

ORDINANCE NO. 2178

AN ORDINANCE AMENDING CHAPTER VI
ENTITLED "BUILDINGS" OF THE "REVISED GENERAL ORDINANCES OF
THE TOWNSHIP OF OCEAN, 1965"

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

SECTION I.

Chapter VI, Subsection 6-3 Uniform Fire Code through Subsection 6-4 Rapid Entry Systems are hereby deleted and replaced with the following:

6-3 FIRE PREVENTION :Administration and Enforcement

6-3.1. Adoption of Code and Amendments and Supplements thereto.

Pursuant to the State of New Jersey Uniform Fire Safety Act, N.J.S.A. 52:27D-192 et seq., the New Jersey Uniform Fire Code, N.J.A.C. 5:70-1 et seq., shall be enforced locally in the Township of Ocean in accordance with N.J.A.C. 5:70-1 et seq. The Township shall recognize and hereby adopt the standards of the International Fire Code, New Jersey Edition, and the National Fire Protection Association Code, and supplements and amendments thereto, which the Fire Bureaus may refer to in the enforcement of this ordinance.

6-3.2. Local Enforcement and Duties.

- a. Pursuant to Section 11 of the State of New Jersey Uniform Fire Safety Act, the New Jersey Uniform Fire Code (hereinafter "NJUFC") shall be enforced locally within the Township of Ocean.
- b. The Local Enforcing Agencies (hereinafter "LEA") shall enforce the NJUFC, and the codes and regulations adopted pursuant thereto, in all buildings, structures and premises within established boundaries of the Township of Ocean, other than owner-occupied one-and two-family dwellings, and shall faithfully comply with the requirements of the NJUFC.

6-3.3. Agency Description.

- a. Fire District #1. The local enforcing agency shall be the bureau of fire prevention which shall be operated under the supervision of a fire marshal under the board of fire commissioners, Fire District #1, within the limits established by Ordinance No. 510 of the Township of Ocean.
- b. Fire District #2. The local enforcing agency shall be the bureau of fire prevention which shall be operated under the supervision of a fire marshal under the board of fire commissioners, Fire District #2, within the limits established by Ordinance No. 506 of the Township of Ocean.

6-3.4. Duties.

- a. The local enforcement agencies shall enforce the Uniform Fire Safety Act and the codes and regulations adopted under it in all buildings, structures and premises within the established boundaries of its respective fire district other than owner-occupied one and two family dwellings, and shall faithfully comply with the requirements of the Uniform Fire Safety Act and the Uniform Fire Code.

- b. The boundaries of Fire District #1 as defined in Ordinance No. 510 are set forth as follows:

BEGINNING at the extreme westerly point of Asbury Avenue in the Township of Ocean and; thence running (1) easterly down Asbury Avenue to Bowne Road; thence (2) in a northerly direction to a point nearest Cold Indian Springs; thence (3) running in an easterly direction to the north branch of Deal Lake; thence (4) easterly along the northerly line of Deal Lake to the westerly line of Deal Borough; thence (5) in a general northerly direction along the easterly line of the Township of Ocean to the northerly line of Ocean Township; thence (6) westerly along the northerly line of the Township of Ocean to the westerly line of the Township of Ocean; thence (7) southerly along the westerly line of the Township of Ocean to the point and place of beginning.

BEING all of the Township of Ocean not included in Fire District #2 which is the southerly portion of said township.

The boundaries of Fire District #2 as defined in Ordinance No. 506 are set forth as follows:

BEGINNING at a point formed by the junction of Asbury Avenue and Bowne Road, thence (1) along said road in a northerly direction to a point nearest Cold Indian Springs thence (2) in an easterly direction to Cold Indian Springs thence (3) continuing in an easterly direction through the middle of Cold Indian Springs pond down Cold Indian Springs Brook, down Hog Swamp Brook to the point where the same enters Deal Lake, thence (4) easterly and southerly along the middle of Deal Lake to the line of the Borough of Interlaken thence (5) westerly along the northerly line of the Borough of Interlaken up a branch of Deal Lake to Corlies Avenue and continuing down the middle of Corlies Avenue to Wickapecko Drive, thence (6) southerly along Wickapecko Drive to a branch of Deal Lake which is the southerly boundary line of the Borough of Interlaken, thence (7) easterly along the southerly boundary line of the Borough of Interlaken down the branch of Deal Lake to the boundary line of the City of Asbury Park at a point east of Wanamassa thence (8) westerly up a branch of Deal Lake and along Asbury Avenue being along the northerly boundary lines of the City of Asbury Park and Township of Neptune to the point and place of BEGINNING.

