



JERSEY SHORE REGIONAL HEALTH COMMISSION

ORDINANCE NO. 2024-2

AN ORDINANCE AMENDING CHAPTER 7 OF THE ADMINISTRATIVE CODE OF THE JERSEY SHORE REGIONAL HEALTH COMMISSION

WHEREAS, the Commission has established an Administrative Code of the Jersey Shore Regional Health Commission; and

WHEREAS, Chapter 7 of the Administrative Code is titled Non-Food Inspection Services; and

WHEREAS, the Commission finds that it is in the best interest of the public health and its contract municipalities that Chapter 7 of the Code be amended.

NOW, THEREFORE, BE IT ORDAINED by the JERSEY SHORE REGIONAL HEALTH COMMISSION, created and operating pursuant to N.J.S.A. 26:3-83 et seq., as follows:

Section 1. Chapter 7 “Non-Retail Food Establishment Inspection Services” of the Administrative Code of the JERSEY SHORE REGIONAL HEALTH COMMISSION (JSRHC) shall be amended as follows (underlines represent additions, ~~strike throughs~~ represent deletions):

CHAPTER 7

Non- Retail Food Establishment Inspection Services

7-1 Establishment of Fixing Fees for Non- Retail Food Establishment Inspection Services

Editor’s note: Prior ordinances codified herein include versions of Ordinance No. 6, original version published December 2008, beginning 08-06 adopted and edited through 18-06.

7-1.1 Definitions

- a. *Sewerage Disposal System.* The term “Sewerage Disposal System” shall mean any method or system of removing or disposing of sanitary sewerage.
- b. *Body Art.* The term “Body Art” shall mean the practice of physical body adornment that is permitted in establishments operated by licensed operators utilizing, but not limited to, the following techniques: body piercing; tattooing; and permanent cosmetics.
- c. *Public Swimming Pools/Private Recreational Bathing Facilities.* The term “Public



Swimming Pools/Private Recreational Bathing Facilities” shall mean a public/private watertight structure of concrete, masonry, or other approved materials, located either indoors or outdoors, used for bathing, wading, or swimming and filled with a filtered and disinfected water supply, together with buildings, appurtenances, and equipment used in connection therewith.

- d. *kennel*. The term “Kennel” shall mean any establishment wherein or whereon the business of boarding or selling dogs or breeding dogs for sale is carried on, except a pet shop.
- e. *Pet Shop*. The term “Pet Shop” shall mean Any place of business which is not part of a kennel, wherein animals, including, but not limited to, dogs, cats, birds, fish, reptiles, rabbits, hamsters or gerbils, are kept or displayed chiefly for the purpose of sale to individuals for personal appreciation and companionship rather than for business or research purposes
- f. *Pound*. The term “Pound” shall mean any establishment of the confinement of dogs or other animals seized either under the provisions of N.J.S.A. 4: 19-15.16 or otherwise.
- g. *Shelter*. The term “Shelter” shall mean any establishment where dogs or other animals are received, housed and distributed.
- h. *Private Well*. The term “Private Well” shall mean a potable water well that serves a dwelling unit and is located on the same real property as the dwelling unit.
- i. *Private Irrigation Well*. The term “Private Irrigation Well” shall mean a well permitted as such and utilized for the application of water to the land or soil, to assist in the growing of agricultural crops, maintenance of landscapes, and re-vegetation.
- j. *Daycare Center, Preschool or School*. The term “Daycare Center, Preschool or School” shall mean full- or part-time care in a residential or nonresidential setting for six or more children under 13 years old for fewer than 24 hours per day. In New Jersey, this includes nursery schools, preschools, pre-kindergartens, and religiously affiliated centers.
- k. *NJ Smoke-Free Air Act*. The term “NJ Smoke-Free Air Act” shall mean the NJ SFAA which prohibits smoking in essentially all workplaces and places open to the public, effective April 15, 2006.
- l. *Vaccine Administration*. The term “Vaccine Administration” shall mean the route of delivery by which a vaccine (or drug) is brought into contact with the body. This is a critical factor for success of the immunization.

