

**BOROUGH OF BAY HEAD**

**ORDINANCE 2022-13**

**AN ORDINANCE OF THE BOROUGH OF BAY HEAD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 104 OF THE BOROUGH CODE OF THE BOROUGH OF BAY HEAD, ENTITLED “CONSTRUCTION CODES, UNIFORM”**

**NOW, THEREFORE, BE IT ORDAINED**, by the governing body of the Borough of Bay Head, County of Ocean, State of New Jersey, as follows:

**SECTION 1.** The Borough Code of the Borough of Bay Head is hereby amended and supplemented so as to amend Chapter 104, entitled “Construction Codes, Uniform” so as to amend §104-3, “Fees and reports” so as to amend subsection B(2)(b) so as to remove [4] Active Solar Systems.

**SECTION 2.** The Borough Code of the Borough of Bay Head is hereby amended and supplemented so as to amend Chapter 104, entitled “Construction Codes, Uniform” so as to amend §104-3, “Fees and reports” so as to amend subsection B(2) so as to add subsection (e) which shall read as follows:

(3) The fee for Active Solar Systems shall be \$200.00.

**SECTION 3.** The Borough Code of the Borough of Bay Head is hereby amended and supplemented so as to amend Chapter 104, entitled “Construction Codes, Uniform” so as to amend §104-3, “Fees and reports” so as to amend subsection B(3)(e) entitled “The fee for swimming pools shall be as follows:” so as to amend subsections [1] and [2] as follows:

[1] In-ground: **\$400**

[2] Above-ground: **\$300**

**SECTION 4.** The Borough Code of the Borough of Bay Head is hereby amended and supplemented so as to amend Chapter 104, entitled “Construction Codes, Uniform” so as to amend §104-3, “Fees and reports” so as to amend subsection B(3)(f) so that it shall read as follows:

(f) The fee for each of the following items shall be **\$25**:

**SECTION 5.** The Borough Code of the Borough of Bay Head is hereby amended and supplemented so as to amend Chapter 104, entitled “Construction Codes, Uniform” so as to amend §104-3, “Fees and reports” so as to amend subsection D(1) so that it shall read as follows:

(1) The fee for a demolition permit of a one- or two-family dwelling shall be **\$300** for the demolition of a garage, shed or other accessory use, the fee shall be \$200; and for the demolition of all other structures, the fee shall be \$200.

**SECTION 5.** The Borough Code of the Borough of Bay Head is hereby amended and supplemented so as to amend Chapter 104, entitled “Construction Codes, Uniform” so as to amend §104-3, “Fees and reports” so as to amend subsections D(4), (5) and (6) so that they shall read as follows:

(4) The fee for a permit to install a swimming pool shall be as follows:

- (a) In-ground: **\$400**
- (b) Above-ground: **\$300**

(5) The fee for a certificate of occupancy shall be **\$250**

(6) The fee for a continued certificate of occupancy shall be **\$250**

**SECTION 6.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 7.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent

jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 8.** This ordinance shall take effect after second reading and publication as required by law.

### **NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Borough Council on first reading at a meeting of the Borough Council of the Borough of Bay Head held on the September 19, 2022, and will be considered for second reading and final passage at a regular meeting of the Borough Council to be held on the October 3, 2022 at 7:00 p.m. at the Bay Head Municipal Building, located at 83 Bridge Avenue, Bay Head, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

### **NOTICE OF ADOPTION**

**PUBLIC NOTICE IS HEREBY GIVEN** that the foregoing ordinance published herewith has been finally adopted by the Borough Council of the Borough of Bay Head, in the County of Ocean, New Jersey on November 7, 2022.

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Antoinette Jones, RMC, CMR  
Deputy Borough Clerk  
Borough of Bay Head