



ORDINANCE #2024-14

Introduction: June 24, 2024

Adoption: July 22, 2024

AN ORDINANCE AMENDING AND RESTATING THE VILLAGE CODE, CHAPTER 375 "SANITARY STANDARDS" BY AMENDING SECTION 64 - POOLS AND STAGNANT WATER TO REQUIRE INSPECTION AND LICENSING OF PUBLIC RECREATIONAL BATHING FACILITIES AS REQUIRED BY NEW JERSEY ADMINISTRATIVE CODE 8:26-1 ET SEQ AND AMENDING AND RESTATING THE VILLAGE CODE, CHAPTER 143 "FEES" BY AMENDING SECTION 38 - SANITARY STANDARDS TO PROVIDE FOR INSPECTION AND LICENSING OF PUBLIC RECREATIONAL BATHING FACILITIES WITHIN SOUTH ORANGE VILLAGE

WHEREAS, the New Jersey Administrative Code Section 8:26-1 et seq requires that local Health Departments license and inspect each public recreational bathing facilities, as defined in New Jersey Administrative Code, within its jurisdiction; and

WHEREAS, the South Orange Village Board of Health is charged with enforcing New Jersey State Regulations concerning Public Recreational Bathing Facilities.

NOW, THEREFORE, BE IT ORDAINED, by the Village Council of South Orange Village, a municipal corporation of New Jersey located in Essex County thereof, as follows:

SECTION 1.

The Code of the Township of South Orange Village, Section 375 – 64, Pools and Stagnant Waters, is hereby amended and restated in its entirety as follows:

- A. No person shall accumulate or permit to be accumulated on any private or public property pools of water, stagnant water or other liquid of any unconfined, uncontrolled or unplanned manner for a period exceeding seven days.
- B. The provisions of New Jersey Administrative Code, Section 8:26-1, et seq regarding the procedures to licensing and operation of Public Recreational Bathing Facilities by and are hereby adopted by South Orange Village.



- C. Each Public Bathing Facility within South Orange Village shall be inspected and licensed by the South Orange Village Board of Health each year.
- D. An initial licensing fee of \$150.00 is established for the licensing of Public Recreational Bathing Facilities within South Orange Village. Each application shall be renewed yearly. The renewal fee shall be \$150.00 per year. Such licensing fee shall be payable to South Orange Village and paid on or before April 30 of each year.
- E. Failure to obtain a Public Recreational Bathing Facilities license may result in an order to cease and close by the Village Health Officer.
- F. Any person or entity who violates any provision of this Ordinance or who shall refuse to comply with a lawful order of the South Orange Village Health Department shall be subject to a fine of \$200.00 and all other applicable laws and/or injunctive actions as provided by law, or both. Each day of operation without a license shall be considered a separate offense.

SECTION 2.

The Code of the Township of South Orange Village, Section 143 – 38, Fees, Sanitary Standards, is hereby amended and restated in its entirety as follows:

Description	Code Section	Fee
Lead paint abatement re-inspection	§ 375-2A	\$50
Food and drink annual license fees:		
-All Retail Food Establishments with Seating Capacity of:		
0 to 50 seats or selling area 0 to 1,500 square feet	§ 375-23F(2)	\$110
51 to 100 seats or selling area 1,501 to 3,000 square feet	§ 375-23F(2)	\$195



101 to 150 seats or selling area 3,001 to 4,500 square feet	§ 375-23F(2)	\$275
151 seats and up or selling area 4,501 square feet and up	§ 375-23F(2)	\$360
-Take-Out Only (No Seating on premises)		
With Selling Area (square feet) of:		
0-1,500		\$110
1-501-3,000		\$195
3,000-4,500		\$275
4,501 plus		\$360
-Caterers		\$75
Packaged foods (per truck)		\$220
Packaged Ice Cream, Soda or Confectionary		\$130
Vending Machine or apparatus (per machine)		\$145
-Temporary retail food establishment At festivals, carnivals, fairs or transitory gatherings for not more than five (5) days		
Per first day		\$40
Per each additional day		\$13
Retail establishment selling snacks and confectionary products in a limited quantity		
(Where sale of food does not exceed 10% of the total Retail sales for the store)		\$60
Issuing conditional/unsatisfactory Re-Inspection Fee		Full License Fee
Day Care Facilities (Inspection every two (2) years)		\$110



Fee for each wagon, truck, ice depot, ice vending machine or plant engaged in the sale, delivery or manufacture for resale of ice	§ 375-54B(3)	\$5
Public Recreational Bathing Facility – initial inspection and licensing fee	§ 375-64D	\$150
Public Recreational Bathing Facility - yearly renewal inspection and licensing fee	§ 375-64D	\$150
Boarding homes for infants and children — license fee	§ 375-82	\$50
Vital statistics:		
All transcripts of vital records when exact date given	§ 375-90A	\$25
Search fee of vital records 1926 to present — research single year	§ 375-90B	\$6
Search fee of vital records 1926 to present — research multiple years	§ 375-90B	\$6
Search fee of vital records before 1926 — research single year	§ 375-90C	\$6
Search fee of vital records before 1926 — research multiple years	§ 375-90C	\$6
Burial permits	§ 375-90D	\$5
Transcript permits	§ 375-90E	\$10
Marriage license issuance	§ 375-90F	\$28

SECTION 3.

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the specific section, paragraph,



subparagraph, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

SECTION 4.

Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of any such inconsistencies.

SECTION 5.

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

SECTION 6.

On passage this ordinance shall be codified.

Introduction – First Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Brown			X			
Greenberg		X	X			
Haskins			X			
Hartshorn Hilton						X
Jones						X
Lewis Chang	X		X			

CERTIFICATION

I, Ojetti E. Davis, Village Clerk of South Orange Village, County of Essex, State of New Jersey, do hereby certify that this Ordinance was introduced on first reading by the Village Council at their regular meeting held on June 24, 2024.


Ojetti E. Davis
Village Clerk



Adoption – Second Reading

Council Member	Motion	Second	Ayes	Nays	Abstain	Absent
Brown		X	X			
Greenberg			X			
Haskins			X			
Hartshorn Hilton			X			
Jones	X		X			
Lewis Chang			X			

CERTIFICATION

I, Ojetti E. Davis, Village Clerk of South Orange Village, County of Essex, State of New Jersey, do hereby certify that this Ordinance was adopted on second reading by the Village Council at their meeting held on July 22, 2024.

Ojetti E. Davis
Village Clerk

Adopted:

Sheena C. Collum
Village Mayor

Attest:

Ojetti E. Davis
Village Clerk