

ORDINANCE #2139

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XI
THE "REVISED GENERAL ORDINANCE OF THE
TOWNSHIP OF OCEAN, 1965" ENTITLED: HEALTH

BE IT ORDAINED by the Township Council of the Township of Ocean in the County of Monmouth, State of Jersey, that Chapter VI entitled Buildings of the "Revised General Ordinances of the Township of Ocean, 1965" is hereby amended as follows:

1. The Revised General Ordinance of the Township of Ocean is hereby amended to read as follows:

Chapter XI - is hereby amended to read as follows:

11-1 Health Code of the Township of Ocean

11-9 Grease Discharge Abatement

11-9.5 Inspections

- a. *Generally.* In consideration for continued use of its sanitary sewer system, the Township of Ocean and/or Township Sewerage Authority shall periodically conduct routine inspections of the grease traps of any retail food establishment during regular township business hours. Additionally, an Annual Inspection of the operation of the grease trap (internal baffles) by a licensed plumber must be conducted and a report of its condition and functionality should be submitted to the Township of Ocean Construction Official. During such inspections, the township shall have the right to inspect (i) any food preparation areas (ii) any records maintained pursuant to this section (iii) all grease traps which shall be opened upon request, and (iv) all wastewater lines from the establishment to the sanitary sewer system, which may be accomplished by use of a line camera.
- b. *Inspection Fees.* Fees for grease trap inspections are as follows:

Routine Inspection Fee for each grease trap	\$81.00
Re-inspection Fees for each grease trap	\$56.00
- c. *Blockage.* Whenever the Township of Ocean and/or the Township Sewerage Authority discovers a blockage of the sanitary sewer system caused by grease, the township and/or the Township Sewerage Authority shall have the right to conduct an inspection of any retail food establishment connected to the main in which said blockage is found, without regard to any prior or recent inspection(s) thereof.
- d. *Violation Discovered.* If during an inspection, the township and/or the Township Sewerage Authority discovers a violation of this section, the township and/or the Township Sewerage Authority shall notify the owner and / or operator of the retail food establishment of the nature of said violation as soon as reasonably possible and, in its discretion, issue (i) a summons in accordance with the penalty provision set forth herein (ii) a notice to the owner and / or operator for the correction of said violation within seven calendar days thereof. If said violation is not corrected within such time the township and/or the Township Sewerage Authority shall issue a summons in accordance with said penalty provision.

11-9.6 Penalties

- a. *Fine for Noncompliance.* Any retail food establishment that violates any of the provisions of this section is subject to penalties as follows:

Penalty for First Offense (each)	\$250.00
Penalty for Second Offense (each)	\$500.00
Penalty for Third Offense (each)	\$1000.00

Each day during which a violation occurs or persists shall constitute a separate violation as follows:
\$250.00 per day for each violation.

5. All other ordinances or parts of ordinances inconsistent thereof are hereby repealed to the extent of such inconsistencies.
6. If any section, paragraph, subparagraph, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subparagraph, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.
7. This ordinance shall take effect following the final adoption and publication pursuant to the law.

CERTIFICATION

*I hereby certify that this is a true copy of a Ordinance introduced by the Township of Ocean Governing Body at their meeting held on **September 21, 2009**.*

Vincent Buttiglieri, RMC/CMC
Township Clerk