## Chapter 39. Construction Codes, Uniform

[HISTORY: Adopted by the Township Committee of the Township of Barnegat 12-20-76 as Ord. No. 1976-35. Amendments noted where applicable.]

# § 39-1. Enforcing agency established; subcode officials designated

- ⋗ There is hereby established in the Township of Barnegat, a State Uniform Construction Code enforcing agency to be known as the "Building Official's Office," consisting of a Construction Official, Plumbing Subcode Official, Fire Protection Subcode Official and such other subcode officials for such additional subcodes as the Commissioner of the Department of Community Affairs, State of New Jersey, shall hereafter adopt as part of the State Uniform Construction Code. The Construction Official shall be the chief administrator of the enforcing
- œ Each official position created in Subsection A hereof shall be filled by a person qualified for such position pursuant to P.L. 1975, c. 217, as amended, and N.J.A.C. 5:23, provided that, in lieu of any particular subcode official, an on-site inspection agency may be retained by contract pursuant to N.J.A.C. 5:23. More than one (1) such official position may be held by the same person, provided that such person is qualified pursuant to P.L. 1975, c. 217, and N.J.A.C. 5:23 to hold each such position. Salaries for individuals holding such positions shall be determined by the Township Committee.
- <u>O</u> emergencies and unforeseen or unavoidable circumstances The public shall have the right to do business with the enforcing agency at one (1) office location, except for

### § 39-2. Fees

Þ The fee for a construction permit shall be the sum of the subcode fees as listed hereof and shall be paid before

the permit is issued. [Amended 6-6-77 by Ord. No. 1977-13; 5-19-80 by Ord. No. 1980-19; 6-6-83 by Ord. No. 1983-12; 12-17-84 by Ord. No. 1984-31; 5-17-93 by Ord. No. 1993-19; 11-6-00 by Ord. No. 2000-47; 9-2-03 by Ord. No. 2003-30; 8-2-04 by Ord. No. 2004-36; 8-1-11 by Ord. No. 2011-11; 6-18-15 by Ord. No. 2015-02; 7-5-16 by Ord. No. 2016-18]

### **BUILDING SUBCODE FEES**

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Minimum tee

Ö ture. Volume shall be computed in accordance with N.J.A.C. 5:23-2.28. Use groups and types of construction are as classified and defined in N.J.A.C. 5:23-Subchapter 3 Subcodes and Subchapter 4 Enforcing Agencies; Duties; Powers; Procedures New Construction: Fees for new construction shall be based upon the volume of the struc-

Minimum fee for new construction shall be:

NEW CONSTRUCTION (except as listed in other use groups, below)

Per cubic foot of volume: \$.040

OTHER USE GROUPS

A-1, A-2, A-3, A-4 and A-5, F-1, F-2, S-1 and S-2:

Per cubic foot of volume:

All Farm Buildings for shelter of livestock and food storage

RENOVATIONS, ALTERATIONS, REPAIRS, AND MINOR REPAIRS Per cubic foot of volume:

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Fee based on the estimated cost of work. To determine the estimated cost, the applicant

by the architect or engineer of record, or by a recognized estimating firm, or by bona fide contractor's bid if available shall be submitted. The Construction Code Official shall make final decision regarding the estimated cost. shall submit to the Construction Code Official such cost data as may be available produced \$40.00 per \$1,000.00

i. \$1.00-\$50,000.00:

ii. \$50,001.00-\$100,000.00: add \$35.00 per \$1,000.00

add \$25.00 per

\$1,000.00

ADDITIONS; Fees shall be computed on the same basis as for \$150.00 new construction for the added portion. Minimum fee is:

iii. Over \$100,000.00:

9 puted separately as renovation, addition. COMBINATION RENOVATIONS AND ADDITIONS: Fees shall be the sum of the fees com-

Φ DEMOLITION: The fee shall be as follows

ii. All other use groups: R-5 buildings or structures: \$200.00

transported to a construction site) the fee shall be based on the following estimated cost: tures to a new location (including premanufactured construction, assembly or components RELOCATION OF BUILDINGS OR STRUCTURES: For the relocation of buildings and struc-