BEING all of the Township of Ocean not included in Fire District #1 which is the northerly portion of said township.

6-3.5. Life Hazard Uses. Each local enforcing agency established by subsection 6-3.2 of this section shall carry out the periodic

inspections of life hazard uses required by the Uniform Fire Code on behalf of the Commissioner of Community Affairs.

6-3.6. Organization. The local enforcing agency established by subsection 6-3.2 of this section shall be part of the fire district and shall be under the direct supervision of the fire marshal of each district. Such funds as may be necessary to support the operations of the agency shall be raised by the district in the manner provided by law.

6-3.7. Appointments, Term of Office, Removal.

a. Appointment of Fire Official; Term of Office.

1. Each local enforcing agency shall be under the supervision of the fire official who shall be the fire marshal of that fire district.
2. The fire marshal shall be appointed by the board of fire commissioners of each fire district. The fire marshal appointment shall continue during good behavior and satisfactory service.

A report of the local enforcing agency shall be made monthly and submitted to the board of commissioners; it shall contain all proceedings under this code with such statistics as the fire marshal or the board of fire commissioners may wish to include therein; the fire marshal shall also recommend any amendments to the code which in his judgment shall be desirable.

b. Inspectors and Employees.

1. **Fire District #1.** Such inspectors and other employees as may be necessary in the local enforcing agency may be appointed by the board of fire commissioners of the district upon the recommendation of the fire marshal.
2. **Fire District #2.** Such inspectors and other employees as may be necessary in the local enforcing agency may be appointed by the board of fire commissioners.

c. Removal from Office. Inspectors and other employees of the enforcing agency shall be subject to removal by the board of fire commissioners of the district for inefficiency, misconduct, or failure to perform duties. Each inspector or employee to be so removed shall be afforded an opportunity to be heard by the board of fire commissioners or a hearing officer designated by the board.

6-4 Fire Prevention General Provisions

6-4.1. Regulations.

The following fire prevention regulations shall be applicable within the Township of Ocean:

- a. Fire apparatus obstruction. It shall be unlawful to attempt, conspire, hamper, obstruct, restrict, block or fail to yield to, the path of travel of

any fire emergency vehicle, in any way, operating during a fire or emergency.

- b. Compliance order. A person shall not willfully fail or refuse to comply with the order or direction of a firefighter, or interfere with the compliance attempts of another individual, during a fire or emergency.
- c. Fire hose. A vehicle shall not be driven or propelled over any unprotected fire hose of a fire company when laid down on any street, or any other vehicular roadway, without the consent of the fire officer in command.
- d. Street closure. A person, or persons, shall not erect, construct, place, or maintain any fences, gates, chains, bars, pipes, wood or metal horses, or any other type of obstruction, on any street without permission from the Fire Official and the Chief of Police. The word "street," as used in this chapter, shall mean any roadway accessible to the public for vehicular traffic, including, but not limited to, private streets or access lanes, as well as all public streets and highways within the boundaries of the Township of Ocean. The Fire Official shall notify the fire department upon approval.
- e. Combustion engine storage. No person shall store or park, or cause to store or park, any internal combustion vehicle, including, but not limited to, those commonly known as "motorcycle," "moped," "go-cart," "dirt bike," "lawn mower," "snow blower," etc., in or on any apartment unit porch, balcony, covered patio area, entrance, exit, or any other private area of an apartment or multi dwelling unit.
- f. Building identification. New and existing commercial and multi-family buildings shall display approved address numbers and building numbers, a minimum of six (6") inches in height. In addition, all commercial buildings which contain multiple exit doors shall label rear exterior exit door with the name of the business and unit number in not less than four (4") inch minimum, stroke of 0.5 inch, reflective letters, as per minimum requirements of the NJUFC.
- g. Rapid Entry Systems.
 - 1. Definition. The words "building" and/or "structure" as used in this section means any building and/or structure which has an automatic fire suppression system or fire alarm system, except one family residential dwellings are not included.
 - 2. Required. The owner, tenant, and/or occupant of said buildings and/or structures are required to have installed on the same a rapid entry box and key system to allow access to the same and access to boiler rooms, sprinkler control valves, electrical rooms, elevators and elevator control rooms, and other locked areas of the premises as may be required by the bureau of fire prevention of the fire district in which the building or structure is located, the said bureau to make said determination on the basis of immediate need for access in the event of a fire alarm or what appears to be a possible fire emergency.

