

**TOWNSHIP OF WALL**

**ORDINANCE NO. 21-2018**

**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CREATING CHAPTER 174, PUBLIC RECREATION BATHING FACILITIES**

**WHEREAS**, The Wall Township Committee has legislative power on matters that concern the public health and safety of the residents of Wall Township; and,

**WHEREAS**, in an effort to protect the public health and safety of the residents of the Township of Wall the Township Committee desires to control and regulate public recreational bathing facilities throughout the Township of Wall; and,

**WHEREAS**, the Wall Township Committee desires to establish a Chapter in the Wall Township Ordinances which would provide the Wall Township Committee with the authority to control and regulate public recreation bathing facilities; and,

**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 it establishes Chapter 174, Public Recreational Bathing Facilities, within the General Ordinances of Wall Township as follows:

**Section 1.**

**174-1. Applicability of state standards.**

The provisions of State Sanitary Code Chapter IX, Public Recreational Bathing, (N.J.A.C. 8:26-1 et seq.) shall be enforced by the Health Officer of the Township of Wall.

**174-2 Permit required.**

No person shall locate and construct, alter or operate a commercial swimming pool or other recreational bathing facility until a permit therefor shall have been issued by the Health Officer.

**174-3. Permit fees.**

The following fees and charges are herewith established:

- A. For the issuance of a permit to locate and construct a commercial swimming pool or recreational bathing facility: \$200.
- B. For the issuance of a permit to alter a commercial swimming pool or recreational bathing facility: \$150.
- C. For the issuance or renewal of a permit to operate a commercial swimming pool or recreational bathing facility: \$500.

**174-4. Expiration of permit; renewal.**

Permits issued for the operation of a commercial swimming pool or recreational bathing facility shall expire annually on April 30 of each year, and application for renewal thereof shall be submitted together with the required fee prior to May 1 of each year.

**174-5. Denial and suspension of permits.**

- A. Permits required by this chapter or code may be denied or suspended by the Health Officer for failure to comply with this chapter or code.
- B. The Health Officer shall afford the person whose permit to locate and construct, alter or operate has been denied or suspended an opportunity to be heard in public hearing; and following this to be informed of the Board's decision.

**174-6. Violations and penalties.**

Violations of the provisions of this chapter shall be punishable as provided in Chapter 1, Article 1-1, General Penalty.

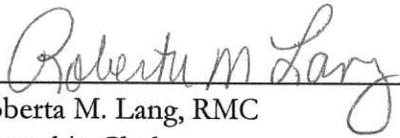
**Section 2.** All Ordinances, or parts thereof, inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of such inconsistency.

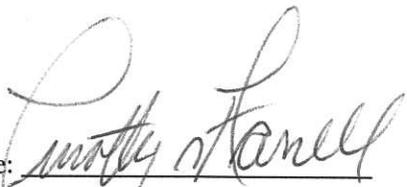
**Section 3.** Should any section, paragraph clause or any other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect or impair the remainder of this Ordinance.

**Section 4.** This Ordinance shall take effect upon its passage and publication according to law.

**Introduced:** October 24, 2018

**Adopted:** November 20, 2018

Attest:   
Roberta M. Lang, RMC  
Township Clerk

Approve:   
Timothy Farrell  
Mayor