7-2 Fees

The Commission hereby establishes and fixes the following fees for non-food health services:

7-2.1 Sewerage Disposal System

Fees for each new, altered or repaired individual subsurface sewerage disposal system are hereby



fixed as follows:

Witnessing of soil logs, perks, etc. Minimum two (2) holes	\$160.00 base charge
Additional charge for each hole above the base charge shall be fixed at	\$ 40.00 per hole
Plan Review fees: New system, alteration, or repair requiring a licensed P.E. (additional digital copy required)	\$ 295.00 <u>300.00</u>
Inspection fees: Inspection Fee for new system, alteration, or repair requiring a licensed Professional Engineer	\$ 370.00 <u>375.00</u>
Repairs made to an existing septic system which does not require a licensed Professional Engineer	\$ 195.00 <u>200.00</u>
Witnessing of septic system abandonment (not in conjunction with a new or altered system)	\$ 160.00

7-2.2 Body Art

Fees for plan review and annual health license permit for establishments regulated by the N.J. Body Art Code - Chapter 8 N.J.A.C. 8:27-1 et seq.

a) Annual health licensing permit fee	\$ 160.00 <u>200.00</u>
b) Plan review fee for a new establishment (Additional digital copy required)	\$300.00

7-2.3 Public Swimming Pools/Private Recreational Bathing Facilities (Not Residential)

Fees for plan (additional digital copy required) review of new public swimming pools, whirlpools and spas and annual license permits are herein fixed as follows:

a) Plan review each public swimming pool	\$ 370.00 <u>400.00</u>
b) Plan review each public whirlpool	\$ 185.00 <u>200.00</u>
c) Plan review each public spa	\$ 185.00 <u>200.00</u>



d) Plan review for public spray park/splash park/float tank	\$185.00 <u>200.00</u>
e) Annual health license permit for a swimming pool	\$125.00 <u>150.00</u>
f) Annual health license permit for a whirlpool	\$50.00 <u>75.00</u>
g) Annual health license permit for a spa	\$50.00 <u>75.00</u>
h) Annual health license permit for a spray park/splash/float tank	\$50.00 <u>75.00</u>
i) Annual health license permit for a bathing beach	\$50.00/lifeguard stand

7-2.4 Kennels, Pet Shops, Pounds or Shelters

Fees for plan review of new kennels, pet shops, pounds or shelters (Additional digital copy required)

- a) Plan review each kennel, pet shop, pound or shelter \$200.00
- b) Annual license of a kennel, pet shop, pound or shelter \$200.00

7-2.5 Private Wells and Private Irrigation Wells

Fees for inspection and activities associated with private wells and private irrigation wells are fixed as follows:

- a) Private well plan review (Additional digital copy required) \$75.00 100.00
(Category 1-potable water supply wells or
Category 2-non-potable water supply wells)
- b) Private well construction inspection and certification of laboratory water analysis report ~~\$285.00~~ 300.00
- c) Private irrigation well construction inspection ~~\$125.00~~ 150.00
- d) Realty transfer review and certification of laboratory water analysis report ~~\$35.00~~ 40.00

7-2.6 Daycare Center, Preschool or School

- Fees for re-audit of a daycare center, preschool or school due to immunization noncompliance ~~\$50.00~~ 100.00
- Second re-audit \$160.00



Third re-audit

~~\$160.00~~ 200.00

7-2.7 New Jersey Smoke-Free Air Act

Fees for activities associated with the New Jersey Smoke-Free Air Act, Chapter 383, pursuant to N.J.S.A. 26:3D-55 et seq. and N.J.A.C. 8:6 are herein fixed as follows: (All plans require an additional digital copy)

