

ORDINANCE 2016-013

AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 180 OF THE BOROUGH CODE, ENTITLED "SWIMMING POOLS," TO REVISE THE LOCATION & CONSTRUCTION REGULATIONS REGARDING THE SAME.

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, as follows

SECTION 1. Chapter 180 of the Borough Code of the Borough of Barnegat Light, entitled "Swimming Pools," is hereby amended and supplemented to provide revised §§ 180-5 & 180-6 to read follows:

**Chapter 180
Swimming Pools**

§ 180-5. Location.

- A. No swimming pool shall be constructed or installed on any lot unless a residential dwelling is located upon the lot or unless the lot is located immediately adjacent to the owner's residence.
- B. No swimming pool shall be installed within 30 feet of any street line or closer to the street than the existing building setback line, whichever is greater.
- C. The distance from any side and the rear lot line to the inside face of the closest swimming pool, wading pool or hot tub wall shall not be less than five feet.
- D. All pumps and filtration systems shall be located not closer than five feet to any property line, but not interfere with side property setbacks.
- E. No swimming pool shall be constructed within 10 feet of the foundation wall of any dwelling, whether such dwelling shall be on the same premises on which the swimming pool is to be constructed or on adjacent premises.
- F. The Zoning Board of Adjustment may grant a variance from the provisions of this section in the same manner that other variances are granted under Chapter 215, Zoning.

§ 180-6. General construction requirements.

- A. All material used in the construction of a swimming pool licensed hereunder shall be of durable quality and waterproof and so designed as to facilitate its emptying and cleaning. Aluminum paint shall not be used as a finish. The pool's side and bottom shall be smooth and free from cracks and open joints. Inlets shall be so located and spaced as to secure satisfactory dispersion of inflowing waters throughout the pool and to permit the draining, cleaning and disinfection of the bottom and sides. Sand or earth bottom shall not be used.
- B. Ground water pumped to the surface either during construction or for any other maintenance requirements must be directed via flex pipe into the nearest storm drain.

SECTION 2. All ordinances of parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect immediately upon its enactment after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Borough Council of the Borough of Barnegat Light, in the County of Ocean, State of New Jersey, on the 9th day of November, 2016, and will be considered for final passage at a regular meeting of said governing body to be held at the Municipal Building, 10 East 7th Street, Barnegat Light, New Jersey, on the 14th day of December, 2016, at 5:00 p.m., at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

BRENDA L. KUHN, Acting Municipal Clerk