

**BOROUGH OF MIDLAND PARK  
SIDEWALK, CURB AND APRON PERMIT APPLICATION  
ORDINANCE NO. 824, 33-91**

Permit No. \_\_\_\_\_

Date \_\_\_\_\_

Applicant \_\_\_\_\_

Address & Telephone \_\_\_\_\_

Owner of Property \_\_\_\_\_

Address & Telephone \_\_\_\_\_

Work Location \_\_\_\_\_

Description of Work \_\_\_\_\_

Date(s) of Work \_\_\_\_\_

**BY SIGNING THIS APPLICATION, THE APPLICANT AGREES TO:**

Perform the work for which the permit is granted in accordance with the condition of the permit and Ordinance Numbers 824, 33-91.

Indemnify and hold the Borough of Midland Park, its Officers, Agents and Employees harmless from any and all claims, including, but not limited to claims for personal injury and/or property damage arising out of or in any way relating to the street opening done by the applicant or anyone acting on his/her behalf to the street or any person at the request of the Borough of Midland Park. This indemnification shall include costs of defense and reasonable Attorney fees.

Construct, remove, replace or repair sidewalks, curbs and driveway aprons in accordance with grade and alignment with grade and alignment of existing sidewalks, curbs and driveway aprons, and specifications of the Borough of Midland Park.

Properly protect pedestrians and vehicular traffic by means of suitable barricades and lights around the work area.

\_\_\_\_\_  
Applicant's Signature

**For Borough Use:**

Fee Paid \_\_\_\_\_

(As per chart on reverse side)

**Fees as Per 14-4.11 of Code Book**

*Sidewalk repairs only*

Under 25 square feet	-	\$25.00
25 square feet or more	-	\$50.00

*Curbs, driveway aprons, and sidewalks  
(Other than repairs)*

Application fee	-	\$50.00
Permit fee	-	\$50.00
Inspection fee	-	\$50.00

*Street Openings*

Application for	-	\$50.00
Permit fee	-	\$50.00
Inspection fee	-	\$75.00

(Ord. 37-89, Ord. 1-91, Ord. 8-92 and Ord. 26-92)

CONCRETE SIDEWALK, RAMP AND DRIVEWAY APRON

A. Description

1. The Contractor shall provide all labor, materials, equipment and supervision necessary to complete the work of furnishing and installing a concrete sidewalk, ramp and driveway apron.
2. A permit for this work must first be obtained from the Borough Clerk and the completed form work must be inspected by the Borough of Midland Park prior to the placement of concrete.
3. The location of driveway entrances to properties shall be as directed by the Borough of Midland Park. Maximum width of driveway entrance shall not be wider than 15 feet unless approved by the Borough of Midland Park.

B. Materials

1. Concrete for concrete sidewalks, ramps and driveway aprons shall be Class C air entrained, using standard Portland Cement Type II, conforming to Section 914 of the N.J.D.O.T. Specifications.
2. Curing compound shall be white pigmented liquid membrane-forming compound in accordance with Section 905.03 of the N.J.D.O.T. Specifications.
3. Preformed expansion joint filler shall be 1/2-inch thick and conform to Section 908.01 of the N.J.D.O.T. Specifications.

