

**TOWNSHIP OF LONG HILL
ORDINANCE 521-23
AN ORDINANCE CONCERNING LOCAL ENFORCEMENT OF THE UNIFORM FIRE CODE AND
AMENDING CHAPTER 17 OF THE TOWNSHIP CODE ENTITLED "FIRE PREVENTION"**

WHEREAS, Chapter 17 of the Township Code entitled, "Fire Prevention" has not been updated since 2002; and

WHEREAS, Township Fire Official Don Huber has totally rewritten Sections 17-1 through 17-3 of Chapter 17;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey that Chapter 17 of the Township Code entitled "Fire Prevention" is hereby supplemented and amended as follows:

Section 1. Section 17-1 entitled, "Local Enforcement of Uniform Fire Code", Section 17-2 entitled, "Bureau of Fire Prevention", and Section 17-3 entitled "Local Regulations" are hereby repealed and replaced with a new Section 17-1 entitled, "Local Enforcement of Uniform Fire Code" , a new section 17-2 entitled, "Bureau of Fire Prevention; Local Regulations" and a new section 17-3 entitled, "Bureau of Fire Prevention: General Provisions" as set forth on the attached ordinance which is incorporated herein by reference, are hereby adopted.

Section 2. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 3. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 4. This ordinance shall take effect immediately upon final passage and publication as required by law.

ATTEST


Megan Phillips, RMC


Scott Lavender, Mayor

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1st Publication: Echoes Sentinel August 24, 2023

Second Reading and Adoption: September 13, 2023

2nd Publication: Echoes Sentinel September 13, 2023

CHAPTER XVII FIRE PREVENTION

17-1 LOCAL ENFORCEMENT OF UNIFORM FIRE CODE.

17-1.1 *Definitions.*

As used in this Chapter:

Act shall mean the Uniform Fire Safety Act. (N.J.S.A. 52:27D-192 et seq.).

Code shall mean the Uniform Fire Code adopted as N.J.A.C. 5:70.

Department of Community Affairs shall mean the State Department authorized by law to regulate the enforcement of the Uniform Fire Code.

Division of Fire Safety shall mean the State agency within the Department of Community Affairs responsible to oversee the statewide implementation and management of the Uniform Fire Code.

Local Enforcing Agency shall mean the Bureau of Fire Prevention established in Section 17-1.2 of this Chapter.

Fire Official shall mean a person certified by the Commissioner of the Department of Community Affairs and appointed or designated to direct the enforcement of the Code by the appointing authority of a local enforcing agency pursuant to N.J.A.C. 5:71-3.2. Pursuant to the provisions of N.J.A.C. 5:71-1.4 entitled "Definitions" (Chapter 71 of the Code entitled "Fire Code Enforcement") the term "fire official" used in this Chapter and throughout the Township Code shall be synonymous with the term "fire marshal".]

Chief Administrative Official shall mean the Township Administrator.

Fire Inspector shall mean a person working under the direction of the Fire Official who is certified by the Commissioner of the Department of Community Affairs and appointed or designated to enforce the Code by the Township Committee.

Fire Subcode Official shall mean the official appointed pursuant to the New Jersey Uniform Construction Code to enforce the Fire Protection Subcode.

Life hazard use shall mean any life hazard use designated by the Code as defined in N.J.A.C. 5:70-1.5.

Owner shall mean a person who owns, purports to own, manages, rents, leases, or exercises control over a building, structure, premises or use or any portion thereof.
(Ord. No. 19-85; 1967 Code § 34-29; Ord. No. 103-02 § 2)

False/Nuisance Alarm shall mean an active "no-cause" security, fire, smoke, carbon monoxide, or sprinkler system alarm/detector determined to be accidental, malfunctioning, nuisance, or purposefully false in nature and for which an alarm activation originating from a property within the Township of Long Hill is transmitted with the intention to be received by the Long Hill Police and/or Fire Department.

Rapid Access Key Box a.k.a. Knox Box shall mean an approved, small, wall-mounted safe that holds building keys and information for rapid, non-destructive entry into an occupancy by Township Police, Fire Department and/or Fire Official.

Connection Security Caps shall mean approved metal or plastic caps or plugs used to cover the inlets (to prevent debris from accumulating inside the inlets) on a Fire Department Connection (FDC) on the exterior or interior of a building that typically supplies a sprinkler or standpipe system to which the local fire department connects their fire hoses to during a fire, training exercise or other official action.

