



Borough of Harrington Park
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ORDINANCE #664
AN ORDINANCE TO AMEND CHAPTER 350 OF THE
CODE OF THE BOROUGH OF HARRINGTON PARK
ENTITLED, “ZONING”.

BE IT ORDAINED by the Mayor and Council of the Borough of Harrington Park, County of Bergen, and State of New Jersey, as follows:

Section 1.

Chapter 350 of the Code of the Borough of Harrington Park, Zoning, Article XI, Soil Removal, §350-55, Definitions, is hereby amended to change the definition of MINOR SOIL MOVING PERMIT and to read as follows:

MINOR SOIL MOVING PERMIT – A permit for the movement of soil between 35 cubic yards and 350 cubic yards. Further, on application to the Borough Clerk, on certification of the applicant, a waiver shall be issued for the movement of any amount of soil less than 35 cubic yards; provided, however, that in the event topsoil is being brought to the site, that such soil is clean and being furnished by an individual or company that regularly deals in the provision of topsoil; further provided that in the event that less than 35 cubic yards will be disturbed in the building or demolition of any structure, and that either the Borough Engineer or Construction Official determines such disturbance shall not create drainage or grade deterioration, then either professional may waive such permit compliance.

Section 2.

Chapter 350 of the Code of the Borough of Harrington Park, Zoning, Article XI, Soil Removal, §350-57, Minor Soil Moving Permits, Paragraph A, Subparagraph (5) is hereby amended to read as follows:

- A. (5) The estimated quantity in cubic yards of soil to be moved.
Movement shall include volume of import, volume of export,
and volume of soil moved within the site.

Section 3.

Chapter 350 of the Code of the Borough of Harrington Park, Zoning, Article XI, Soil Removal, §350-57, Minor Soil Moving Permits, Paragraph A, is hereby amended to add the following new subparagraph:

A (8) Provide length, width and depth dimensions for each area of excavation in feet.

Section 4.

Chapter 350 of the Code of the Borough of Harrington Park, Zoning, Article XI, Soil Removal, §350-57, Minor Soil Moving Permits, is hereby amended to add the following new paragraph and subparagraphs as hereinafter set forth:

D. No stormwater improvements are required if:

- (1) No substantial change to grading within building setbacks is proposed.
- (2) All runoff is directed to the interior of the site.
- (3) All roof runoff is captured by leaders.
- (4) Improved lot coverage pursuant to §350-7 increases 500 square feet or less.

E. If stormwater improvements are required the applicant shall:

- (1) Construct an on-site stormwater management system to accommodate two inches of runoff for the area of the proposed improvements.
- (2) Ensure that no increase in runoff occurs on any adjoining property.

Section 5.

Chapter 350 of the Code of the Borough of Harrington Park, Zoning, Article XI, Soil Removal, §350-59, Fees, is hereby amended to read as follows:

B. Professional escrow fees.

- (1) Minor soil moving escrow fee shall be \$500 provided however that if review for stormwater management improvements are necessary, an additional \$500 escrow shall be required.
- (2) No change.

Section 6. Severability.

If any section, sentence or any other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance but shall be confined in its effect to the section, sentence or other part of this Ordinance directly involved in the controversy which such judgment shall be rendered.

Section 7. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of such inconsistencies.

Section 8. Effective Date.

This Ordinance shall take effect immediately upon final passage and publication as provided by law.

This is a certified copy of an Ordinance passed at the Regular Mayor and Council meeting on September 19, 2011.

Ann H. Bistriz
Acting Borough Clerk