Transportation and moving

- 2. New foundation
- 3. Placement of structure in a completed condition at the new site
- 4. External utility connections

\$25.00 per \$1,000.00	iii. Over \$100,000.00:
\$35.00 per \$1,000.00	ii. \$50.001.00 - \$100.000.00:
\$40.00 per \$1,000.00	i. \$1.00 - \$50,000.00:

iv. Temporary Construction Trailer:

gineer of record, a recognized estimating firm or by contract bid. The Building Sub Code Official shall make the final decision regarding the estimated cost. The applicant shall submit a copy of the Contract Proposal Cost Data by the architect or en-

g. SWIMMING POOLS: The fee shall be as follows:

STORAGE SHEDS AND SIMIL AR STRUCTURES:	iv. Pool demo:	iii. All other use groups:	ii. Residential in ground:	i. R-5 above ground:
	\$75.00	\$300.00	\$200.00	\$140.00

- h. STORAGE SHEDS AND SIMILAR STRUCTURES:
- i. 1-180 square feet, (Zoning Only) if in a SFHA, same as new construction
- ii. 201 square feet or larger, same as new construction (A1a)
- sion the fee shall be: TENTS in excess of 900 sq. ft. or more than 30 feet in any dimen- \$120.00
- j. ROOFING: The fee shall be as follows:
- . R5 Use groups:
- ii. All other use groups use A1c
- ᄌ SIDING: The fee shall be as follows i. R-5 Use groups:

\$75.00

\$75.00

- ii. All other use groups use A1c
- estimated cost shall be calculated as 1 square foot equals \$15.00 DECKS: The fees shall be based on the estimated cost as Alb Renovations, Alterations. The
- 3 PRE-MANUFACTURED FIREPLACES, free standing stoves, etc.: \$75.00
- $\supset$ Minimum tee: the sign computed on one side only on double faced signs. SIGNS: The fee shall be \$2.00 per square feet surface area of \$75.00
- 0 SUNROOMS AND SCREEN ROOMS: \$100.00
- SOLAR ATTACHMENTS R-5 Use groups use A1c: \$100.00

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	R5	q. RETAINING WALLS	ii. All other use groups use A1c:	
All other lies aroline lies A10		LLS	roups use A1c:	-
	\$150.00		\$200.00	

#### Ņ PLUMBING SUBCODE

MINIMUM FEE: \$75.00

Platform for generators or a/c compressors:

\$75.00

ä σ drains, hose bibs, icemakers, or similar devices or appliances the fee shall be as follows heaters (new construction), fireplaces (new construction),, stoves/range (new construction), generators (new construction), and any gas appliance not listed in this fee schedule, roof vtr, drinking fountains, dishwashers, clothes washers, dryers (new construction), water but not be limited to water closets, bathtubs, shower stalls, sinks, laundry tubs, floor drains FIXTURES AND APPLIANCES: The installation of plumbing per fixture or stack shall include \$20.00

? MODULAR & PRE-MANUFACTURED STRUCTURES i. Per fixture device or appliance:

installed on site shall be as follows

\$175.00

a SPECIAL DEVICE:

struction), grease traps, interceptors, sewage pump, sump pumps, furnaces (new construction), ac units (new construction) or similar devices ii. All Other Use Groups: i, R5 - the installation of a boiler (hot water or steam)(new con-Pool Heaters, Generators, Backflow Preventors \$75.00 \$100.00

Φ GAS AND/OR OIL PIPING shall be as follows:

i. R-5: ii. All other use groups: LAWN IRRIGATION: \$75.00 \$100.00 \$75.00

ġ SEWER CONNECTION <u>.</u>

ii. All other use groups: \$100.00 \$75.00

\$75.00

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WATER CONNECTION

EXISTING R-3, R-4 AND R-5 HOMES: NEW or REPLACEMENT GAS or OIL FIRED EQUIPMENT IN ii. All other use groups: \$75.00 \$100.00