3. Specifications. The said bureau of fire prevention shall prescribe specifications as to the required rapid entry box and key system and location.
 4. Effective Date; Compliance Required. This section shall take effect upon its final passage and publication as required by law. All owners, tenants, and/or occupants subject to this section shall have one year from the effective date to comply with the provisions of this section.
 5. Penalty. Any person, firm or corporation found guilty in the Municipal Court of the Township of Ocean of a violation of the terms of this section shall be subject to a fine of not more than one thousand (\$1,000.00) dollars or imprisonment for a period not exceeding ninety (90) days, or both, in the discretion of the municipal court judge. Any fines collected shall be forwarded to the respective fire district.
- h. Building evacuation. It shall be a violation of this article for any person, manager, firm, corporation, owner, tenant, or person responsible for a given structure or premises, to fail to immediately notify the fire department and immediately evacuate the entire structure when, and if, the following conditions are present: fire alarm is activated, smoke in the structure, an explosion has occurred, there is a fire in the structure, any fire protection system is activated, any hazardous or flammable material is spilled or leaked, or upon the order of the Chief, Fire Official or Incident Commander.
- i. Building evacuation action plan. Fire safety evacuation and emergency action plans shall be prepared, as set forth in the NJUFC, Chapter 4, Emergency Planning and Preparedness. The fire safety evacuation and emergency action plans shall be approved by the Fire Official, and shall be distributed by the owner to all tenants and employees. The evacuation plan shall be conspicuously posted on every floor and in each tenant space, for the occupant's use. The fire safety evacuation and emergency action plans shall be maintained to reflect changes in the use and physical arrangement of the building. If an emergency action plan assigns employees with specific responsibilities in areas such as evacuation coordination, fire fighting, or material leak and spill handling, the employer shall provide a minimum of annual training sessions to prepare the employee for such activities.
- j. Open burning. A person shall not kindle, maintain, or authorize to be kindled or maintained, any open burning, unless in accordance with the NJUFC, Chapter 3, Section 307, Open Burning and Recreational Fires. Recreation fire burning contains material other than rubbish where the fuel being burned is not contained in an incinerator, outdoor fireplace, barbeque grill or pit having a total fuel area of three (3') feet or less in diameter and two (2') feet or less in height, for pleasure, ceremonial, cooking, warmth, or similar purpose. Additionally, a person shall not conduct agricultural burnings unless they are conducted in compliance with a valid permit issued by the New Jersey State Forest Fire Service Department of Environmental Protection.

- k. False fire alarm. Any property containing a fire protection alarm system shall not have activated more than three (3) false fire alarms within a thirty (30) day period. Violation is subject to the fines and penalties outlined in § 6-18(B) below.

A "false fire alarm" shall be defined as either a signal, message or warning transmitted to the Township's fire communications central dispatch indicating a fire condition, or the emission of an audible, visual or electronic transmission of any signal, message or warning intended to summon the services of Township fire fighting personnel or apparatus, which signal, message, or warning is activated by a cause other than one for which the transmitting system is specifically designed to respond, at a time when no fire exists. The alarm shall not be considered false if caused by a power or telephone line interruption.

- l. Fire protection system maintenance. Every commercial building or occupancy having fire protection equipment shall have an annual certification performed on its fire protection system and fire extinguishers by a licensed agency registered with the State of New Jersey Department of Community Affairs (hereinafter "DCA"). Every commercial building or occupancy having a kitchen suppression system shall have a six (6) month certification performed by a licensed agency registered with the DCA. Said certification shall be posted, and a copy shall be made available to the LEA at time of fire inspection.

- m. Fire protection system impaired. When a fire protection system is out of service, the fire department and the fire code official shall be immediately notified and, if the fire code official determines that an imminent hazard exists pursuant to N.J.A.C. 5:70-2.16, the building shall either be evacuated in accordance with N.J.A.C. 5:70-2.17, or an approved fire watch shall be provided for all occupants left unprotected by the shutdown until the fire protection system has been returned to service. Fire watch shall be provided with at least one (1) approved means of notification of the fire department, and their only duty shall be to perform constant patrols of the protected premises and keep watch for fires.