C. Methods of Construction

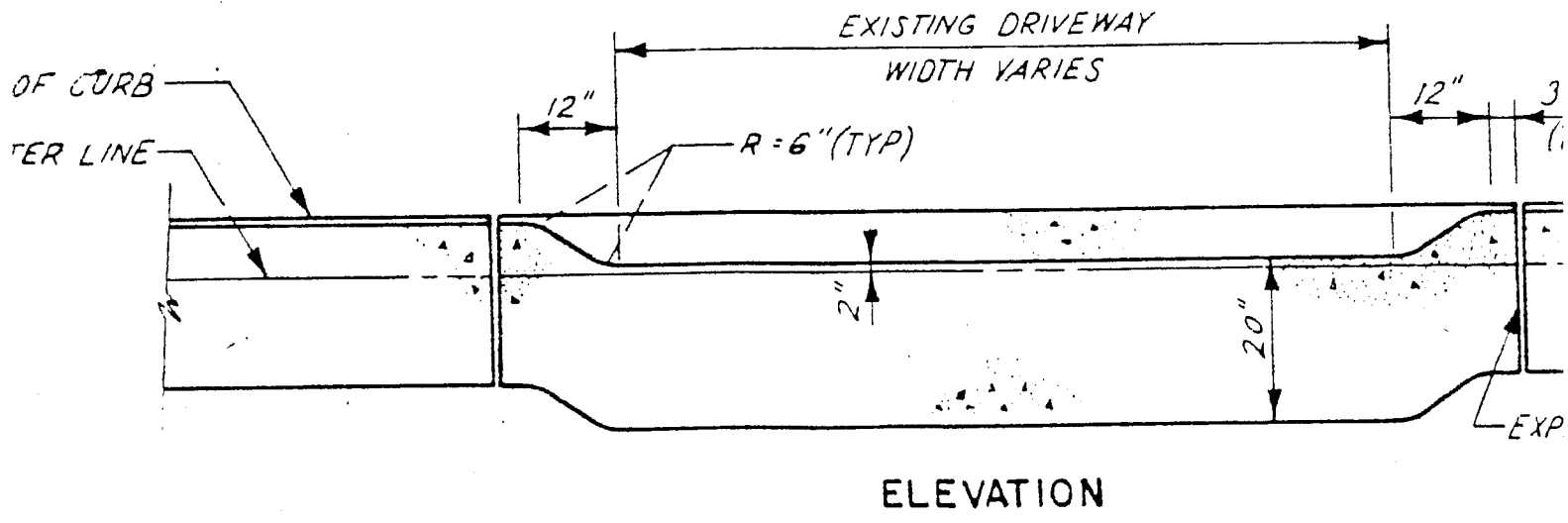
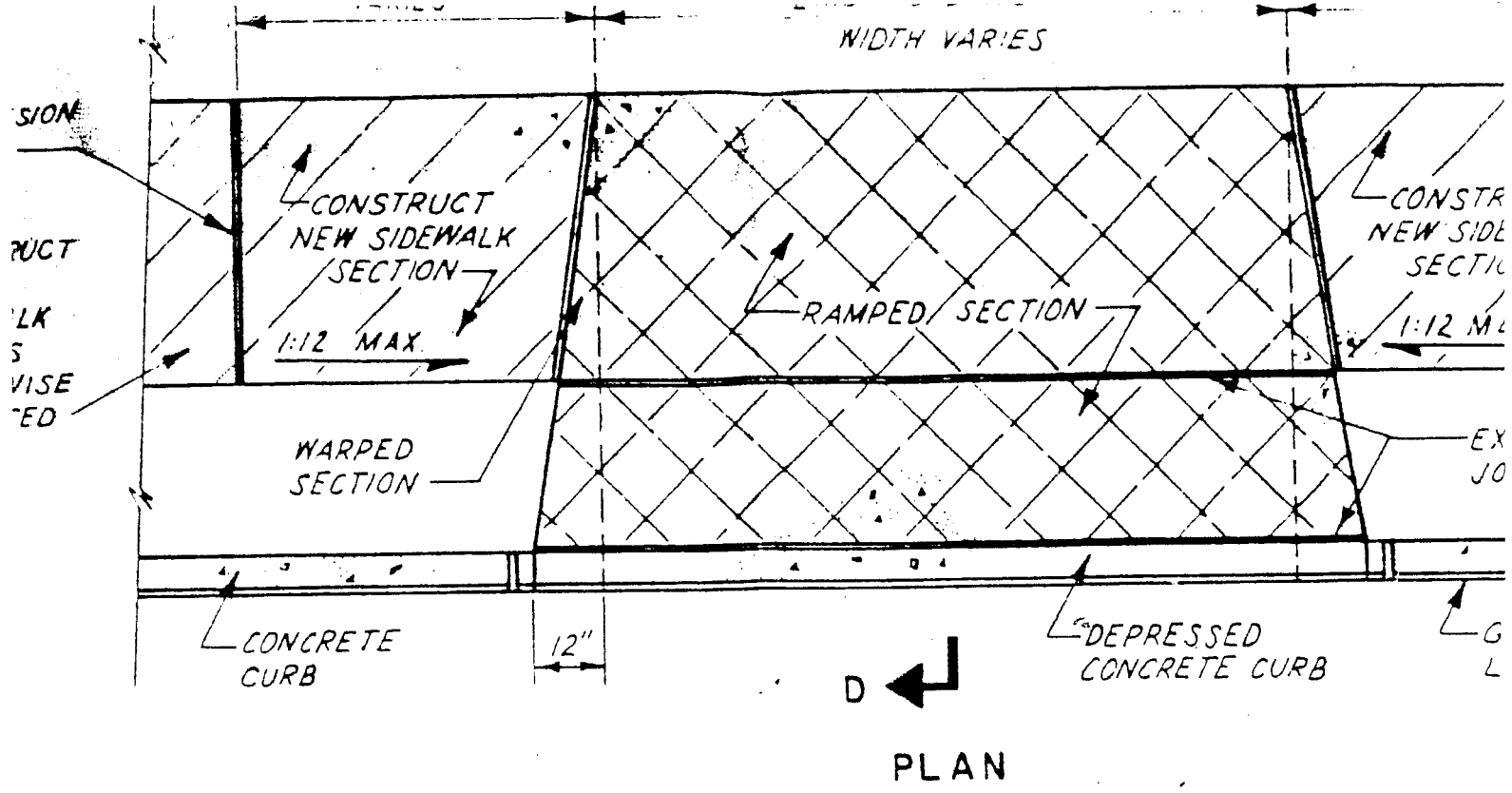
1. Excavation and backfill shall conform to Sections 202 and 203 of the N.J.D.O.T. Specifications.
2. Excavation for sidewalks, ramps and driveway aprons shall be made to the required depth and to a width that will permit the installation and bracing of the forms. The underlying material shall be shaped and compacted to a firm, even surface. Unstable material shall be removed and replaced with acceptable material which then shall be compacted.
3. In removing the existing sidewalks and driveway apron, the Contractor shall take due precaution not to damage abutting driveways, aprons, sidewalks or street pavement. All such damage caused by the Contractor in the performance of his work shall be repaired or replaced by him at his sole cost and expense.

