# TOWNSHIP OF MAPLEWOOD

# RESOLUTION NO. 18-15

**RESOLUTION**
**PERMITTING**
**WEATHER ENTRY ENCLOSURES**
**IN MAPLEWOOD VILLAGE**
**FOR 2015**

**WHEREAS**, the Maplewood Village Special Improvement District has requested that Weather Entry Enclosures be permitted under certain circumstances within the Maplewood Village Special Improvement District ("MVSID"); and

**WHEREAS**, the Township of Maplewood's ("Township") Construction Official has agreed to allow Weather Entry Enclosures within MVSID under certain circumstances.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Maplewood, County of Essex, State of New Jersey that:

1. Weather Entry Enclosures shall be permitted within the Maplewood Special Improvement District through March 31, 2015, upon the following terms and conditions.
   (a) An application for the Weather Entry Enclosure shall be made to the Township Clerk for review and approval by the Township Construction Official. The application shall include a detailed sketch or drawing of the enclosure at the proposed location. The submitted sketch or drawing shall have dimensions, prepared to scale, locate all utility locations, such as light poles, fire hydrants, benches and planters and/or any other item placed in the sidewalk which may affect the walking area in front of the establishment where the proposed enclosure is to be located;
   (b) There shall be a minimum of four (4') feet of clear walking space on the sidewalk once the enclosure is erected;
   (c) The door on the enclosure shall swing out from the interior of the enclosure and shall be located such that the door swings against a building wall, where and when possible. In the event that the only

way to construct the enclosure is for the door to swing out in the direction of the curb, there must be a minimum of four (4') feet between the curb and edge of the door in an open position;

(d) If the enclosure becomes damaged or deteriorates in condition, it must be repaired, replaced or removed to provide a safe and compliant structure;

(e) Any snow or ice shall be removed from the area between the enclosure and the street curb to allow free passage to all pedestrians. Additionally, any enclosure must also have the sidewalk, on either side, clear a minimum of four (4') feet beyond its confines even if encroaching on the neighboring property;

(f) Removal of snow and ice shall be done promptly and thoroughly in compliance with all current Maplewood Ordinances for snow removal;

(g) Any graphics proposed on the enclosure are to be included on the initial application. A business address of the establishment is to be visible at all times. If the enclosure obscures the street number of the building, it is to be included with the graphics proposed;

(h) The application shall include a Certificate of Insurance naming the Township of Maplewood, 574 Valley Street, Maplewood, New Jersey, its agents, officers, servants, representatives and employees as an additional insured with respect to the operation and maintenance of the enclosure. Said Certificate of Insurance shall be in an amount not less than $1,000,000.00 for bodily injury and property damage;

(i) Any person found to be violation of the revisions of this Resolution shall be subject to a fine as follows:

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| First Offense | $ 100.00 |
| Second Offense | $ 200.00 |
| Any Subsequent Offense | In an amount not to exceed $ 500.00 |

Each day a violation continues shall be deemed a separate offense.

I, Elizabeth J. Fritzen, Township Clerk of the Township of Maplewood, in the County of Essex and State of New Jersey, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the Township Committee of the Township of Maplewood, County of Essex, State of New Jersey, at a regular meeting of said Committee held on January 6, 2015.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of the Township of Maplewood in the County of Essex and State of New Jersey, on this 6th day of January 2015.

**ELIZABETH J. FRITZEN, R.M.C.**
**Township Clerk**