NEW or REPLACEMENT A/C SYSTEMS IN EXISTING R-3, R-4 \$75.00 AND R-5 HOMES

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ENGINEERED SUPPRESSION SYSTEM the fee shall be: INDEPENDENT PRE-ENGINEERED SYSTEM the fee shall be: INCINERATORS the fee shall be: CREMATORIUMS the fee shall be: SPRAY BOOTHS AND DIPPING OPERATIONS: FUEL DISPENSING UNITS in the case of service stations the fe	supp	) heads: 100 heads: 1-200 heads: 1-400 heads: -1,000 heads: er 1,000 heads:	GAS or OIL FIRED APPLIANCES - NEW CONSTRUCTION OR ALL USE GROUPS EXCEPT R-3, R-4 AND R-5  1st Unit:  2nd and up:  R-3, R-4 AND R-5:	SU	Testable BFP: Pool Drains R-5: Pool Drains/SVRS — All other use groups: Furnace - New or Replacement not subject to 2i: A/C system New or Replacement not subject to 2i: HVAC system New or Replacement not subject to 2i:
\$150.00 \$150.00 \$500.00 \$500.00 \$150.00 \$225.00	ression systems. In comput- outed separately. \$100.00 \$300.00		\$60.00 each \$40.00 each COVERED IN PLUMBING FEE 2i	\$700.00 \$75.00 \$200.00	\$75.00 \$75.00 \$100.00 \$200.00 \$200.00 \$200.00

shall be per island:

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INSTALLATION AND REMOVAL OF STORAGE TANKS

.. R-5: ii. All other use groups: \$75.00 \$200.00 \$100.00

LOW VOLTAGE ALARMS (SUPPLEMENTAL):

\$75.00

Generator installation:

#### 4. **ELECTRIC SUBCODE**

ä MINIMUM FEE: \$75.00

shall be as follows: horsepower or less than one kilowatt, burglar, fire and communication devices etc.), the fee exit signs/lights or similar fixtures, motors or devices of less than 20 amps, less than one switches, electrical discharge fixtures, convenience receptacles, light standards 8 ft or less, FIXTURES OR RECEPTACLES (receptacles and fixtures shall include lighting outlets, wall

i. 1-25: ii. each additional 25 \$10.0C \$60.0C

iii Light standards 9 ft or taller (per light standard): \$25.00

iv. Replacement wiring — 1 branch circuit: \$25.00

vi. Receptacles — 20 to 50 amps (each): v. Household electrical cooking equipment up to 16 KW: \$25.00 \$25.00

vii. Receptacles — 60-100 amps(each): \$58.00

viii. Utility load management devices (each): \$58.00

ix. Burglar, security or fire alarm control device - up to 6 devices: \$50.00 \$75.00

7 or more devices:

x. Motor control center or disconnect means —up to 200 amps: \$58.00

xi. Motor control center or disconnect means —201 to 1000 amps xii. Motor control center or disconnect means —1001 amps or \$125.00 \$576.00

xiii. Dishwasher: \$35.00

xv. Furnaces/air-conditioning systems xiv. Disposal: \$50.00 \$40.00

? 51-100 horsepower: 1-9 horsepower: MOTORS OR ELECTRICAL DEVICES (each) 10-50 horsepower: \$125.00 \$40.00 \$60.00

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POOLS/Hot Tub/Hydro massage tubs/Spas  A) ABOVE-GROUND R-5:  B) INGROUND R-5:  C) All other use groups:  D) E/Q Bond inspection: R-5:	1-5 kilowatts: 6-10 kilowatt: 10-20 kilowatts: 21-50 kilowatts: 51-100: IRRIGATION SYSTEM (includes pump and controller):	use of computing fees above, all motors and plugatrol equipment, generators, transformers and hear generating electrical current.  ICLUDES SOLAR PANES, RACKING, MICRO INDING	0-200 amps: 201-800 amps: CVER 800 amps: EACH ADDITIONAL PANEL: Below does not include cost of service panel (1) Service cable/feeder replacement (up to 200 amps): (2) Service cable/feeder replacement (201—800 amps): (3) Service cable/feeder replacement over 800 amp: (4) Underground service lateral .1-200 amp: (5) Underground service lateral 201-800 amp:	1-10: 11-50: 51-112.5: OVER 112.5: SERVICE ENTRANCE with 1 PANEL & GROUNDING ELECTRO	Township of Barnegat, NJ Ecode360  OVER 100 horsepower: TRANSFORMERS AND GENERATORS Kilowatt or Kilovolt (each):
\$75.00 \$100.00 \$250.00 \$60.00	\$75.00 \$125.00 \$200.00 \$300.00 \$575.00 \$60.00	-in appliances shall be counted ating, cooking or other devices  VERTERS, COMBINERS	\$60.00 \$175.00 \$500.00 \$50.00 \$50.00 \$125.00 \$250.00 \$250.00 \$250.00	\$35.00 \$60.00 \$125.00 \$500.00 RODE SYSTEM	