4. Where concrete sidewalk or driveway apron is removed it is required that a complete section be removed or a neat construction joint be made by saw cut as directed by the Engineer. Chipping or breaking a section of concrete in order to make a construction joint will not be permitted.
5. Utility boxes shall be reset to finished grade, if necessary, by the Utility company involved. The Contractor shall notify the Utility company and coordinate the necessary work.
6. All signs shall be removed, protected, and replaced by the Contractor. Signs or posts damaged by the Contractor's operations shall be replaced by the Contractor at his sole cost and expense.
7. Forms shall be thoroughly cleaned, well staked, braced and set to line and grade.
8. Tree roots in conflict with the proposed sidewalk or driveway apron shall be neatly cut back to where they will not interfere with the proposed work.
9. Existing roof drains shall be reset with the invert above the pavement surface elevation.
10. Before placing any concrete, the inside of the forms must be thoroughly oiled to prevent discoloration or adherence of concrete.
11. Sidewalks shall be laid in separate sections equal in length to twice the width of the walk separated by a 1/4-inch steel plate and shall have 1/2-inch preformed expansion joints placed every 50-feet and at any location where the sidewalk abuts a curb or apron and where the apron abuts the curb.
12. Before the Contractor places the concrete, the forms must be inspected and approved by the Borough of Midland Park.
13. Concrete shall be placed on a moist, unfrozen sub-grade.
14. All concrete shall be placed immediately after proper mixing.
15. The concrete shall be tamped, spaded or vibrated with suitable tools to produce a dense, compact mass and care shall be taken so that there is a minimum of segregation during handling.