Fire Department shall mean the central local emergency response agency also known as the "Long Hill Township Fire Department" composed of the Millington Volunteer Fire Company and the Stirling Volunteer Fire Company and any other fire personnel, fire company or companies that may hereafter be incorporated into the Township Fire Department by approval of the Township Committee and established by the Township Committee for the purpose of providing fire suppression, rescue, ventilation, overhaul, salvage and other services that may include but not be limited to hazardous material response, fire prevention activities, providing fire mutual aid, assisting local Police, Public Works, Rescue Squad and other local agencies and special services as needed.

17-1.1 Enforcement.

Pursuant to the Uniform Fire Safety Act (N.J.S.A. 52:27D-202), the New Jersey Uniform Fire Code (N.J.A.C. 5:70) shall be locally enforced in the Township. (Ord. No. 19-85; 1967 Code § 34-29; Ord. No. 103-02 § 2).

17-1.2 Creation.

Pursuant to N.J.A.C. 5:71-2.3, there is hereby created the Long Hill Township Bureau of Fire Prevention which shall serve as the local enforcing agency. (Ord. No. 103-02 § 2).

17-1.3 Composition.

The Bureau of Fire Prevention shall consist of the Fire Official a.k.a. Fire Marshal, who shall be responsible for reporting directly to the Chief Administrative Official or designee. The Bureau may also be supported by how ever many fire inspectors and/or staff personnel as may be duly appointed by the Township Committee.

17-1.4 Life Hazard Uses.

The local enforcing agency shall carry out the periodic inspections of life hazard uses required by the Code on behalf of the Commissioner of Community Affairs. (Ord. No. 19-85; 1967 Code § 34-29; Ord. No. 103-02 § 2)

17-1.4A Non-Life Hazard Uses.

In addition to the registrations required by the Uniform Fire Code, the following non-life hazard uses shall register with the Bureau of Fire Prevention. These uses shall be inspected periodically and pay an annual fee. The fee is not to be applied for life hazard uses as defined in the Uniform Fire Code.

- a. *Assembly.*

A-1	Eating establishment under 50	\$50.00
A-2	Take-out food service (no seating)	\$50.00
A-3	Church or synagogue	\$25.00
A-4	Recreation centers, multi-purpose rooms, etc. fewer than 50	\$50.00
A-5	Courtrooms, libraries, fraternal organizations, condominium centers fewer than 50	\$50.00
A-6	Senior citizen centers fewer than 50	\$50.00

b. *Business/Professional.*

B-1	Professional use 1 & 2 story less than 5,000 sq. ft. per floor	\$50.00
B-2	1 & 2 story more than 5,000 sq. ft. less than 10,000 sq. ft. per floor	\$50.00
B-3	1 & 2 story more than 10,000 sq. ft.	\$75.00
B-4	3 to 5 story less than 5,000 sq. ft. per floor	\$100.00
B-5	3 to 5 story more than 5,000 sq. ft. less than 10,000 sq. ft. per floor	\$150.00
B-6	3 to 5 story over 10,000 sq. ft. per floor	\$200.00

c. *Retail (mercantile).*

M-1	1 & 2 story less than 5,000 sq. ft. per floor	\$125.00
M-2	1 & 2 story more than 5,000 sq. ft. less than 10,000 sq. ft.	\$150.00
M-3	1 & 2 story more than 10,000 sq. ft. per floor	\$175.00

M-4	3 to 5 story less than 5,000 sq. ft. per floor	\$200.00
M-5	3 to 5 story more than 5,000 sq. ft. less than 10,000 sq. ft.	\$225.00
M-6	3 to 5 story over 10,000 sq. ft.	\$250.00
M with the exception of hardware store 3,000 sq. ft., retail store over 12,000 sq. ft. are life hazard uses.		

d. *Manufacturing (factory)*

F-1	1 & 2 story less than 5,000 sq. ft. per floor	\$75.00
F-2	1 & 2 story more than 5,000 sq. ft. less than 10,000 sq. ft. per floor	\$100.00
F-3	1 & 2 story more than 10,000 sq. ft.	\$150.00
F-4	3 to 5 story less than 5,000 sq. ft. per floor	\$175.00
F-5	3 to 5 story more than 5,000 sq. ft. less than 10,000 sq. ft.	\$200.00
F-6	3 to 5 story over 10,000 sq. ft.	\$250.00
F exception life hazard uses.		

