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Jacqueline Flynn  
Douglas Herrick  
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Ryan P. Ullman

**BOROUGH OF MAYWOOD**  
**15 Park Avenue, Maywood, NJ 07607**

**ORDINANCE #20-21**

**AN ORDINANCE TO ADD CHAPTER 287 OF THE BOROUGH OF MAYWOOD CODE SO AS TO REGULATE THE REQUEST FOR THE INSTALLATION OF A STREET LAMP IN THE BOROUGH OF MAYWOOD, STATE OF NEW JERSEY**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MAYWOOD, IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY, AS FOLLOWS:**

**WHEREAS**, the Mayor and Council of the Borough of Maywood wish to update Borough Code so as to provide regulations to govern the request for the installation of a street lamp within the Borough of Maywood.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Maywood, County of Bergen, as follows:

**Section 1:** Chapter 287 is added to the Borough Code and shall read as follows:

**CHAPTER 287**

**Title : STREET LAMPS**

**§287-1 Street lamp defined-** Street lamp shall be any illuminating apparatus installed on any public or private property at the cost to or operating cost of the Borough of Maywood

**§287-2 Request for Installation - Approval Required**

- A.** It shall be illegal for any person, firm or corporation to request of any utility or other entity the installation of a street lamp without first receiving, in writing, the approval of the Borough of Maywood Mayor and Council
- B.** All utilities or other entities are prohibited from installing a street lamp at the request of any private individual, firm or corporation without first receiving, in writing, the approval of the Borough of Maywood Mayor and Council

- C. This ordinance shall not apply to any street lamp installed pursuant to an application to the Borough of Maywood Building Department or an application made before the Borough of Maywood Land Use Board.
- D. The installation of any street lamp by the direction of any governmental entity or unrequested independent determination of a utility is exempt from this ordinance.

**§287-3 Request for the installation**

The request for a street light change shall include the following information:

- A. an application provided by the Borough and completed by the petitioner;
- B. an identification of the public way and the pole on which the requested street light would be installed;
- C. a description of the situation demonstrating the need for a street light;

**§287-4 Mayor and Council review and approval.**

The Mayor and Council shall review the request and evaluate same within their sole discretion.

**§287-5**

Any person, firm or corporation convicted of a violation of any provision of this section shall be subject to a fine of not more than \$1000. Each street lamp installed without approval in violation of the terms hereof shall be deemed a separate offense.

**Section 2:** All ordinances of the Borough of Maywood which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**Section 3:** If any section, subsection, sentence, clause or phrase of this ordinance if, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this ordinance.

**Section 4:** This ordinance shall take effect upon passage and publication according to law.

Date: December 28, 2021

APPROVED: *Richard Bolan*  
Richard Bolan, Mayor

ATTEST: *Barbara Dispoto*  
Barbara L. Dispoto, RMC/CMC  
Borough Clerk

**Introduction-1<sup>st</sup> Reading****Date: November 9, 2021**

	Moved	Seconded	Ayes	Nays	Abstain	Absent	Recuse
Mayor Bolan							
Councilwoman DeMuro	X		X				
Councilwoman Flynn			X				
Councilman Herrick			X				
Councilman Roer			X				
Councilman Ullman		X	X				
Council President Bennin			X				

**Adoption-2<sup>nd</sup>/Final Reading****Date: December 28, 2021**

	Moved	Seconded	Ayes	Nays	Abstain	Absent	Recuse
Mayor Bolan							
Councilwoman DeMuro						X	
Councilwoman Flynn			X				
Councilman Herrick			X				
Councilman Roer	X		X				
Councilman Ullman						X	
Council President Bennin		X	X				