

**TOWNSHIP OF CHATHAM
NOTICE OF
INTRODUCTION**

ORDINANCE 2006-18

I, Joy M. Wiley, Municipal Clerk of the Township of Chatham, do hereby certify that the following ordinance was introduced on first reading at a regular meeting held on August 10, 2006 and said ordinance will be submitted for consideration and final passage at a regular meeting to be held on September 7, 2006 at 7:30 p.m., in the Municipal Building at which time and place any person who may be interested therein will be given an opportunity to be heard concerning said ordinance.

August 11, 2006

Joy M. Wiley
Municipal Clerk

ORDINANCE 2006-18

**AN ORDINANCE OF THE TOWNSHIP OF CHATHAM, COUNTY OF MORRIS,
STATE OF NEW JERSEY AMENDING ARTICLE VII (TRAFFIC) OF THE REVISED
ORDINANCES OF THE TOWNSHIP OF CHATHAM.**

BE IT ORDAINED by the Township Committee of the Township of Chatham, County of Morris, State of New Jersey as follows:

SECTION 1. Chapter VII, Traffic of the Revised Ordinances of the Township of Chatham, the County of Morris, State of New Jersey, is revised to add Part VI, Work Zone Regulations, as follows:

**ARTICLE VII, Part VI
WORK ZONE REGULATIONS**

7-70.1 ADOPTION OF MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS AND HIGHWAYS.

The Township Committee hereby finds and declares that problems of traffic control occur when traffic must be moved through or around street construction, maintenance operation, and utility work, above and below ground which requires blocking the roadway and obstructing the normal flow of traffic; and that such obstructions are or can become dangerous when not properly controlled. In order to better promote the public health, safety, peace and welfare, it is necessary to establish controls and regulations directed to the safe and expeditious movement of traffic through construction and maintenance zones and to provide safety for the work force performing these operations.

The Township of Chatham in the County of Morris, State of New Jersey, does hereby adopt the current Manual on Uniform Traffic Control Devices for Streets and Highways, hereafter known as M.U.T.C.D., except as hereby supplemented and amended, as it controls and regulates whenever construction maintenance operations of utility work obstructs the normal flow of traffic. Any person, contractor, or utility who fails to comply with the provisions of the M.U.T.C.D. while performing such work is in violation of this part.

7-70.2 PRE-CONSTRUCTION MEETINGS.

It shall be the responsibility of the person, contractor, or in the case of a public utility as required under the public utility agreement, wishing to conduct work on, under, or above the roadway to contact the Traffic Safety Unit of the Chatham Township Police Department in order to arrange a pre-construction meeting to submit plans for the safe movement of traffic during such period of construction activity. Any person, contractor or utility who fails to comply with this section prior to the start of such work or whose plans are not approved by the Traffic Safety Unit of the Police Department is in violation of this part.

7-70.3 HAZARDOUS CONDITIONS.

The person, contractor, or utility, prior to the start of any work, shall provide the Traffic Safety Unit of the Police Department with at least two (2) emergency contact phone numbers to be called in case of emergency problems at the construction or maintenance site. If for any reason emergency contacts cannot be reached, or if the emergency contact person does not respond to the call from the Police Department to correct such hazardous conditions within one hour of notification, the Township may respond to correct such hazardous condition. The reasonable fees for such emergency service by the Township shall be charged to the person, contractor, or utility responsible for such hazardous conditions.

7-70.3 HOURS.

There shall be no construction, maintenance operations, or utility work on any roadway in the Township before the hour of 9:00 A.M. or after 4:00 P.M. This time limit may be adjusted to permit work prior to 9:00 A.M. or after 4:00 P.M. by the officer in charge of the Traffic Safety Unit of the Chatham Township Police Department. If it is determined by the officer in charge the Traffic Safety Unit that the construction or maintenance operations prior to 9:00 A.M. or after 4:00 P.M. would substantially delay traffic or cause a safety or health hazard, the work shall then be permitted only between 9:00 A.M. and 4:00 P.M.

7-70.4 ROAD CLOSINGS AND DETOURS.

Road closings and/or traffic detours and diversions shall not be permitted unless approved by the Chatham Township Police Department (Traffic Safety Unit).

7-70.5 TRAFFIC DIRECTORS.

Traffic directors shall be posted at all construction or maintenance sites when determined by the Chatham Township Police Department (Traffic Safety Unit) that same is necessary to provide for the safe and expeditious movement of traffic.

7-70.6 STOP WORK.

The Traffic Safety Unit of the Chatham Township Police Department shall have the authority to stop work, including the removal of equipment and vehicles, stored material within the street right-of-way, back filling of open excavations and/or other related work, in order to abate any nuisance and/or safety hazard or for any violation of the part.

7-70.7 SITE PREPARATION.

It is to be expressly understood that no materials, vehicles or equipment are to be placed in the roadway or sidewalk area until all construction signs, lights, devices, and pavement markings are installed.

7-70.8 VIOLATIONS AND PENALTIES

Any person, contractor or utility who commits a violation of this part shall, upon conviction thereof for first offense pay a fine of not less than One Hundred Dollars (\$100.00) nor more than Five Hundred Dollars (\$500.00) and/or be imprisoned in the County Jail for a term not exceeding ninety (90) days. For a second offense, upon conviction thereof, pay a fine of not less than Two Hundred Fifty Dollars (\$250.00) and/or be imprisoned in the County Jail for a term not exceeding ninety (90) days. For a third offense, upon conviction thereof, pay a fine of not less

than Five Hundred Dollars (\$500.00) and/or be imprisoned in the County jail for a term not exceeding ninety (90) days. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

SECTION 2. All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of any such inconsistency.

SECTION 3. This ordinance shall take effect as provided by law.

Introduced: August 10, 2006
Adopted:
Attest:

TOWNSHIP OF CHATHAM, COUNTY
OF MORRIS, STATE OF NEW JERSEY

Joy M. Wiley, Clerk

BY: _____
William P. O'Connor, Mayor