

Introduced: 10/13/2020  
Public Hearing: 11/10/2020  
Adoption: 11/10/2020

**TOWNSHIP OF TEWKSBURY  
HUNTERDON COUNTY, NEW JERSEY  
ORDINANCE NO. 11-2020**

**AN ORDINANCE OF THE TOWNSHIP OF TEWKSBURY, HUNTERDON  
COUNTY, NEW JERSEY AMENDING AND MODIFYING TITLE 8,  
HEALTH AND SAFETY, OF THE CODE OF ORDINANCES OF THE  
TOWNSHIP OF TEWKSBURY**

**WHEREAS**, the Township of Tewksbury (the “Township”) charges fees for certain fire safety inspections; and

**WHEREAS**, the Township issues fire safety permits for certain hazardous activities; and

**WHEREAS**, the Township Committee finds and declares that it is in the best interest of the Township and its residents to clarify the inspection fee requirements for smoke-sensitive alarms, carbon monoxide devices and fire extinguishers; and

**WHEREAS**, the Township Committee further finds and declares that it is in the best interest of the Township and its residents to clarify the categories of fire safety permits and their associated fees.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Tewksbury, Hunterdon County, New Jersey, as follows:

**SECTION 1.** Title 8, Health and Safety, Chapter 8.12, Smoke-Sensitive Alarm and Carbon Monoxide Devices and Fire Extinguishers, Section 8.12.070, Inspection, of the Code of Ordinances of the Township of Tewksbury is hereby amended as follows:

8.12.70 – Inspection.

- A. The owner of any structures referred to in this chapter, which require the installation of devices, shall be required to order an inspection prior to the sale, lease or change in occupancy of such structures to verify compliance with the terms hereof by the Township Fire Official. The cost of the inspection shall be based upon the amount of time remaining prior to the change in occupancy, as follows:

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1. Inspection request received by the Township four (4) or more business days prior to a change in occupancy: \$45.00.
2. Inspection request received by the Township fewer than four (4) business days prior a change in occupancy: \$125.00.

B. All certificates, inspections and fees required under this Section 8.12.070 shall be subject and subordinate to the current provisions of the New Jersey Uniform Fire Code, N.J.A.C. 5:70-1, et seq.

**SECTION 2.** Section 8, Health and Safety, Chapter 8.16, Fire Prevention, Section 8.16.043, Fire Safety Permits, of the Code of Ordinances of the Township of Tewksbury is hereby amended as follows:

8.16.043 – Fire safety permits.

- A. Fire safety permits shall be issued by the Township Fire Official in accordance with the New Jersey Uniform Fire Code, N.J.A.C. 5:70-1, et seq., and this Chapter, and shall be subject to the following fees:
1. Type 1 - \$54.00  
Required for bonfires and open burning, use of any open flame at any public gathering, storage or handling of any flammable or combustible liquid less than 660 gallons, tents larger than 900 sq. ft.
  2. Type 2 - \$214.00  
Required for carnivals employing mobile enclosed structures, storage of liquid propane (LP) gas cylinders when part of a cylinder exchange program.
  3. Type 3 - \$427.00  
Required for storage or discharging fireworks.
  4. Type 4 - \$641.00  
Required for storage and handling of flammable or combustible liquids more than 660 gallons, or storage of flammable or nonflammable compressed gases of more than 2,000 cu. ft.

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- B. The examples of activities for each type of permit listed in this Section 8.16.043 are those most common, but are not inclusive of all activities covered by the permit specified.
- C. The fire safety permit fees set forth in this Section 8.16.043 shall be subject and subordinate to the current provisions of the New Jersey Uniform Fire Code, N.J.A.C. 5:70-1, et seq.
- D. The fire safety permit fees set forth in this Section 8.16.043 shall not apply to non-profit or charitable organizations registered with the Internal Revenue Service or New Jersey Division of Consumer Affairs.
- E. Nothing in this Section 8.16.043 shall be deemed to waive or mitigate any other permits or fees required by the Township pursuant to the New Jersey Uniform Fire Code, N.J.A.C. 5:70-1, et seq., this Code of Ordinances, or otherwise.

**SECTION 3.** All actions of the Township taken prior to the date of adoption hereof contemplated by this Ordinance are hereby ratified and approved.

**SECTION 4.** If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any remaining part thereof.

**SECTION 5.** All Ordinances or parts of Ordinances of the Township of Tewksbury heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 6.** This Ordinance shall take effect immediately upon its final passage, approval and publication as provided by law.

I HEREBY CERTIFY the above to be a true copy of an Ordinance introduced by the Township Committee of the Township of Tewksbury at a duly convened meeting held on October 13, 2020 and adopted on November 10, 2020.

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Jennifer Ader  
Acting Township Clerk