TOWNSHIP OF RARITAN
HUNTERDON COUNTY, NEW JERSEY

ORDINANCE #18-35

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, NEW JERSEY, AMENDING AND SUPPLEMENTING TITLE 8 ENTITLED "HEALTH AND SAFETY" BY REVISING SECTION 8.16.040 ENTITLED "LOCAL ENFORCING AGENCY; DUTIES," AND ADDING A NEW SECTION 8.16.110 ENTITLED "NON-LIFE SAFETY HAZARD USES; REQUIRED REGISTRATION, INSPECTIONS AND FEES"

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

Section 1. Section 8.16.040 entitled "Local Enforcing Agency; Duties" hereby amended as follows:

A. Duties. The Bureau of Fire Prevention shall enforce the New Jersey Uniform Fire Code (N.J.S.A. 52:27D-192 et seq.) in all buildings, structures and premises within the established boundaries of the Township, other than owner-occupied one and two-family dwellings and shall faithfully comply with the requirements of the New Jersey Uniform Fire Code.

B. Required Life Hazard Use Inspections; Fees. The Bureau of Fire Prevention shall carry out the cyclical [periodic] inspections of life hazard uses as required by the New Jersey Uniform Fire Code on behalf of the Commissioner of the Department of Community Affairs. The Bureau of Fire Prevention shall also carry out [periodic] inspections of [Non-Life Hazard] non-life hazard uses pursuant to Section 8.16.110 of the Revised General Ordinances of the Township of Raritan. [All fire safety uses as stated herein above shall be inspected biannually for compliance with the provisions of this chapter and the Uniform Fire Code.] When in the opinion of the Fire Marshal there exist conditions likely to cause fire, contribute to the spread of fire, interfere with firefighting operations, endanger life or violate the provisions or intent of this chapter, additional inspections may be made as often as necessary for the purpose of ascertaining these conditions and causing them to be corrected.

C. Fees. The Bureau of Fire Prevention shall also collect fees for permits, certificates of fire code compliance and certificates of smoke detector and carbon monoxide alarm compliance (CSDCMAC) as set forth in the New Jersey Uniform Fire Code and Section 8.16.40 (B[.]) as follows:

Type 1 permit..... [$42.00] $55.00
Type 2 permit..... [$166.00] $215.00
Type 3 permit..... [$331.00] $430.00
Type 4 permit..... [$497.00] $ 645.00
Type 5 permit..... $ Reserved

The application fee for a certificate of smoke detector and carbon monoxide alarm compliance shall be:

1. Requests for a CSDCMAC received more than 10 business days prior to the change of occupancy [$35.00] $50.00

2. Requests for a CSDCMAC received 4 to 10 business days prior to the change of occupancy [$70.00] $100.00

3. Requests for a CSDCMAC received fewer than 4 business days prior to the change of occupancy [$125.00] $160.00

A [$35.00] $50.00 re-inspection fee will be charged for all failed inspections.

Certificate of Code Compliance: $65.00.

Section 2. Section 8.16.110 entitled "Non-life Hazard Uses; Registration, Inspections and Fees" is hereby added as follows:

A. Registration. Non-life-hazard uses shall be registered with the Raritan Township Bureau of Fire Prevention. Specifically, all non-life-hazard businesses and multiple-dwelling residential buildings in the Township of Raritan shall register with the Township on a form provided by the Fire Marshal. New businesses and multiple-dwelling residential buildings must be registered within 30 days of occupancy. Failure to register will subject the owner of the business or multiple-dwelling residential building to a penalty of $250 issued by the Fire Marshal.

B. Inspections. Non-life-hazard uses shall be inspected through a cyclical program established by the Raritan Township Department of Fire Safety which shall be done on a biannual basis.

C. Registration fees. The operator of a non-life-hazard business or multiple-dwelling residential building shall pay to the Raritan Township Bureau of Fire Prevention a registration fee. This fee shall be assessed upon inspection. The fee shall be as follows (square footage is based upon gross floor area of all floors, including basements):

(1) As to business uses:
   (a) Occupancy under 2,000 square feet: $65.00
   (b) Occupancy 2,001 to 3,999 square feet: $75.00
   (c) Occupancy 4,000 to 5,999 square feet: $125.00
   (d) Occupancy 6,000 to 7,999 square feet: $175.00
   (e) Occupancy 8,000 to 9,999 square feet: $225.00
   (f) Occupancy 10,000 to 11,999 square feet: $275.00
   (g) Occupancy 12,000 to 13,999 square feet: $325.00
   (h) Occupancy over 14,000 square feet: $375.00
   (i) Retail or commercial common area: $175.

(2) As to multiple-family residential dwellings:
   (a) Multiple-family dwelling:
      i. 1 to 5 units: $100.00
      ii. 6 to 25 units: $125.00
      iii. Over 25 units: $225.00

D. Failure to pay registration fees. It shall be unlawful to refuse to pay the registration fee after being given notice to do so as per the fee schedule established by this subsection. Any penalties assessed are in addition to others previously assessed. Full payment shall be made within 30 days of issuance of the notice by the Township for payment of the registration fee. If payment is not received in 30 days, the matter will be referred to the Township Attorney for summary collection pursuant to the Penalty Enforcement Law (N.J.S.A. 2A:58-10 et seq.). A minimum $25.00 late penalty will be assessed.

Section 3. If any section or provision of this Ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 4. The Ordinance shall take effect upon its adoption, passage and publication according to law.

Section 5. Within two weeks of adoption, the Raritan Township Municipal Clerk shall file a copy of this Ordinance with the New Jersey Division of Fire Safety in accordance with N.J.A.C. 5:71-2.7(a)(1).

Note to Codifier: language in brackets [ ] is to be deleted from the original text. Underlined language is new language to the original text.

DATE ADOPTED: December 4, 2018

ATTEST:

Lisa Fania, RMC
Township Clerk

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN

Michael Mangin
Mayor