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REINSTATE A LAPSED CONSTRUCTION PERMIT for each subcode:	ANNUAL ELECTRICAL and PLUMBING CERTIFICATE OF COMPLIANCE (pools / backflow preventers, etc):	CERTIFICATE OF LEAD ABATEMENT:	CERTIFICATE OF COMPLETION FOR ASBESTOS ABATEMENT:	CERTIFICATE OF APPROVAL for equipment having been determined a hazard by N.J.A.C. 5:23-2.23.(i):	TEMPORARY CERTIFICATE OF OCCUPANCY EXTENSION:	(1) Tenant Fit out:	CERTIFICATE OF CONTINUED OCCUPANCY:	CERTIFICATE OF OCCUPANCY for CHANGE OF USE.	CERTIFICATE OF OCCUPANCY 10% of new construction fee or minimum:	CERTIFICATE OF OCCUPANCY FEES AND OTHER PERMITS	A.C. 5:23-	Meter reset/inspection of electrical system, panel and grounding:	CSST Bond:	6-10 Kilowatts	1-5 Kilowatts	SIGNS	Commercial (ON BUILDINGS/TOWERS):	Residential:	SATELLITE DISH / COMMERCIAL ANTENNAS	23 and over kw:	13 to 22 kw:	Generator hookup/transfer switch up to 12 kw:	Pool demo:	Additional pool lights:	*Note-Pool includes 1 light, (light niche, ladder cups, diving board, 1hp) filter, motor and required bonding (Not E/Q Bond).	G) Pool Heater - gas with bond:	F) Pool heater - electric with bond:	E) E/Q bond inspection All other uses:
\$60.00	\$100.00	\$100.00	\$100.00	\$50.00	\$50.00	\$150.00	\$150.00	\$150.00	\$100.00		12.6.	\$100.00	\$60.00	\$60.00	\$35.00		\$100.00	\$50.00		\$500.00	\$200.00	\$100.00	\$60.00	\$15.00	etc. 1 receptacle, 1 (up to	\$25.00	\$40.00	\$150.00

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- established: FEES MISCELLANEOUS for an item for which a fee has not been \$75.00
- <u>~</u> PLAN REVIEW: the fee shall be 20% of the new construction fee
- VARIATIONS APPLICATIONS

Class I buildings: \$600.00

ii. Class II & III buildings \$75.00

3 RESUBMITTED VARIATION FEE

ii. Class II & III buildings Class I buildings \$40.00 \$250.00

₽. ANNUAL PERMITS issued for all Subcodes based on the number of maintenance workers

ii. Over 25 workers, each additional worker: . 1-15 workers: \$250.00 \$800.00

0 paid to State of NJ: TRAINING REGISTRATION fee per subcode for annual permits \$175.00

p. State of NJ TRAINING CERTIFICATION AND TECHNICAL support shall be a surcharge paid Q

