

**TOWNSHIP OF HAMILTON  
COUNTY OF MERCER, NEW JERSEY**

**ORDINANCE**

No. **23-037**

1ST READING                    SEPTEMBER 19, 2023

DATE TO MAYOR                    OCTOBER 4, 2023

2ND READING & PUBLIC HEARING OCT. 3, 2023

DATE RESUBMITTED TO COUNCIL \_\_\_\_\_

WITHDRAWN \_\_\_\_\_      LOST \_\_\_\_\_

DATE EFFECTIVE \_\_\_\_\_

APPROVED AS TO FORM AND LEGALITY

FACTUAL CONTENTS CERTIFIED TO BY

\_\_\_\_\_  
TOWNSHIP ATTORNEY

\_\_\_\_\_  
TITLE

**ORDINANCE AMENDING AND SUPPLEMENTING THE *CODE OF THE TOWNSHIP OF HAMILTON, NEW JERSEY, PART II, GENERAL LEGISLATION, CHAPTER 435, STREETS AND SIDEWALKS, ARTICLE II, STREET EXCAVATIONS, § 435-15, RESTORATION OF PAVEMENT***

*Be It Ordained* by the Council of the Township of Hamilton, in the County of Mercer and State of New Jersey, that the *Code of the Township of Hamilton, New Jersey, Part II, General Legislation, Chapter 435, Streets and Sidewalks, Article II, Street Excavations, § 435-15, Restoration of pavement*, as amended and supplemented, be further amended and supplemented as follows:

**CHAPTER 435**

**STREETS AND SIDEWALKS**

**ARTICLE II – STREET EXCAVATIONS**

.....

**§ 435-15. Restoration of pavement.**

In connection with the restoration of the original pavement in an excavation made by municipal or utility corporations in improved class A and class B roads, the following rules shall govern:

- A. The foundation shall be restored to a width of 12 inches wider than the width of the trench and six inches longer than the length of the trench.
- B. The surface pavement shall extend 12 inches wider than the width of the foundation and six inches longer than the length of the foundation.
- C. In all cases the foundation shall be nine inches thick, composed of cement concrete of a mixture, by volume, of one part cement, three parts sand and five parts stone. Cement concrete foundations shall be slab shape and not less than nine inches in depth.
- D. Cold-patch asphalt repair is not permitted unless in the instance of an emergency, whereupon cold-patch shall be used as a temporary surface and replaced with hot-mix base to grade asphalt within a 48 hour period.

**TOWNSHIP OF HAMILTON  
COUNTY OF MERCER, NEW JERSEY**

**ORDINANCE**

No. **23-037**

**ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF HAMILTON, NEW JERSEY, PART II, GENERAL LEGISLATION, CHAPTER 435, STREETS AND SIDEWALKS, ARTICLE II, STREET EXCAVATIONS, § 435-15, RESTORATION OF PAVEMENT**

[D] E. Municipal or utility corporations operating under agreement and bond with the Township must install the restored foundation as well as the restored surface of all openings in improved class A and class B roads. It may be omitted from openings made prior to reconstruction and over openings made in unimproved roads.

.....

Any Ordinance or Ordinances in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

\_\_\_\_\_  
PRESIDENT

\_\_\_\_\_  
MUNICIPAL CLERK

<b>RECORD OF VOTE</b>													
First Reading							Second Reading						
COUNCIL	AYE	NAY	NV	AB	ORD	SEC	COUNCIL	AYE	NAY	NV	AB	ORD	SEC
PASQUALE "PAT" PAPER, JR.				✓			PASQUALE "PAT" PAPER, JR.						
NANCY PHILLIPS				✓			NANCY PHILLIPS						
RICHARD L. TIGHE, JR.	✓				✓		RICHARD L. TIGHE, JR.						
ANTHONY P. CARABELLI, JR.	✓					✓	ANTHONY P. CARABELLI, JR.						
CHARLES F. WHALEN	✓						CHARLES F. WHALEN						

X - Indicates Vote    A.B. - Absent    N.V. - Not Voting    RES. - Moved    SEC. - Seconded

REJECTED \_\_\_\_\_

\_\_\_\_\_  
JEFFREY S. MARTIN, MAYOR

\_\_\_\_\_  
DATE

APPROVED \_\_\_\_\_

RECONSIDERED BY COUNCIL \_\_\_\_\_    OVERRIDE VOTE    AYE \_\_\_\_\_    NAY \_\_\_\_\_