

**TOWNSHIP OF WALL
ORDINANCE NO. 23 - 1997**

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AMENDING AND SUPPLEMENTING "THE LAND USE AND DEVELOPMENT REGULATIONS OF THE TOWNSHIP OF WALL".

BE IT ORDAINED by the Township Committee of the Township of Wall, in the County of Monmouth, and State of New Jersey, as follows:

Section 1. Chapter XIV, "Land Use and Development", of "The Revised General Ordinances of the Township of Wall, 1977", as amended and supplemented, Article IV, "Zoning", Section 14-400, "Zoning", Subsection 14-405(3), "Above Ground Utility and Communications Facilities", be and the same is hereby further amended and supplemented by the deletion therefrom of subparagraph 14-405(3)(e) and the substitution therefor of the following:

“(e) Towers, masts or other structures taller than thirty (30) feet shall maintain a setback from each property line a distance no less than the height of the structure.”
(400 E2.c3(e)).

Section 2. Chapter XIV, "Land Use and Development", of "The Revised General Ordinances of the Township of Wall, 1977", as amended and supplemented, Article IV, "Zoning", Section 14-400, "Zoning", subsection 14-408.7, "Accessory Buildings and Structures" be and the same is hereby further amended and supplemented by the deletion therefrom of subparagraph 14-408.7(b)(4)(d), and the substitution therefor of the following:

“d. All pools shall be enclosed by a minimum four (4) foot high fence with a

self-latching access gate. The fence shall be located no more than one hundred (100) feet from the side wall of the pool. In the case of above ground pools, if the wall of the pool is less than four (4) feet high, a fence attached to the top of the pool shall be permitted as an alternative to a free standing fence such that the height of the pool wall and fence shall not be less than four (4) feet. Access to the pool shall be through a latching or removable gate.” (400 H.7b(4)d).

Section 3. Chapter XIV “Land Use and Development”, of “The Revised General Ordinances of the Township of Wall, 1977”, as amended and supplemented, Article IV, “Zoning”, Section 14-400 “Zoning”, subsection 14-408.7 “Accessory Buildings and Structures”, be and the same is hereby further amended by the addition of the following new subparagraph:

“14-408.7(b)(4)(f)

A temporary fence shall be installed and maintained when pool excavation has commenced. A permanent fence as required by this Chapter shall be installed within thirty (30) days of the completion of the first building inspection of the pool.” (400 H.7b(4)(f)).

Section 4. 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 5. 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 6. This Ordinance shall take effect upon its passage and publication

according to law.

NOTICE

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading by the Township Committee of the Township of Wall on November 12, 1997 and will be further considered for final passage and adoption at the Wall Township Municipal Building, 2700 Allaire Road, Wall, New Jersey, on December 10, 1997 at 8:00 o'clock p.m., or as soon thereafter as the matter can be reached on the agenda, at which time and place all persons interested therein shall be given an opportunity to be heard, and during the week prior to, and up to and including, the date of such meeting, copies of said Ordinance will be made available at the Clerk's office in the Township of Wall Town Hall to the members of the general public who shall request the same.

JOSEPH L. VERRUNI
Acting Township Clerk