- n. Fire watch conditions and standby personnel.

- 1. A fire watch is initiated by the fire department as a temporary measure to ensure continuous and systematic surveillance of a building, or portion thereof, by one (1) or more qualified individuals for the purposes of identifying and controlling fire hazards, detecting early signs of unwanted fire, raising an alarm of fire, and notifying the fire department. Where conditions exist that are deemed an imminent hazard, or hazardous to life and property by the Fire Official, fire department standby crews shall be deemed as necessary by the Fire Official for the following, but not limited to, conditions:

- (a) Any building occupied with impaired fire protection systems.
- (b) Buildings, rooms, or public venues exceeding the occupant load.

- (c) Situations where fire load is greater than normal day-to-day operations.
 - (d) As deemed by the Fire Official.
- 2. A Firefighter Standby Fee shall be paid by the owner of the building or company hosting a public venue. Fire Department Standby Fees shall be as follows:
 - (a) Fire pumper: \$135.00 per hour
 - (b) Firefighter: \$35.00 each per hour
 - (c) Fire Official or Fire officer: \$50.00 per hour
- o. Construction. All construction requiring a Uniform Construction Code (hereinafter "UCC") permit, shall comply with the requirements of N.J.A.C. 5:70-3.2(a), Section 1401, Fire Safety during Construction and Demolition of the NJUFC.
- p. Place of assembly fire exit announcement. In places of assembly with occupant loads of fifty (50) and over, such as theaters, auditoriums, multi-purpose rooms, or similar occupancies used for non-continuance programs, an audible announcement by the venue host, or by recorded announcement, shall be made not more than ten (10) minutes prior to the start of each program, to notify the occupants of the location of the exits to be used in the event of a fire or emergency.
- q. Strobe light display over FDC connections. A strobe light shall be installed over any fire department connections in buildings with fire alarm systems. This requirement shall take effect two (2) years from enactment of this ordinance.

§ 6-4.2. Fire hydrants, appliances and drafting location.

- a. Minimum Standards.
 - 1. Fire hydrants shall be spaced so that there are a sufficient number of hydrants within a reasonable distance to obtain the quantities of water needed to handle the required fire demand.
 - 2. Fire hydrant size, type and installation shall conform to the AWWA standard for Dry-Barrel Fire Hydrants. ANSI/AWWA C502.
 - 3. All fire hydrants shall conform to NFPA.
 - 4. Fire Hydrants shall have at least three outlets; one outlet shall be a pumper outlet size for the appropriate fire district, and the other outlets shall be at least two and one-half (2 1/2) inch nominal size.
- b. Review of Plans. The appropriate fire marshal's office for Fire District 1 or Fire District 2 shall be responsible for review of plans.
- c. Placement on Cul-de-Sac. No fire hydrant shall be placed at the closed end of a turnaround of a cul-de-sac unless the distance between the open end and the closed end is greater than 500 feet, in which event fire hydrants shall be placed at both the

open end and closed ends of the turnaround. Whenever a fire hydrant is located in the closed end of a turnaround of a cul-de-sac, the water lines connected to the same shall be looped, and the plans for the same shall be approved by the appropriate fire district. Exceptions can be made at the discretion of the appropriate fire marshal.

