



**COUNTY OF ESSEX  
DEPARTMENT OF PUBLIC WORKS**

**DIVISION OF ENGINEERING  
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COUNTY EXECUTIVE**

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**COUNTY POLICY ON**

**CONSTRUCTION OF FIXED OBJECTS SUCH AS PLANTERS,  
GARBAGE DESPOSAL CANS, SIGNS, ETC...PROPOSED TO BE  
CONSTRUCTED  
WITHIN COUNTY RIGHT OF WAY**

- 1- The Municipal Administrator and/or Engineer shall submit a written request to the Office of the County Engineer requesting construction of fixed objects in County right of way. Along with the request letter, specifications and sketches showing the locations of the fixed objects shall be submitted for review and approval.
- 2- Upon the initial approval, a scaled plan (1"=20" is preferred) also indicating the type, exact locations and specifications of the fixed objects signed and sealed by a Professional Engineer registered in New Jersey are to be submitted to the County. It is to be noted that the nature, purposes, design and construction of the fixed objects must conform to the standards set forth in the Manual on Uniform Traffic Control Devices for Street and Highways, New Jersey Motor Vehicles and Traffic Laws (Title 39), AASHTO Policy on Geometric Design of Highways and Streets and any other Federally and State approved and recognized design and construction manuals as applicable.
- 3- The municipality shall adopt ordinances/resolutions 1) accepting responsibility of installation and maintenance of the fixed objects and 2) indicating that the County will be held harmless from any claims and litigation resulting from any types of incidence related to fixed objects installed within the County right of way. These ordinances/resolutions will be reviewed by the County Counsel for approval. Also, the County shall be named as one of the insured parties in the insurance coverage which municipality would obtain for the liabilities of the fixed objects. A copy of this insurance policy shall also be submitted to the Office of County Engineer for review and approval.

## COUNTY POLICY – Fixed Objects

- 4- Under no circumstances, shall the fixed objects create any obstacle and/or sight distance obstruction for the motorists and pedestrians to move and observe the upcoming traffic, signals, signing and striping, pavement marking and/or any other hazardous conditions. The County reserves the right to remove the fixed objects at any time if such hazardous situations are observed. Furthermore, if the fixed objects interfere with widening the County roads, intersection improvements, under and above ground utility repairs and/or any other modifications that may have been planned for the locations that fixed objects are installed; they have to be removed or relocated.
- 5- A Mylar to indicate the as built locations of the fixed objects shall be submitted to the Office of County Engineer for the filing purposes. A Professional Engineer registered in the State of New Jersey must sign the Mylar prior to submission to the County. The full and complete details and specifications of the fixed objects shall be indicated on the Mylar.
- 6- The County road-opening permit shall be obtained for the installation of the fixed objects along the County right of way. All conditions required for the road-opening permit must be satisfied.