

**TOWNSHIP OF WALL**

**ORDINANCE NO. 14-2018**

**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL,  
IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, ESTABLISHING  
CHAPTER 223, SEPTIC SYSTEMS AND AMENDING CHAPTER 40, SECTION 67 D (14)**

**WHEREAS**, The Township Committee has legislative power over municipal operations within the Township; and,

**WHEREAS**, in order to protect the public health and safety of the residents of the Township of Wall, the Township Committee is authorized to regulate and control the construction, maintenance and cleaning of septic systems throughout the Township of Wall; and,

**WHEREAS**, the Township Committee desires to designate a party responsible for reviewing plans and issuing permits in connection with the regulation of septic systems within Wall Township; and,

**WHEREAS**, the Township Committee desires to establish a Chapter in the Wall Township Ordinances regulating septic systems.

**THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Wall, in the County of Monmouth, in the State of New Jersey, that the Township Committee herewith establishes Chapter 223 and amends Chapter 40 of the General Ordinances of Wall Township as follows:

**Section 1.**  
**SEPTIC SYSTEMS**

**§223-1. Adoption of standards.**

A code regulating the location, construction, use, maintenance and method of emptying or cleaning individual sewage disposal systems; the issuance of permits to locate, construct, empty or clean the systems; and fixing penalties for the violation thereof is hereby adopted pursuant to N.J.S.A. 26:3-69.1 et seq. A copy of the statute is annexed to this chapter and made a part of it without inclusion of the text.

**§ 223-2. Operation of new system. Health Officer.**

Permit required. No person shall locate, construct or alter any individual sewage disposal system until a permit for the location, construction or alteration of the sewage disposal system shall have been issued by the Health Officer. The Health Officer is defined in Wall Township Code Chapter 6-53.C.

A. Issuance of permit. The Health Officer may issue a permit if an application is accompanied by a certificate made by an engineer licensed to practice professional engineering in New Jersey stating that the design of the individual sewage disposal system as proposed follows the code.

B. Certificate required. New individual disposal systems shall not be placed in operation, nor shall new dwellings or buildings or additions thereto be sold or occupied, which must rely on such a system for sewage disposal, until the Board of Health Officer shall have issued a certificate indicating that the disposal system has been located and constructed in compliance with the terms of A.

**§ 223-3. Emptying of septic system.**

Emptying or cleaning of septic tank. No person shall engage in the business of emptying or cleaning septic tanks, cesspools, privies or any place used for the reception or storage of human excrement who does not have a license to engage in such business issued by the New Jersey Public Utilities Commission.

§ 223-4. **Hearing on denial of license or permit.**

In the event a license or permit or certification required by this chapter is denied by the Health Officer, a hearing shall be held thereon before the Board within 15 days after request is made by the applicant; and, upon the hearing, the Township Committee shall affirm, alter or rescind its previous determination and take action accordingly within 15 days after the hearing.

§ 223-5. **Violations of code; stop order.**

The Health Officer may order all further work in and about any individual sewage disposal system which is being erected or installed in violation of the code, to be stopped forthwith, except such work as shall be necessary to remedy the violation, and thereafter the work continued without any violation of any of the provisions of the code, and, after issuance of such order and the service of a copy upon the person connected with or working in and about the erection or installation of the disposal system, or any part thereof, no further work shall be done except as aforesaid.

§ 223-6. **Fees and charges:**

The following fees and charges shall be established:

- A. For the filing of an application and plans and issuance of a permit to locate, constructor alter an individual sewage disposal system: \$350

§ 223-7. **Violations and penalties.**

Violations of the provisions of this chapter shall be punishable as per the Provisions of General Penalty § 1-1.

**BE IT FURTHER ORDAINED** that Chapter 140 Land Use and Development Regulations, section 67D (14) is amended as follows:

(14) On-site sewerage (septic systems) permit from the Health Officer of Wall Township, if applicable.

**Section 2.** All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

**Section 3.** This Ordinance may be renumbered for codification purposes.

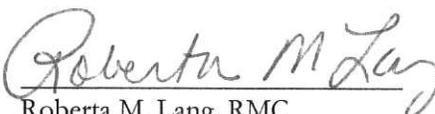
**Section 4.** In the event that any section, part or provision of the Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

**Section 5.** This Ordinance shall take effect upon final passage and publication as provided by law.

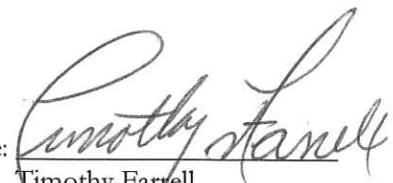
**Introduced:** September 26, 2018

**Adopted:** October 24, 2018

Attest:

  
Roberta M. Lang, RMC  
Township Clerk

Approve:

  
Timothy Farrell  
Mayor