CONCRETE SIDEWALK, RAMP AND DRIVEWAY APRON

16. The concrete shall be struck off with a template and shall be floated with a wood float until the surface has a true even contour, followed by brushing with a wet soft-hair brush to a neat workmanlike surface.
17. Concrete ramps 4-inches thick for the physically handicapped shall be constructed at all crosswalks and where so directed by the Borough of Midland Park. These ramps shall be floated with a wood float until the surface has a true even contour followed by brushing with a stiff broom.
18. The curing compound shall be applied in accordance with the manufacturer's recommendations.
19. When temperatures are less than 50° Fahrenheit or above 90° Fahrenheit the placing of concrete shall be in accordance with Section 501.11 of the N.J.D.O.T. Specifications.
20. During cold weather, protect concrete with an approved covering material to maintain the concrete at a temperature of not less than 50° Fahrenheit for a period of 2 days for high early strength cement and 5 days for portland cement concrete.
21. All other methods of construction not described above shall comply with the applicable provisions of the N.J.D.O.T. Specifications.

CONCRETE SIDEWALK, RAMP AND DRIVEWAY APRON

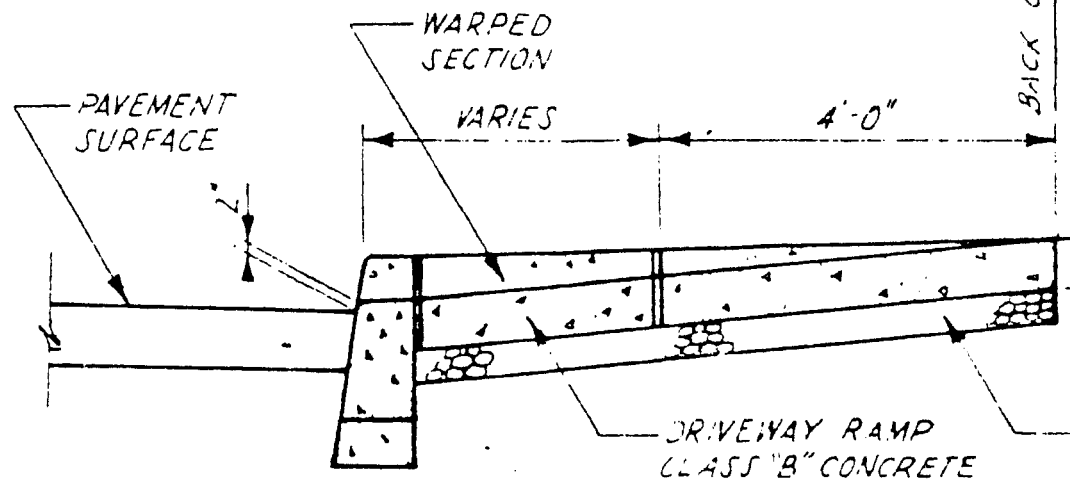
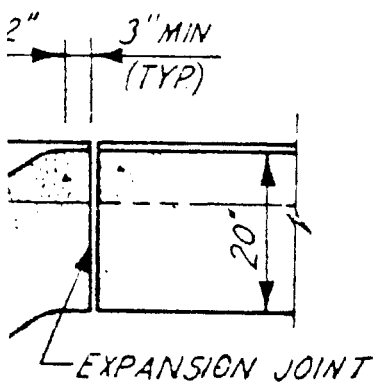
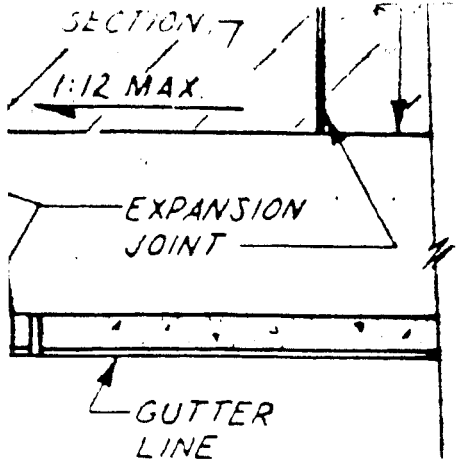