e. *Storage S-1 (moderate hazard S-1, low hazard S-2)*

S-1	1 & 2 story less than 5,000 sq. ft. per floor	\$50.00
S-2	1 & 2 story more than 5,000 sq. ft. less than 10,000 sq. ft. per floor	\$100.00
S-3	1 & 2 story more than 10,000 sq. ft.	\$150.00
S-4	3 to 5 story less than 5,000 sq. ft. per floor	\$175.00
S-5	3 to 5 story more than 5,000 sq. ft. less than 10,000 sq. ft.	\$200.00
S-6	3 to 5 story over 10,000 sq. ft.	\$250.00

S exception life hazard uses.

f. Residential (LEA listed with multi-family) BHI

Fee is for each building

Res-1	1 to 6 units	\$25.00
Res-2	7 to 12 units	\$50.00
Res-3	13 to 20 units	\$75.00
Res-4	21 to 50 units	\$100.00
Res-5	for each additional unit	\$2.00

(Ord. No. 192-06 § 1; Ord. No. 335-2014; Ord. No. 339-2014)

17-1.5 Fire Official.

a. *Appointment.* At its annual reorganizational meeting, the Township Committee shall appoint a certified Fire Official to serve as the chief administrator of the Bureau of Fire Prevention.

b. *Certification.* No person shall be appointed as Fire Official unless that person is certified pursuant to the provisions of N.J.A.C. 5:71-4.3.

c. *Salary.* The salary of the Fire Official shall be set by the Township Committee by ordinance.

d. *Term.* The Fire Official shall serve for a term of one (1) year or until the appointment of a qualified successor.

e. *Duties.* The Fire Official shall serve as the chief administrator of the agency and shall establish the day-to-day operating routines of the agency and shall coordinate the activities of any inspectors or other staff. The Fire Official shall perform those duties set forth in N.J.A.C. 5:71-3.3(a) and (b) as follows:

1. The Fire Official shall enforce the Code and the regulations and shall:
 - (a) Maintain certification with the Division of Fire Safety pursuant to N.J.A.C. 5:71-4;
 - (b) Ensure that notices of violations are served whenever inspections reveal violations;
 - (c) Provide that permit applications are available and assist the public on preparing them when necessary;
 - (d) Review all permit applications for completeness as to form;
 - (e) Ensure that the inspection required for the issuance of a permit is performed in a timely manner;
 - (f) Ensure that no activity or use which requires a permit is carried out without one;
 - (g) Ensure that all life hazard uses are registered;
 - (h) Assist the Division of Fire Safety when requested, with any registration survey;
 - (i) Coordinate with the fire subcode official where work to be done to comply with the Fire Code requires a construction permit;

- (j) Collect all fees and penalties due the local enforcing agency and ensure that they are properly accounted for;
- (k) Ensure that all requests for variances are properly prepared, documented and approved or denied in a timely manner;
- (l) Ensure that all appeals are promptly referred to the Construction Code Board of Appeals;
- (m) Record all notices of violation and determine the amount of all penalties for noncompliance;
- (n) Ensure that a report of every inspection is completed and properly filed;
- (o) Take reasonable measures to determine when imminent hazards exist and enforce the law as provided for by the Code;
- (p) File such reports as the Division of Fire Safety may from time to time require;
- (q) Supervise the work of any assigned inspectors or enforcement personnel to ensure compliance with the Code, completeness and accuracy;
- (r) Ensure that any agency staff members requiring certification have been certified;
- (s) Ensure that the procedures of the local enforcing agency conform to the requirements of the Code and the regulations;
- (t) Prepare and obtain reports required by the regulations;
- (u) Attend meetings and hearings as required by the Code and the regulations;
- (v) Coordinate the activities of the local enforcing agency with other Code enforcement agencies and State agencies having a related interest or responsibility;
- (w) Carry out such other functions as are necessary and appropriate to the position of fire officials;
- (x) Respond to and cause to be investigated any complaints brought under the State Fire Code;
- (y) Investigate, or cause to be investigated, every reported fire or explosion occurring within the jurisdiction that involves the loss of life or serious injury or causes destruction or damage to property. Such investigation shall be initiated immediately upon the occurrence of such fire or explosion; and if it appears that such an occurrence is of a suspicious nature, the fire official shall take charge immediately of the physical evidence, and in order to preserve any physical evidence relating to the cause or origin of such fire or explosion, take means to prevent access by any person or persons to such building, structure or premises until such persons designated by law to pursue investigations into such matters become involved and shall further cooperate with such authorities in the collection of evidence and prosecution of the case.

