

**BOROUGH OF ALLENDALE  
ORDINANCE 13-06**

**AN ORDINANCE TO AMEND  
CHAPTER 233 OF THE CODE ENTITLED “STREETS AND  
SIDEWALKS”**

**BE IT ORDAINED**, by the Governing Body of the Borough of Allendale,  
County  
Bergen and State of New Jersey that Chapter 233 is amended by adding thereto a  
new Article IV A as follows:

**Section I.**

**Article IVA:  
Sidewalk Or Curb Damage Caused By Shade Tree**

Section 233-26A: **Responsibility Of Borough To Repair**

Notwithstanding the provisions of Article IV, Sections 233-22 to 26,  
whenever the Shade Tree Commission or a designee of the Borough certifies to  
the Municipal Governing Body that any sidewalk or curb is in need of  
construction, repair, alteration or relaying which is caused by a Shade Tree  
planted or controlled by the Borough within the Borough’s right of way, the  
Borough shall be responsible for any repair work.

**Section II:**

**Severability**

If any section, subsection, paragraph, sentence, clause, phrase, or word  
contained in this ordinance shall be declared invalid for any reason whatsoever,  
such decision shall not affect the remaining portions of this ordinance, which

shall remain in full force and effect and to this end the provisions of this ordinance are hereby declared to be severable.

**Section III.**

**Repealer**

All other ordinances of the Borough, or parts thereof, which are in conflict with this ordinance, are hereby repealed to the extent of such conflict.

**Section IV.**

**Effective Date**

This ordinance shall take effect upon passage and publication as required by law.