**IVAN L. BOGERT ASSOCIATES**  
 CONSULTING ENGINEERS

IVAN L. BOGERT

APPROVED

2" TYPE B DRIVEWAY INDICATES THAT DRIVEWAY IS TO BE REPLACED TO BACK OF SIDEWALK



SECTION D - D

DRIVEWAY RAMP DETAILS

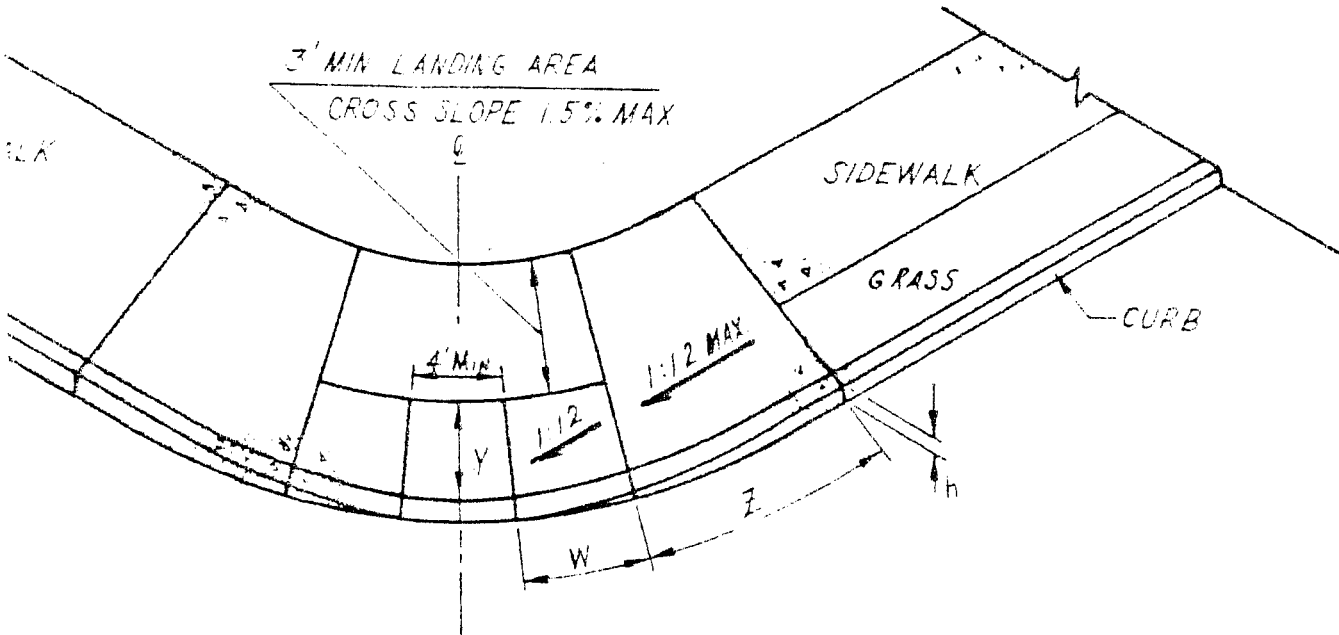
NTS

BOGERT N.J.P.E. 6341

DESIGNED P.P.  
 DRAWN Z.V.  
 CHECKED I.R.

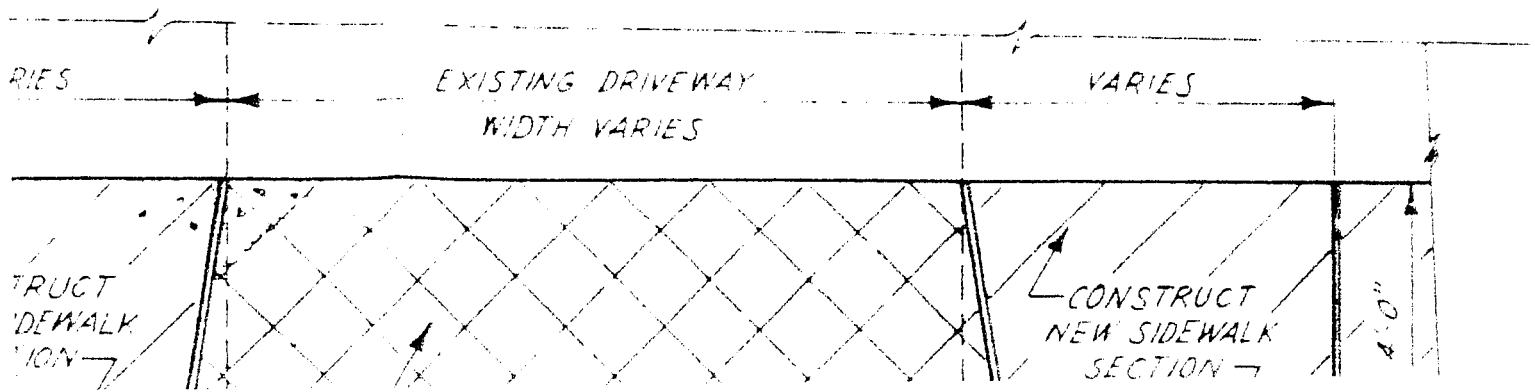
BOI  
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DATE: JULY 1982