2. Whenever a fire death occurs within the jurisdiction of a local enforcing agency, the Fire Official shall notify the Division of Fire Safety via telephone within forty-eight (48) hours of the death. A Fire Incident and Casualty report shall be forwarded to the Division of Fire Safety within thirty (30) days.

(N.J.A.C. 5:18A-3.3; 1967 Code § 34-34; Ord. No. 19-85; Ord. No. 103-02 § 2)

17-1.6 Fire Inspectors.

a. *Appointment.* At its annual reorganizational meeting, the Township Committee may appoint a certified person to serve as a Fire Inspector.

b. *Certification.* No person shall be appointed as Fire Inspector unless that person is certified pursuant to the provisions of N.J.A.C. 5:71-4.

c. *Salary.* The salary of the Fire Inspector shall be set by the Township Committee by ordinance.

d. *Term.* The Fire Inspector shall serve for a term of one (1) year or until the appointment of a qualified successor.

e. *Duties.* The Fire Inspector shall enforce the Code and the regulations under the direction of the Fire Official and shall:

1. Maintain certification with the Division of Fire Safety pursuant to N.J.A.C. 5:71-4;
 2. Conduct field surveys to identify and register life hazard uses;
 3. Conduct fire inspections to ensure compliance with the Code;
 4. Where authorized to do so by the Fire Official, prepare violation notices and orders to abate and serve to the public;
 5. Witness the testing of installed detection and protection systems as required by the Code;
 6. Read, interpret and apply codes, standards and regulations, including issuing permits;
 7. Meet with owners and occupants to explain violations and hazards; and
 8. Carry out such other functions as are necessary and appropriate to the position of Fire Inspector.
- (Ord. No. 103-02 § 2)

17-1.7 Fees.

a. *Uniform Fire Code Fees.* Permit fees shall be determined pursuant to 5:70-2.9 of the Uniform Fire Code and shall be amended to be as follows:

- Type 1 \$54.00
- Type 2 \$214.00
- Type 3 \$427.00
- Type 4 \$641.00

b. *Fees for Inspection and Certificate of Smoke Alarm and Carbon Monoxide Alarm and Portable Fire Extinguisher Compliance.* The application fee for a certificate of smoke alarm, carbon monoxide alarm and portable fire extinguisher compliance (CSACMAPFEC), as required by N.J.A.C. 5:70-2.3, shall be based upon the amount of time remaining before the change of occupant is expected, as follows:

1. Requests for a CSACMAPFEC
received more than 10 business days prior to the change of occupant: \$100.00
Reinspection fee \$25.00 each
2. Requests for a CSACMAPFEC

received 4 to 10 business days prior to the change of occupant: \$140.00
Reinspection fee \$50.00 each

3. Requests for a CSACMAPFEC
received fewer than 4 business days prior to the change of occupant: \$211.00
Reinspection fee \$100.00 each

No-Show Reinspection Fee \$50.00

- c. *Fees for Carnival Registrations.* The annual application fee for a carnival registration fee shall be as follows:

1. For 10 or fewer locations: \$77.00
2. For 11 to 25 locations: \$116.00
3. For 26 or more locations: \$155.00

- d. *Additional Fees for Weekend and Holiday Inspections.* In addition to the fees set forth above, there shall be an additional fee of forty (\$40.00) dollars per hour or any part thereof for any inspections conducted outside of normal business hours or on any Saturday, Sunday or Township holiday.

(Ord. No. 19-85; Ord. No. 26-91 § 1; 1967 Code § 34-36; Ord. No. 62-00 § 1; Ord. No. 103-02 § 2; Ord. No. 130-03 § 1; Ord. No. 139-03 § 1; Ord. No. 334-2014); Ord. No. 407-2017)

17-2 BUREAU OF FIRE PREVENTION: LOCAL REGULATIONS

17-2.1 Blocking Fire Hydrants and Connections Unlawful.

a. It shall be unlawful to obscure from view, damage, deface, obstruct or restrict the access to any fire hydrant or any Fire Department connection for the pressurization of fire suppression systems, including fire hydrants and Fire Department connections that are located on public or private streets and access lanes or on private property.

b. If, upon the expiration of the time mentioned in a Notice of Violation, obstructions or encroachments are not removed, the Fire Official shall proceed to remove the same. Cost incurred in the performance of necessary work shall be paid from the municipal treasury on certificate of the Fire Official and with the approval of the Chief Administrative Official; and the legal authority of the municipality shall institute appropriate action for the recovery of such costs.

(Ord. No. 77-20; 1967 Code § 34-18)

17-2.2 Permit Required for Use of Hydrant; Exception.