New construction cubic feet times \$.00371

ii. Alterations except demolitions, \$1,000.00 per estimated cost: \$1.90

Change of Contractor: iii. Minimum surcharge

\$1.00

## WAIVER OF CONSTRUCTION PERMIT FEE

- or entrance doorway. person, shall not be required to pay a fee in order to secure a construction permit for a ramp existing residential private structure. A disabled person, or a parent or sibling of a disabled promote accessibility such as a ramp or entrance doorway only, for a disabled persons to an construction, reconstruction, alteration or improvement designed or under taken solely to As per N.J.A.C. 52:27D-126e, no person shall be charged a construction permit fee for the
- 0 limited to, any resident of this State who is disabled pursuant to the Federal Social Security Act of 1974 (42 U.S.C. 231 et seq.), or is rated as having 60% disability or highest pursuant to any Federal law administered by the United States Veterans' Act. For purposes of this shall be considered as having a central visual acuity of 20/20 or less. use of a correcting lens. An eye which is accompanied by a limitation in the field vision such paragraph "blindness" means central visual acuity of 20/20 or less in the better eye with the that the widest diameter of the visual field subtends an angle no greater than 20 degrees terminable physical or mental impairment, including blindness, and shall include, but not be manent inability to engage in any substantial gainful activity by reason of any medically de-For the purpose of this section, "disabled person" means a person who has the total and per-

- Ψ. Construction Code Act. agency and any other expenses of the municipality fairly attributable to the enforcement of the State Uniform Report. The Construction Official shall, with the advice of the subcode officials, prepare and submit to the [Amended 5-7-12 by Ord. No. 2012-16] Township Committee biannually, a report recommending a fee schedule based on the operating expenses of the
- C. Surcharge fee. [Amended 5-7-12 by Ord. No. 2012-16]
- In order to provide for the training, certification and technical support programs required by the Uniform Commissioner of the Department of Community Affairs) the enforcing agency shall collect, in addition to fees specified, a surcharge fee as established from time to time by the New Jersey Department of Community Affairs. Said surcharge fee shall be remitted to the Bureau of Housing Inspections, Department of Community Affairs, on a quarterly basis for the fiscal quarters ending September 30, December 31, is due. In the fiscal year in which the regulations first become effective, said fee shall be collected and March 31 and June 30, and not later than one (1) month next succeeding the end of the quarter for which it [Amended 11-6-00 by Ord. No. 2000-47] remitted for the third and fourth quarters only. Construction Code Act and the regulations, ("the regulations" refers to the regulations established by the
- fiscal year in which the regulations first become effective, said report shall be for the third and fourth The enforcing agency shall report annually at the end of each fiscal year to the Bureau of Housing Inspections, and not later than July 31, the total amount of surcharge fee collected in the fiscal year. In the quarters only.
- D. Permit and inspection fee waivers. Whenever the Construction Code Officials of the Township of Barnegat determine that, pursuant to N.J.A.C. 5:23-6.1 et seq., the eligibility of a proposed solar heating and cooling system pursuant to the standards promulgated under N.J.A.C. 14A:4-1 et seq., the normal permit and inspection fees as set forth hereinabove shall be waived. [Added 5-19-80 by Ord. No. 1980-19; amended 5-7-12 by Ord. No. 2012-16]
- Ш Exemption for certain nonprofit organizations. [Added 5-19-80 by Ord. No. 1980-19; amended 5-7-12 by Ord. No. 2012-16]
- The municipal government and the various autonomous local units of government of the Township of Barnegat are hereby exempted from the payment of building permit fees
- 2 The Township of Barnegat's first aid squads and volunteer fire departments are hereby exempt from the payment of building permit fees.
- (<u>3</u> Those churches and synagogues recognized by the United States Government Internal Revenue Service related to the operation and/or maintenance of the religious functions of said churches or synagogues edifices are hereby exempted from payment of building permit fees where such construction is directly as being exempt from income tax, and also being bona fide recognized churches, synagogues or religious

4 The waiver of building fees as stated hereinabove does not exempt the above-exempted parties from applying for and receiving a building permit. They are exempted only from payment of fees for same

§ 39-3. Fire limits.

The Construction Official shall prepare and submit to the Township Committee, biannually, a report reevaluating the delineation of the fire limits. This report shall indicate the recommendations of the Construction Official, the Buildings Official and the Fire Subcode Official regarding those areas which should be designated as within fire limits, with the reasons therefor.

§ 39-4. Repealer.

All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

§ 39-5. Effective date

This ordinance shall take effect on January 1, 1977.

