

**AN ORDINANCE GRANTING AN ENCROACHMENT PERMIT TO SKYLINE SCAFFOLDING GROUP, INC., 181 COIT STREET, IRVINGTON, NJ FOR THE ERECTION OF A TEMPORARY SIDEWALK SHED WITHIN THE SIDEWALK AREA OF THE PUBLIC RIGHT-OF-WAY FOR THE PURPOSES OF PROVIDING PEDESTRIAN PROTECTION DURING EXTERIOR RENOVATIONS TO THE HERSHEY TOWER LOCATED AT 125 BROAD STREET.**

**WHEREAS**, the Division of Engineering has reviewed correspondence dated June 19, 2018 with respect to an application for an Encroachment Permit for the erection of a temporary sidewalk shed within the sidewalk area of the public right-of-way for the purposes of providing pedestrian protection during exterior renovations to the Hersch Tower located at 125 Broad Street. The anticipated duration of the encroachment should be less than six (6) months; and

**WHEREAS**, Skyline Scaffolding Group, Inc., 181 Coit Street, Irvington, NJ has submitted the necessary documentation for review and this Encroachment Permit request is considered administratively complete. Due to the superficial nature of this encroachment, a bond will not be required. Please note that the required insurance must remain in effect for the life of the encroachment and shall be submitted to the City Clerk; and

**WHEREAS**, Skyline Scaffolding Group, Inc. must comply with all requirements of the Uniform Construction Code and any other requirements of the City of Elizabeth's Division of Engineering and Construction Bureau. Issues related to the structural design, installation and maintenance shall be addressed to the satisfaction of the Construction Code Official; now, therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ELIZABETH:**

**SECTION 1.** - An Encroachment permit be granted to Skyline Scaffolding Group, Inc., 181 Coit Street, Irvington, NJ to erect and maintain a temporary sidewalk shed within the a within the right-of-way of Broad Street and East Grand Street for exterior renovations to the Hersch Tower located at 125 Broad Street, as depicted on a sketch prepared by AE & Baileys Engineering PC, dated on April 30, 2018, and which is on file in the Municipal Engineer's Office.

**SECTION 2.** - The applicant shall also execute a Hold Harmless Agreement in a form that is acceptable to the Law Department. A copy of all documents pertaining to the Encroachment Permit shall be kept on file in the Division of Engineering for reference along with current proof of insurance when received from the City Clerk. The General Liability expires May 15, 2019, Auto Coverage expires November 11, 2018, Umbrella Coverage expires October 1, 2018 and Workers Compensation expires April 1, 2019.

**SECTION 3.** - The contractor shall comply with the Uniform Construction Code and any other requirements of the City of Elizabeth's Division of Engineering and Construction Bureau prior to the issuance of the Encroachment Permit.

**SECTION 4.** - All ordinances or parts of ordinance inconsistent with the provisions of this ordinance be and the same are hereby repealed.

**SECTION 5.** - If any portion or clause of this ordinance is declared invalid for any reason whatsoever, same shall not affect the validity or constitutionality of any other part or portion of this ordinance.

**SECTION 6.** - The effective date of this ordinance shall be twenty (20) days after its final passage by City Council and approval by the Mayor at the time and in the manner provided by law.

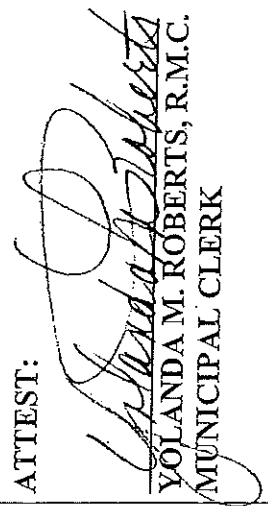
PRESENTED to the Mayor for  
APPROVAL or DISAPPROVAL on  
SEP 12 2018  
CITY CLERK

PASSED: 9-11-18

  
MANNY GROVES, JR.  
PRESIDENT OF CITY COUNCIL

APPROVED: 9/12/18

  
J. CHRISTIAN BOLLWAGE  
MAYOR

ATTEST:  
  
YOLANDA M. ROBERTS, R.M.C.  
MUNICIPAL CLERK