A person shall not use or operate any fire hydrant intended for use of the Fire Department for fire suppression purposes unless such person first secures a permit for such use from the Fire Official and the water company having jurisdiction. This subsection shall not apply to the use of such hydrants by a person employed by and authorized to make such use by the water company having jurisdiction. (Ord. No. 77-20; 1967 Code § 34-19)

17-2.3 Public Water Supply.

In consultation with the local Volunteer Fire Chiefs, the local Subcode Official and the serving water utility, the Fire Official shall recommend to the Chief Administrative Official of the municipality the location or relocation of new or existing fire hydrants and the placement or replacement of inadequate water mains located upon public property and deemed necessary to provide an adequate fire flow and distribution

pattern. A fire hydrant shall not be placed into or removed from service until approved by the Fire Official. (Ord. No. 77-20; 1967 Code § 34-20)

17-2.4 Yard Systems.

All new and existing shipyards, oil storage plants, lumberyards, amusement or exhibition parks and educational or institutional complexes and similar occupancies and uses involving high fire or life hazards and which are located more than one hundred fifty feet (150') from a public street or which require quantities of water beyond the capabilities of the public water distribution system shall be provided with properly placed fire hydrants. Such fire hydrants shall be capable of supplying fire flows as required by the Fire Official and shall be connected to a water system in accordance with accepted engineering practices. The Fire Official shall designate and approve the number and location of fire hydrants. The Fire Official may require the installation of sufficient fire hose and equipment housed in accordance with the approved rules and may require the establishment of a trained fire brigade when the hazard involved requires such measures. Private hydrants shall not be placed into or removed from service until approved by the Fire Official. (Ord. No. 20-77; 1967 Code § 34-21)

17-2.5 Maintenance of Fire Appliances.

A person shall not obstruct, remove, tamper with or otherwise disturb any fire hydrant or fire appliance required to be installed or maintained under the provisions of the Fire Prevention Code, pursuant to the Uniform Construction Code and/or maintained pursuant to the Uniform Fire Code, except for the purpose of extinguishing fire, training or testing purposes, recharging or making necessary repairs or when permitted by the Fire Official. Whenever a fire appliance is removed as herein permitted, it shall be replaced or reinstalled as soon as the purpose for which it was removed has been accomplished. Defective and non-approved fire appliances or equipment shall be replaced or repaired as directed by the Fire Official. (Ord. No. 20-77; 1967 Code § 34-22)

17-2.6 Sale of Defective Fire Extinguishers.

A person shall not sell, trade, loan or give away any form, type or kind of fire extinguisher which is not approved by the Fire Official or which is not in proper working order or the contents of which do not meet the requirements of the Fire Official. The requirements of this section shall not apply to the sale, trade or exchange of obsolete or damaged equipment for junk, and these units are to be permanently disfigured or marked with a permanent sign identifying the unit as junk. (Ord. No. 20-77; 1967 Code § 34-23)

17-2.7 Mandatory Rapid Access Key Boxes for Fire Suppression and Standpipe Systems.

When a building within the Township is protected by an automatic fire suppression or standpipe system it shall be equipped with a rapid access key box. The key box shall be at a location approved by the Fire Subcode Official and/or Fire Official. The key box shall be a UL type and size approved by the Fire Subcode Official and/or Fire Official. (Ord. No. 231-08 § 1)

17-2.7A Discretionary Rapid Access Key Boxes for Automatic Alarm Systems.

When a building is protected by an automatic alarm system and/or access to or within a building, or an area within that building, is unduly difficult because of secured openings, and where immediate access is necessary for life saving or firefighting purposes, the Fire Subcode Official and/or Fire Official may require a rapid access key box to be installed at a location approved by the Fire Subcode Official and/or Fire Official. The key box shall be a UL type and size approved by the Fire Subcode Official and/or Fire Official. (Ord. No. 231-08 § 1)

17-2.7B Contents of Rapid Access Key Boxes.

The rapid access key boxes shall contain the following:

- a. Keys to locked points of egress, whether in interior or exterior of such buildings;
- b. Keys to the locked mechanical rooms;
- c. Keys to the locked elevator rooms;
- d. Keys to the elevator controls;

- e. Keys to any fence or secured areas;
- f. Keys to any other area that may be required by the Police Department, Fire Department, Fire Official, or other emergency response personnel;
- g. A card containing the key legend, emergency contact people and phone numbers for such persons.