§ 39-6. BOCA International Property Maintenance Code

[Added 12-31-84 by Ord. No. 1984-32; amended 11-6-00 by Ord. No. 2000-47]

- ⋗ Purpose. The purpose of this ordinance is to adopt a Property Maintenance Code in and for the Township of Barnegat in order to protect the health, safety and welfare of our township residents.
- $\overline{\omega}$ Adoption of Code. The Building Officials and Code Administrators (BOCA) International Property Maintenance Code together with any change or supplement thereto is adopted and incorporated herein as if fully set forth at
- 9 Copies on file. Three (3) copies of the Building Official's and Code Administrator's (BOCA) International Property Maintenance Code have been placed on file in the office of the Township Clerk and will remain on file there for the use and examination of the public. Copies shall be available for purchase at a cost determined by a resolution of the governing body of Barnegat Township.
- D. [Amended 7-5-16 by Ord. No. 2016-18] The following sections of the International Property Maintenance Code are hereby revised:

Section 101.1:

Insert: Barnegat.

Section 303.14: Insert: May 1— October 1.
Section 602.3: Insert: October 1 — May 1.
Section 602.4: Insert: October 1 — May 1.

Ш as not to cause a blighting problem or adversely affect the public health or safety. [Added 7-5-16 by Ord. No. 2016-18] All structures and land shall be maintained in a clean, safe, secure and sanitary condition as provided herein so

ot premises § 39-7. Maintaining premises during new construction, alteration or rebuilding

[Added 9-2-86 by Ord. No. 1986-28]

- Purpose. The purpose of this ordinance is to ensure that at the time a new building or structure is being erected clear of debris by being properly stored in a dumpster. [Amended 11-6-00 by Ord. No. 2000-47] or a building or structure is being renovated or altered that the site around said construction area is free and
- $\bar{\omega}$ A structure being altered or renovated is herein defined as an existing structure being changed or altered so as to necessitate the obtaining of a building permit pursuant to the New Jersey Uniform Construction Code.
- 0 During the renovation or alteration of a structure, all materials being "torn out" or "removed" shall be properly stored in a dumpster at said site or, in the alternative, immediately removed from the site.
- O This section does not apply to the storage of new construction materials which must be neatly stacked or placed upon the property in question and shall be limited to those materials to be installed in the newly renovated or altered structure

§ 39-8. Permit to be filed.

[Added 3-7-88 by Ord. No. 1988-9]

state or county entity or agency shall commence until a copy or copies of such permits or authorizations are filed with the Construction Official and Zoning Officer of Barnegat. Failure of any individual corporation or partnership to file said permits with the Construction Official and the Zoning Officer shall be considered a violation of the within ordinance. No development or construction or any activity related thereto, authorized under any permit issued by a federal

§ 39-9. Violations and penalties.

penalties: Any person who violates any one or more sections of this chapter shall be subject to the following fines and [Added 3-7-88 by Ord. No. 1988-9; amended 7-9-2020 by Ord. No. 2020-9]

- First offense: a fine of \$500
- $\bar{\omega}$ Jail. Second or subsequent offense: a fine of \$1,000 for each offense or 90 days of confinement in the Ocean County
- $\Omega$ Each violation shall be a separate offense and subject the violator to a separate penalty
- . D Any person charged with two or more offenses shall require a mandatory court appearance

### § 39-10. Construction code services

### [Added 7-2-90 by Ord. No. 1990-21]

- ⋗ County of Ocean, designating the County of Ocean as the agent of the municipality for the provision of construction code services required in the provisions of the Uniform Construction Code Act, N.J.S.A. 52:27D-The Mayor and Township Clerk are hereby authorized and directed to enter into and execute a contract with the 119 et seq. and the regulations promulgated thereunder.
- $\overline{\omega}$ A copy of said contract is on file and available for public inspection during normal business hours at the Township Clerk's which is located at 900 West Bay Avenue.

# § 39-11. Payment of all fees before building permit is issued

unit reimbursement amounts (URAs), storm water management fees, as well as any and all affordable housing fees but not be limited to all fees referenced herein above as well as all connection fees and sanitary sewer and water [Added 5-3-16 by Ord. No. 2016-10] No person shall be issued a building permit unless any and all fees are paid in full in advance. All fees will include