

# TOWNSHIP OF MAPLEWOOD



## ORDINANCE

# 2879-18

**AN ORDINANCE  
TO  
REGULATE  
THE USE OF  
CRANES  
WITHIN THE TOWNSHIP  
OF  
MAPLEWOOD**

*"Interpretive Statement"*

*This ordinance will regulate the use of cranes as hereinafter defined within the Township of Maplewood.*

**WHEREAS**, there exists the need to create a standard by which cranes are registered and operated within the Township of Maplewood ("Township"); and

**WHEREAS**, the unsafe operation of cranes within the Township may create a hazard to persons and property; and

**WHEREAS**, the Township wishes to govern the registration and use of cranes within the Township.

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Committee of the Township of Maplewood, County of Essex, State of New Jersey as follows:

**FIRST:      DEFINITIONS**

Crane as defined in N.J.S.A. 45:26-2, shall mean a power operated hoisting machine use in construction, demolition or excavation work, which has a power-operated winch, load line and boom moving laterally by the rotation of the machine on a carrier and has a manufacture-rated lifting capacity of ten (10) tons or more. It shall not include a forklift, digger derrick truck, aircraft, bucket truck, knuckle boom, trolley boom or any vehicle or machine not having a power-operated winch and load line.

### **GENERAL REQUIREMENTS**

- A) Before any crane may be operated within the Township of Maplewood, a permit shall be secured from the Township Building Department. A form of application shall be prepared by the Township Building Department and shall be completed for each application for a Crane Permit.
- B) In addition to any other requirements, the crane application shall include a Certificate of Insurance, indicating applicable insurance coverage of not less than \$3,000,000.00 for bodily injury and property damage.
- C) The application shall include the name or names of all individuals who will operate the crane. Each individual named shall be an individual who has been licensed by the State of New Jersey to operate a crane. A copy of each operator's crane license shall accompany the application for the Crane Permit. Only designed, licensed individuals may operate licensed cranes.
- D) The application fee shall be \$100.00 payable to the Township.

### **SAFE OPERATION**

- A) All cranes shall be kept in safe working condition at all times by the owner or licensee.
- B) All cranes shall be maintained and operated pursuant to all safety requirements promulgated by the State of New Jersey and the Federal Government.

### **VIOLATIONS AND PENALTIES**

- A) Any person who operates a crane without the required license shall be subject to a fine of \$1,000.00 for each violation.  
Each day of illegal operation shall constitute a separate and distinct offense.
- B) Any person or company who employs an unlicensed person as a crane operator or permits or directs an unlicensed person to operate a crane shall be subject to a fine of \$1,000.00 for each violation.  
Each day of illegal operation shall constitute a separate and distinct offense.

- C) Any person or company who allows an unpermitted crane to be used on any job site within the Township shall be subject to a fine of \$1,000.00 for each violation. Each day of illegal operation shall constitute a separate and distinct offense.

**SECOND: Severability**

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the specific section, paragraph, subparagraph, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

**THIRD: Repeal of Prior Ordinances**

Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of any such inconsistencies.

**FOURTH: Effective Date**

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

**PUBLIC NOTICE** is hereby given that the foregoing proposed Ordinance was introduced and read by title at a meeting of the Township Committee of the Township of Maplewood, held on January 2, 2018, and that the Township Committee met again on January 16, 2018, at the Municipal Building, 574 Valley Street, Maplewood, New Jersey, at which time and place the Township Committee held a hearing and proceeded to consider the said Ordinance on final reading and final passage.

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