In addition, a floor plan of the rooms within the building may be required.
(Ord. No. 231-08 § 1)

17-2.7C Security Padlock Key Boxes.

When a property is protected by a locked fence or gate and where immediate access to the property is necessary for life saving or firefighting purposes, the Fire Subcode Official and/or Fire Official may require a security padlock key box to be installed at a location approved by the Fire Subcode Official and/or Fire Official. The padlock key box shall be UL type and size approved by the Fire Subcode Official and/or Fire Official. (Ord. No. 231-08 § 2)

17-2.7D Key Box Tamper Switch.

The Fire Subcode Official and/or Fire Official may require a key box tamper switch connected to the building's fire/security alarm system. (Ord. No. 231-08 § 2)

17-2.7E Connection Security Caps.

When a building is protected by an automatic sprinkler system or standpipe system and the Fire Department connection is exposed to undue vandalism the Fire Subcode Official and/or Fire Official may require that a Fire Department connection security cap(s) be installed. The Fire Department connection security cap(s) shall be a type approved by the Fire Subcode Official and/or Fire Official. (Ord. No. 231-08 § 1)

17-2.7F Non-applicability to Certain Dwellings.

The term "building" used herein means any building or structure located in the Township, whether privately or publicly owned, including, without limitation, any building owned by the Township of Long Hill, the Long Hill Board of Education, or any other public, quasi-public, or private entity or person provided however that this section shall not apply to owner occupied one- and two-family dwellings. (Ord. No. 231-08 § 1)

17-2.7G Time for Compliance.

All affected existing buildings shall comply with this section within six (6) months from its effective date. All newly constructed affected buildings, not yet occupied or buildings currently under construction and all affected buildings or businesses applying for a certificate of occupancy, shall comply immediately. (Ord. No. 231-08 § 1)

17-2.8 False/Nuisance Alarm Conditions.

In the event the Long Hill Police, Fire Department or Fire Official responds to an active "no-cause" security, fire, smoke, carbon monoxide, or sprinkler system alarm/detector within the Township limits that is determined to be accidental, malfunctioning, nuisance, or purposefully false in nature, the responsible party shall be subject to a service fee to be paid to the Township of Long Hill by the person, persons, corporation, owner, lessee or entity responsible for the occupancy or property in which an alarm/detector system has been installed and by which the false alarm signal has been transmitted from said property in the Township of Long Hill intended to alert the Long Hill Police, Fire Department or Fire Official.

There will be no penalty for the first and second false alarm in a calendar year (January 1 to December 31). For all subsequent false alarms in that same calendar year, the owner of the property at which the device is located or at which the false alarms otherwise occur, shall pay a penalty in accordance with the following schedule:

	RESIDENTIAL	COMMERCIAL & INSTITUTIONAL
3 rd false alarm	\$100.00	\$100.00

4th & succeeding \$250.00

\$500.00

Nothing contained in this section shall limit or restrict the Fire Official's authority to cite additional Violation Notices, Orders to Correct, and issue penalties in accordance to the tenets of the Uniform Fire Code and the Municipal Code of the Township of Long Hill.

17-3 BUREAU OF FIRE PREVENTION: GENERAL PROVISIONS

17-3.1 Penalty.

Any individual, individuals, corporations, owners, lessees or other responsible parties who violate the terms of this section may be subject to fines and penalties in accordance with the penalties set out in the Uniform Fire Code and the regulations promulgated by the Department of Community Affairs. In addition, any individual, corporation or other entity who violates the terms of this section shall upon conviction be liable to the penalties stated in Chapter I, Section 1-5 of this Code. (Ord. No. 231-08 § 1)

17-3.2 Appeals.

Pursuant to N.J.S.A. 52:27D-206 and 208 and N.J.A.C. 5:70-2.19, any person who feels aggrieved by any order of the local enforcement agency shall have the right to appeal to the Construction Board of Appeals of Morris County. (Ord. No. 19-85; 1967 Code § 34-35; Ord. No. 103-02 § 2)

17-3.3 Separation Clause.

In the event any portion of this Chapter is determined unlawful by an appropriate legal authority having jurisdiction, that provision shall either be removed or made legally compliant and binding. In any such case, the remaining sections of this Chapter shall remain in force and unaffected by a finding of this nature.

17-3.4 Effective Date and Supersession.

The provisions of this Chapter shall be effective immediately upon approval and final adoption by the Township Committee and shall supersede any previously standing portions of the Municipal Code with regard to Fire Prevention services that are found to be inconsistent with the provisions of this Chapter.