ALTERNATE DESIGN STANDARDS  
FOR  
RAMPS FOR THE PHYSICALLY HANDICAPPED  
NTS

D ←



### **14-3 CONSTRUCTION, RECONSTRUCTION AND REPAIR OF SIDEWALKS, CURBS AND DRIVEWAY APRONS.**

#### **14-3.1 Obligation of Landowner.**

It shall be the duty of any owner of real property abutting any public street or sidewalk in the Borough at his sole cost and expense to install, construct, repair, alter, relay, reconstruct and maintain, sidewalks and driveway aprons in front of or abutting such property whenever such sidewalks or driveway aprons are required as hereinafter provided, or, being already installed, shall be in such state of deterioration or disrepair as to constitute a hazard to the general public using such sidewalks or driveway aprons unless they are repaired, altered, relaid or reconstructed. In addition to the foregoing it shall also be the duty of the owner, at his sole cost and expense to install, construct, repair, alter, relay or reconstruct curbs where the deterioration or damage to same has been caused by the action of such owner. (Ord. #824, §1)

#### **14-3.2 Construction; When Required.**

Sidewalks shall be required to be installed and constructed when the Council shall, by resolution, determine that the health, safety and welfare of the general public so requires and causes notice to that effect in writing to be served upon the owner or occupant of such lands requiring the necessary specified work to such curb or sidewalk to be done by such landowner or occupant within a period of time stated in such resolution not less than thirty (30) days from the date of service of such notice. (Ord. #824, §1)

#### **14-3.3 Repairs, Etc.; When Required.**

Repairs, alterations, relaying or reconstruction of sidewalks, and/or curbs, shall be required when the Director or the Council shall determine that the health, safety and welfare of the general public so requires. The Director shall then cause a notice, in writing, to that effect to be served upon the owner of such lands, which notice shall require the necessary work to the curb or sidewalk, as specified in the notice, be done by the landowner. The notice shall set forth the date upon which the work shall be completed, which date shall be not less than ninety (90) days after the date of service of the notice upon the landowner. (Ord. #824, §1; Ord. #16-91, §1)

#### **14-3.4 Notice; Service By Mail or Publication.**

The notice required by subsection 14-3.3 may be served personally by certified mail, return receipt requested, and regular mail, postage prepaid to the owner's last

known post office address as shown on the tax records of the Borough. If such owner's post office address cannot be ascertained, then such notice may be published once a week for four (4) successive weeks in a newspaper published in the Borough or, if there be none, a newspaper published in the State and circulating in the Borough. (Ord. #824, §1)

#### **14-3.5 Failure to Comply; Assessment.**

In the event the owner of such lands shall not comply with the requirements of such notice it shall be lawful thereupon for the Director, upon filing due proof of service of the notice required or publication thereof, with the Borough Clerk, to cause the installation, construction, repair, alteration, relaying or reconstruction to be performed and paid for out of Borough funds available therefor; the cost of such work shall hereupon be certified by the Director to the Tax Collector at which time the amount of such cost shall be and become a lien upon such lands in front of which or abutting which such work was done to the same extent that assessments for local improvements are liens in the Borough under general law and shall be collected in the manner provided by law for the collection of such other assessments bearing interest at the same rate. (Ord. #824, §1)

#### **14-3.6 Other Remedies Unimpaired.**

Nothing in this section shall deprive the Borough of its right to bring an action to recover the costs of the removal and/or repair against the owner of such lands. (Ord. #824, §1)