- d. **Inspection and Testing.** The water purveyor or privately operated "yard hydrant" owners shall be responsible for all annual inspections. All fire hydrants shall be flowed, flushed and lubricated at least once a year, and records shall be maintained on said maintenance, showing date, time, flushing time, maintenance performed and comments, problems, corrections, repairs and the like. Copies of said maintenance records shall be forwarded to appropriate fire districts annually.
- e. **Pipe Size.** Pipe size shall comply with the following requirements.
 - 1. Water mains shall be a minimum diameter of eight inches except at the end of a permanent cul-de-sac, a fire flow will determine the size. A six inch main may be used when it serves not more than 20 dwelling units and only one fire hydrant.
 - 2. Design capacity of water mains shall be such as to maintain a pressure of 20 pounds per square inch (psi) at street level under all flow conditions.
- f. **Out-of-Service or Private Use.** The appropriate Fire District shall be notified when any fire hydrant is taken out-of-service, placed back in-service or used for private use.
- g. No person shall, at any time, park a motor vehicle or obstruction within a ten (10') foot perimeter of a fire hydrant, or obstruct a fire drafting site, or fire department connection/appliance. The LEA and/or its designated agents are authorized to tow motor vehicles and remove obstructions at their discretion.
- h. No person shall conceal, cover, paint, or disguise any fire hydrant. Commercial property owners shall keep clear, at all times, a ten (10') foot perimeter around fire hydrants, and shall not allow snow, brush, bushes, grass, flowers or trees to encroach or conceal a fire hydrant, or hamper the ability of the fire department to access a fire hydrant.
- i. **Penalty.** Any person, firm or corporation found guilty in the municipal court of the Township of Ocean of a violation of the terms of this section shall be subject to a fine of not more than one thousand two hundred fifty (\$1,250.00) dollars or imprisonment for a period not exceeding ninety (90) days, or both, in the discretion of the municipal court judge. Any fines collected shall be forwarded to the respective fire district.

6-4.3. Fire lane/zones, loading zones, gates and driveways.

- a. Upon the finding that such action is necessary for the public safety, the Board of Fire Commissioners of each Fire District of the Township of Ocean within each respective district may require the owner or owners of any shopping center, commercial structure, place of public assembly, multiple dwelling groups, industrial park

office building, hotel or motel or school to designate "Fire Zone" in the driveways of the premises leading to and from the parking areas, public streets or rights of way leading to the above type buildings or structures. Such Fire Zones, also to be known as Fire Lanes, shall be no less than 10 feet nor more than 50 feet in width and shall be lettered in yellow on a paved surface, such lettering to remain legible at all times. Metal "NO PARKING Fire Zone" signs, the lettering of same to be legible at all times, shall be provided, erected and maintained by said owner or owners and placed at the discretion of the Board of Fire Commissioners, and their designated Fire Marshal. Said signs are to be of a design and quality and lettered in accordance with applicable State Law and approved by the Board of Fire Commissioners.

- b. No person shall, at any time, park a motor vehicle or obstruct a fire lane/zone, loading zones, or driveway, affecting the ability to fight or control fires. If, at any time, due to weather conditions, vandalism or any extenuating circumstances, fire lane/zone or loading zone signs or surface markings are not visible, the remaining markings or signs visible shall be deemed sufficient to provide notice of the existence of such fire lane/zone or loading zone. All signs and ground marking shall be legible at all times and shall be provided, erected and maintained by the owner or operator of the property, in conformance with the provisions of this chapter.
- c. Gates, chains, or other methods utilized to prevent unauthorized access to fire lanes shall be approved by the Fire Official prior to installation.
- d. The Township Police shall have the right to enforce the provisions of this section.

ARTICLE III

6-5 Fire Prevention Administration and Enforcement of State Standards

6-5.1. Registration.

- a. Registration form. Every owner or tenant/occupant subject to this chapter shall file for a certification of registration with the LEA, using forms provided by the LEA. The application shall include, but not be limited to, the name, address and telephone number of the applicant; name, address and telephone number of the business; owners of the business; description of the business; and the name, address and telephone number of the person responsible for the business.
- b. All nonprofit organizations, municipal government and religious organizations shall be exempt from registration fees.
- c. Registration fee. Every owner or tenant/occupant subject to this chapter shall pay to the LEA an annual registration fee in the amount specified in this chapter. Said annual registration fee shall be paid by the date specified on the invoice, within thirty (30) days of mailing.
- d. Penalty. Failure to file or pay life hazard or non-life hazard registration applications after being ordered to do so are subject to the penalty in accordance with the NJUFC, N.J.A.C. 5:70-3, 2-12.8.

6-5. 2. Life hazard uses inspections and fees. he LEAs, as established in this chapter, shall carry out the periodic inspections of life hazard uses required by the NJUFC on behalf of the Commissioner of the New Jersey Department of Community Affairs.

6-5.3. Non-life hazard inspections and fees.