- a) Review and processing of Notice of Claim of Exemption of Tobacco Retail Establishment ~~\$235.00~~ 250.00
- b) Application for an annual review and processing of Renewal of Notice of Claim of Exemption of Tobacco Retail Establishment ~~\$75.00~~ 100.00
- c) Review and processing of Application for Registration of Exempt Cigar Bar or Cigar Lounge ~~\$310.00~~ 350.00
- d) Review and processing of Application for Renewal of Registration of Exempt Cigar Bar or Cigar Lounge ~~\$75.00~~ 100.00

7-2.8 Vaccine Administration (applicable to Government funded vaccine VFC and VFA)

The Commission hereby establishes and fixes the following fees for vaccine administration fees:

Vaccine for Children Administration Fee \$12.00
for uninsured patrons (VFC)

Vaccine for Adults Administration Fee \$24.00
for uninsured and underinsured patrons (VFA)

Administrative fees may be waived for low income individuals or special programs offered by the Commission.

7-2.8.1 Vaccine Charges (applicable to ~~MCRHC~~ JSRHC privately purchased stock ex. Hepatitis B, Influenza and Pneumonia (Pneumovax 23) and MMR II, and Tdap))

Please see attached Schedule A

7-2.9 Open Public Records Act (OPRA)

The Commission hereby establishes and fixes fees for the Open Public Records Act as per



N.J.S.A 47:1A-1 et seq. as follows:

Letter-sized Pages	\$0.05 each
Legal-sized Pages	\$0. 075 each
Over-sized Maps (B&W)	\$3.00 per map
Over-sized Maps (Color)	\$5.00 per map
Electronic Records (Compact Disc)	\$0.55 each per CD
Electronic Records (Digital Video Discs)	\$0.55 each per DVD
Emails or Fax Delivery	Free
Delivery/Postage Fees	Additional Depending on Delivery Type
Extras	Special Service Charge Dependent Upon Request

7-3 Collection of Fees

All fees covered pursuant to Section 7.1 et. seq. of this, Ordinance, with the exception of Section 7-2.2a ~~and 7-2.3e-i, and 7-2.4b Annual Health Licensing Permit Fees~~, shall be paid directly to the Regional Health Commission within that health agency’s geographic jurisdiction where such fees are assessed and collected.

The fee covered pursuant to Section 7-2.2a ~~and 7-2.3e-i, and 7-2.4b Annual Health Licensing Permit Fee~~ shall be paid directly to the town Municipality of geographic jurisdiction wherein the establishment is regulated by the ~~Body Art Code~~ is located.

- Section 2. The remainder of Chapter 7 “Non- Retail Food Establishment Inspection Services” of the Administrative Code of the JERSEY SHORE REGIONAL HEALTH COMMISSION shall remain unchanged.
- Section 3. The Health Officer and Commission Secretary are hereby authorized and directed to take any ministerial action consistent with the intent of this Ordinance.
- Section 4. REPEALER. All prior Ordinances or parts of same consistent and/or inconsistent with any of this Ordinance established hereunder are hereby repealed.
- Section 5. SEVERABILITY. In the event that a court of competent jurisdiction shall declare any section, sentence or clause of this Ordinance unconstitutional, such declaration shall not in any manner prejudice the enforcement of the remaining provisions.
- Section 6. EFFECTIVE. This Ordinance shall take effect upon passage and publication in accordance with applicable law.



Leonard Giles, DMD

Dr. Leonard Giles,
President JSRHC

Marita Kresge

Marita Kresge
Commission Secretary, JSRHC

INTRODUCTION:

MOVED: Tom Rogers (Rumson)
SECONDED: Bryan Dempsey (Spring Lake)
IN FAVOR: 8
OPPOSED: 0
ABSTAINED: 0

ADOPTION:

MOVED: Paul Roman (Sea Bright)
SECONDED: Tom Rogers (Rumson)
IN FAVOR: 8
OPPOSED: 0
ABSTAINED: 0

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