#### **14-3.7 Credit to Appropriate Account.**

All moneys recovered by the Borough under the provisions of this section shall be directed to the account out of which the cost of such work was paid. (Ord. #824, §1)

### **14-4 SIDEWALK, CURB OR DRIVEWAY REPAIRS.**

#### **14-4.1 Permit Required.**

- a. No person shall construct, remove, replace or repair a sidewalk, curb or driveway within the limits of any public street or other public property without first obtaining therefor from the Director a written permit.
- b. Such permit shall be valid for an effective period not to exceed thirty (30) consecutive calendar days. Such effective period may be extended, if so requested by the permittee prior to the expiration thereof, for such additional period as the Director may authorize.
- c. Nothing in this section shall limit or affect the requirements for curb cuts found in the Land Development Regulations.

(Ord. #824, §1)

#### **14-4.2 Notice of Work.**

The permittee shall not begin or carry on any part of the work provided to be done, except in the event of an emergency, without first notifying the Director not less than twenty-four (24) hours in advance, and obtaining his approval therefor. (Ord. #824, §1)

#### **14-4.3 Permits To Be Kept and Exhibited on Demand.**

The permit must be in possession of the parties actually doing the work and must be exhibited to the Director or to any authorized representative of the Borough upon request. (Ord. #824, §1)

#### **14-4.4 Revocation.**

The Borough shall have the right to revoke or cancel the permit at any time should the permittee fail to comply with any of the terms, agreements, covenants and conditions thereof. (Ord. #824, §1)

#### **14-4.5 Assigned or Transferred Permits.**

The permit shall not be assigned or transferred except upon the prior written consent of the Borough, except in the event of transfer of title to the property abutting the repair. (Ord. #824, §1)

#### **14-4.6 Clean-Up.**

The permittee shall clean up and remove promptly from the site of the work, upon completion thereof, all surplus excavated material and debris, and shall leave the site of the work in a neat and orderly condition. Where topsoil, seeded areas or sod are disturbed in the course of the work, the permittee shall restore such ground surface to its original condition. (Ord. #824, §1)

#### **14-4.7 Obstruction of Sidewalk, Roadway or Gutters.**

The permittee, at his own expense, shall carry out the work as expeditiously as possible and in such manner as to cause the least possible inconvenience and to permit the use of the sidewalk by pedestrians, the roadway by vehicles, and the flow of water along the gutters. (Ord. #824, §1)

#### **14-4.8 Application for Permit.**

Any person, firm or corporation desiring a permit for such work shall make application therefor to the Borough upon forms provided for that purpose. Such application shall include the following information:

- a. The name, address and telephone number of the applicant.
- b. The name, address and telephone number of the owner of the property abutting the area where the work is to be performed.
- c. The location of the work.
- d. The extent and nature of the work to be done.
- e. The date or dates when the work is to be done.
- f. 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 section.
- g. A signed statement by the applicant that the Borough is to be held harmless and indemnified by the applicant from any loss, injury or damage arising out of the granting of the permit or from any negligence or fault of such applicant, his servants or agents, in connection with any of the work done under or in connection with such permit.

(Ord. #824, §1)

#### **14-4.9 Specifications.**

Sidewalks, curbs and driveways shall be constructed, removed, replaced or repaired in accordance with such grades and specifications as have been, or may be, established by the Borough. Such grades and specifications shall be placed on file in the office of the Administrator and shall be followed in all instances. In the event of a deviation the permittee shall be advised in writing with the reasons therefor. All work shall be performed so as to meet grade and alignment of the adjoining sidewalk, curb or driveway, if any, or such established line or grade as may be determined by the Director and in accordance with the Director's instructions. (Ord. #824, §1)

#### **14-4.10 Barricades and Lights.**

Pedestrians and vehicular traffic shall be adequately protected by the permittee by means of suitable protective barricades appropriately located and lights around the work, and the work is to be arranged as to cause a minimum of inconvenience and hazard to such pedestrian and vehicular traffic. The permittee shall comply with such safety requirements as may be imposed by the Director, whether before or after the issuance of a permit. (Ord. #824, §1)

#### **14-4.11 Fees.\***

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