- a. In addition to the life hazard use inspections and fee required pursuant to the NJUFC and the regulations of the DCA, all business, mercantile, storage, factory, industrial, or other uses defined in accordance with the New Jersey edition of the International Building Code and the NJUFC which are classified as non-life hazard uses, other than those that are incidental or auxiliary to the agricultural use of farm property, shall be registered locally, with fee, and inspected annually as required.
- b. Where more than one (1) additional use exists under one (1) ownership at a given location, the highest use shall be registered at full fee, and the subsequent use at one-half (1/2) of the scheduled fee per building.
- c. Where (2) or more of the same use, or different uses, exist at the same building or premises, each one shall be considered as separate and distinct for the purpose of this article, and shall be registered pursuant thereto.
- d. All multiple-family townhomes and condominiums classified as R-5, as defined by the New Jersey Construction Code, shall be required to register with the Fire Bureau. Each building's common areas, including the grounds and parking lots, shall be inspected periodically, but not less than once every twelve (12) months. This is in addition to the five (5) year cyclical inspection conducted by the New Jersey Bureau of Housing.
- e. Common area inspections shall include, but not be limited to, fire protection systems, basements, laundry rooms, corridors, vestibules accessible to occupants, exterior property grounds, utilities, building maintenance, fire lanes and zones, and all other requirements set forth within the NJUFC.

6-5.4. Non-life hazard registration fees.

TYPE USE	BUILDINGS	REQUIRED FEE
L	Under 500 square feet	\$60.00
M	501 to 1,499 square feet	\$80.00
N	1,500 to 2,499 square feet	\$85.00
O	2,500 to 3,499 square feet	\$155.00
P	3,500 to 4,999 square feet	\$160.00
Q	5,000 to 6,499 square feet	\$175.00
R	6,500 to 7,499 square feet	\$185.00
S	7,500 to 8,499 square feet	\$210.00
T	8,500 to 9,999 square feet	\$225.00
U	10,000 and above	\$275.00+ \$20.00 per additional 1,000 square feet

**COMMON AREA MULTI-FAMILY APARTMENTS COMPLEXES
(R-2 Use Group)**

TYPE USE	BUILDINGS	REQUIRED FEE
MFA-1	1 to 100 apartment units	\$2.45 per unit
MFA-2	101 to 200 apartment units	\$2.55 per unit
MFA-3	201 to 250 apartment units	\$2.75 per unit
MFA-4	250 to 300 apartment units	\$3.00 per unit
MFA-5	301 to 349 apartment units	\$3.25 per unit
MFA-6	350 and above apartment units	\$3.50 per unit

COMMON AREA MULTI-FAMILY CONDOMINIUMS AND TOWN HOUSES (R-5 Use Groups)

TYPE USE	BUILDINGS	REQUIRED FEE
MFC-1	1 to 4 building	\$100.00
MFC-2	5 to 9 buildings	\$200.00
MFC-3	10 to 14 buildings	\$300.00
MFC-4	15 to 19 buildings	\$400.00
MFC-5	20 and above buildings	\$500.00 plus \$10 per building over 20

COMMON AREA COMMERCIAL COMPLEXES

TYPE USE	BUILDINGS	REQUIRED FEE
CAC-1	1 to 4 rental units	\$75.00
CAC-2	5 to 10 rental units	\$100.00
CAC-3	11 to 15 rental units	\$125.00
CAC-4	16 to 20 rental units	\$150.00
CAC-5	21 to 25 rental units	\$175.00
CAC-6	26 or over rental units	\$200.00

HOTELS AND MOTELS

TYPE USE	BUILDINGS	REQUIRED FEE
HM-1	100 rooms or less (Non LHU)	\$225.00 initial \$5.00 per unit (\$200)

CAMP GROUNDS

TYPE USE	BUILDINGS	REQUIRED FEE
CG-1	Camp sites 1 to 20 sites	\$75.00
CG-2	Camp sites 21 to 30 sites	\$100.00
CG-3	Camp sites 31 to 40 sites	\$125.00
CG-4	Camp sites 41 and over	\$150.00

6-5.5. Fire permits required and exemptions.

- a. Permits shall be obtained from the Fire Official having jurisdiction of the Fire District for any of those activities listed in N.J.A.C. 5:70-2.7 of the NJUFC, and any amendments, supplements, and rules and regulations thereto. Fees for these permits must be collected before

a permit can be issued. All nonprofit organizations, municipal government and religious organizations shall be exempt from permit fees.

b. Permit fees shall be as follows:

1. Type 1: \$42.00
2. Type 2: \$166.00
3. Type 3: \$331.00
4. Type 4: \$497.00

6-5.6. Smoke Detectors, Carbon Monoxide Detectors and Fire Extinguishers. The application fee for a certificate of smoke detector, carbon monoxide and fire extinguisher compliance is as follows:

1. Request received more than 10 business days prior to change of occupant: \$35.00.
2. Request received four to ten business days prior to change of occupant: \$70.00.
3. Request received fewer than four business days prior to change of occupant: \$125.00.
4. Reinspection fee: \$20.00.

