New Jersey State Department of Transportation 1961 Standard Specifications for Road and

(1) The paved roadway surfaces shall be out vertically with a sharp tool on a straight line before exceive (2) The material exceivated from the trench opening shall not be replaced as backful unless specifically. Works Superintendent or his authorized agent. [Amended 4-5-1990 by Ord. No. 720-90] permitted by the Public

> Township Road Department may, upon the recommendation of its inspector. individual holes. In no case will more than three individual holes be permitted r the purpose of determining compliance with any conditions imposed on the issuance of the permit and the specifications. s, In no case will more than three individual noise be permissed openings and the repair and resurfacing thereof
> The Township Road Department shall periodically inspect all road openings and the repair and tresurfacing thereof
> The Township Road Department shall periodically inspect and the issuance of the permit and the specifications. The

A. If more than three individual holes are required within a twenty-foot length, a single trench must be used rather than the

O. All traffic control devices, i.e., signs, stripes, etc., removed by the permittee during the opening shall be noted to the Township Engineer and shall be replaced during the restoration. Arrangements for replacement by the permittee or by the Township Road

The Township Comminee may, in its discretion, waive the paving of the entire roadway in cases where less than

Department shall be made independent of the alternative chosen in Subsection E above

place to obtain a smooth pavement surface.

(1) Order a temporary stop to any road opening.

(3) Order a stop to any work and revoke the permit, in which event the Township Road Department shall complete or cause to be (2) Order that the applicant perform or correct specified work in accordance with the direction of the Public Works Superintendent. [Amended 4-5-1990 by Ord. No. 720-90] completed the work and declare the applicant's cash deposit forfeit or notify the applicant's surety of an intent to file claim on the

(4) Correct any work after notification to the applicant and the neglect or the refusal of the applicant to make corrections as indicated and, upon doing so, declare the applicant's cash bond forfelt or notify the applicant's surety of an intent to file a claim on

other action deemed reasonable under the circu

not exceeding 90 days or a period of community service not exceeding 90 days, all of the aforesaid, however, being in the A. For a violation of any provision of this article, any person, firm, association, paraership or comporation so violating shall, upon conviction, be subject to one or more of the following: a fine not exceeding \$1,000, or imprisonment in the county juil for a term [Amended 4-5-1990 by Ord. No. 720-90]

discretion of the Judge or other officer having junsdiction. consume a separate violation Separate violations, Except as otherwise provided, every day in which a violation of any provision of this article exists shall