

**TOWNSHIP OF ELSINBORO**

COUNTY OF SALEM, NEW JERSEY

ORDINANCE NO. 2025-06

**AN ORDINANCE AMENDING THE ARTICLE 1 “STREET OPENINGS” CHAPTER 219-7 OF THE CODE OF THE TOWNSHIP OF ELSINBORO TO REQUIRE REPAVING OF ONE-HALF OF ANY ROADWAY OPENED FOR UTILITY OR CONSTRUCTION WORK**

WHEREAS, the Township Committee of the Township of Elsinboro finds it necessary and desirable to protect the integrity, safety, and useful life of municipal roadways; and

WHEREAS, the Township Committee further finds that openings made in roadways by utilities, contractors, and private entities frequently lead to settlement, cracking, and premature failure of pavement if not properly restored; and

WHEREAS, the Township Committee desires to adopt uniform restoration standards to ensure that all roadway openings are repaired in a manner that maintains the structural and aesthetic quality of the road;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Elsinboro, County of Salem, State of New Jersey, as follows:

**SECTION 1.** Purpose.

The purpose of this section is to establish uniform standards for roadway restoration following any excavation, trenching, or other disturbance within the paved surface of a municipal roadway.

**SECTION 2.** Amendment

“Streets Openings” of the Code of the Township of Elsinboro is hereby amended by adding the following new section to Article 219-7:

**Roadway Restoration Requirements After Road Openings**

**A. Applicability.**

This section shall apply to all public utilities, contractors, private entities, and individuals who obtain a street opening permit or otherwise disturb the paved surface of a Township roadway.

**B. Restoration Requirement.**

(1) Whenever a roadway is opened or disturbed, the permittee shall be responsible for repaving the entire half-width of the roadway (from the roadway centerline to the curb, gutter, or edge of pavement) for the full length of the disturbance.

(2) The restored area shall include all necessary milling, base repair, tack coating, and installation of new asphalt surface to match existing grade, line, and cross-slope.

(3) Restoration shall be performed in accordance with the current New Jersey Department of Transportation (NJDOT) Standard Specifications for Road and Bridge Construction or such standards as may be adopted by the Township Engineer.

**C. Inspection and Approval.**

All restoration work shall be subject to inspection by the Township Engineer or designated official. Final approval shall not be granted until the restoration is deemed to meet Township standards.

**D. Exceptions.**

The Township Engineer may approve a modification to the required extent of restoration when full half-width paving is impractical due to roadway configuration, existing condition, or limited disturbance area, provided that an equivalent level of pavement integrity is achieved.

**E. Maintenance Guarantee.**

The permittee shall remain responsible for the condition of the restored area for a period of one (1) year following completion, during which time any settlement, cracking, or deterioration shall be promptly repaired at the permittee's expense.

**F. Penalties.**

Failure to comply with this section shall constitute a violation punishable as provided in Chapter 219-18 of the Township Code. The Township may also revoke existing permits or deny future permits to any entity that fails to restore a roadway in accordance with these standards.

**SECTION 3. Repealer.**

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

**SECTION 4. Severability.**

Each section of this Ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective, shall not be deemed to affect the validity or constitutionality of any other sections or parts hereof.

**SECTION 5. Effective Date.**

This ordinance shall take effect upon final passage, approval, and publication in accordance with law.

INTRODUCED: November 3, 2025

ADOPTED: [Date]

ATTEST:

Mayor, Township of Elsinboro

Township Clerk

NOTICE

The above ordinance was introduced and passed on first reading at a meeting of the Township Committee of the Township of Elsinboro on the 3rd day of November, 2025, at the Elsinboro Municipal Building, 619 Salem-Ft. Elfsborg Road, Salem, New Jersey, and should be presented for final consideration and passage at a meeting of the Township Committee of the Township of Elsinboro to be held on the 1<sup>st</sup> day of December, 2025 at 6:30pm.