6-5.7. Plan Review.

- a. Plan review and submittal. Submission to the Fire Official having jurisdiction shall include any plans submitted to the Planning Board or Board of Adjustment for site plan or subdivision approval. The Fire Official shall submit requirements to the Planning Board or Zoning Board of Adjustment prior to the applicant's Board hearing. The Township Engineer, in conjunction with the Fire Official plan review requirements, shall conduct a site inspection before a permit is closed for compliance and issued a Certificate of Occupancy by the construction official.
- b. Prior to the issuance of any construction permits after a Board approval, plans shall be submitted to the Fire Official including one (1) set of full construction plans that include building, fire, plumbing, mechanical, and utility drawings, and two (2) sets of and subdivision or site plan. Final site and subdivision plans shall include, but not be limited to, to-scale plans of the property, location and size of fire lanes, zones, water mains, drafting locations, fire hydrants, fire department connections, exterior drives, fire protection equipment, doorways, use of rooms, high hazard materials, and utility controls.
- c. The Township Engineer shall conduct a site inspection including a review for compliance with the requirements of the Fire Official prior to the issuance of any type of Certificate of Occupancy by the Construction Official.

- d. Site or subdivision plan fee. Each applicant shall pay the following fees to the Bureau of Fire Safety for review of any site or subdivision plans:
 - 1. Review of any site or subdivision plan: \$100.00.

All fees are payable with the submission of plans to the Office of Planning Administration. The fees will be forwarded to the appropriate Fire Official with the plans.

6-5.8. Violations and penalties.

- a. All penalties under the NJUFC shall be adopted for the purpose of enforcing this chapter, except those penalties imposed hereinafter for violations of this chapter which are not included within the NJUFC.
- b. False fire alarm. The Fire Official may assess penalties for violations of § 6-8(K) herein as follows:
 - 1. Three false fire alarms within a thirty (30) day period: \$100.00.
 - 2. Fourth and subsequent false fire alarms within one (1) calendar year \$200.00 per occurrence, in addition to remedies available within the NJUFC and the UCC.
- c. Obstruction penalty. Any person who shall violate § 6-10(B) as listed herein, shall be punished by a fine of not less than seventy-five (\$75.00) or more than two hundred fifty (\$250.00) dollars and may, at the discretion of the code official charged with enforcement of this regulation, tow a vehicle, or otherwise remove the obstruction or property. The cost of removal, towing and storage shall be charged to the owner of the vehicle or property, and shall be paid prior to the release of said vehicle or property.
- d. Any person or corporation who shall violate any other provision of the NJUFC, or fails to comply therewith, or shall violate or fail to comply with an order made hereunder, shall be punished by a fine of not more than two thousand (\$2,000.00) dollars, or by imprisonment of not more than ninety (90) days, or both, at the discretion of the court before which such conviction is held by civil action summary proceeding under the Penalty Enforcement Law in Municipal Court.

6-5.9. Board of Appeals. Pursuant to the New Jersey Uniform Fire Safety Act, any person aggrieved by an order of the LEA shall have the right to appeal to the Monmouth County Construction Board of Appeals, in accordance with N.J.A.C. 5:70-2.19, entitled Appeals.

SECTION II. All ordinances or parts of ordinances thereof enacted prior to the adoption of this ordinance are hereby repealed to the extent of such inconsistencies.

SECTION III. 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.

SECTION IV. This ordinance shall take effect upon its final passage and publication as required by law.

Record of Vote	Deputy Mayor Siciliano	Councilman Evans	Councilman Garofalo	Councilwoman Schepiga	Mayor Larkin
Motion To Approve					
Motion to Second					
Approved					
Opposed					
Not Voting/Recuse					
Absent/Excused					

CERTIFICATION

*I hereby certify that this is a true copy of a Ordinance adopted by the Township of Ocean Governing Body at their meeting held on **December 5, 2011.***

 Vincent Buttiglieri, RMC/CMC/MMC
 Township Clerk