

ORDINANCE OF THE CITY OF EAST ORANGE, NEW JERSEY

1<sup>ST</sup> Reading: 02/20/2024

Referred to Planning Board: / /

Public Hearing: 03/11/2024

Received from Planning Board: / /

2<sup>nd</sup> Reading & Adoption: 03/11/2024

Approved as to Formal and Legality  
On Basis of Facts Set forth:

Factual Contents Certified to By:

  
City Counselor

  
Department Head

Appropriations:

  
Comptroller Tabled: / /

Removed From Table: / /

Councilman/ Councilwoman \_\_\_\_\_ Presents the following Ordinance:

ORDINANCE NO. 4 of 2024

ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 146-1 ET SEQ., OF THE CODE OF THE CITY OF EAST ORANGE, ENTITLED "Local enforcement of Uniform Fire Code."

WHEREAS, the City of East Orange Municipal Code, Chapter 146 entitled " Fire Prevention" provides for the local enforcement of the Uniform Fire code; and

WHEREAS, there exists a need to amend Chapter 146 as it pertains to permit including non-LHU registration and certificate of smoke alarm, carbon monoxide alarm and portable fire extinguisher compliance (CSACMAPFEC) fees established by the Uniform Fire Code (N. J. A. C. 5: 70- 2 -9(c) et seq.)

WHEREAS, Chapter 146 -1( H) specifically sets forth additional required inspections and fees pursuant to the Act, regulations of the Department of Community Affairs and the registrations required by the Uniform Fire Code, which all owners, grantees, lessees, assignees and successors in interest ( hereinafter collectively referred to as " users ") of buildings, structures and /or facilities which have nonlife- hazard uses must register with the Fire Prevention Bureau and pay for annual inspections of non -life- hazard uses.

WHEREAS, consistent with the provisions of N.J.A.C 5:70-2.3(a) Before any one -and two-family or attached single family structure is sold, leased, or otherwise made subject to change of occupancy for residential purposes, the owner shall obtain a CSACMAPFEC, evidence compliance with N.J.A.C 5:70-4.19.

WHEREAS, after thorough review and analysis it has been determined that the following amendments are in the best interest of the City of East Orange.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EAST ORANGE:

SECTION 1. The Code of the City of East Orange, Chapter 146 is hereby amended and supplemented as follows:

146 -1. Local Enforcement of Uniform Fire Code

H. Permits. The permit fees established by the Uniform Fire Code (N. J. A. C. 5: 70- 2. 9(c) et seq.) shall be as follows:

NON-LHU ANNUAL FEES	CURRENT	PROPOSED
<b>BUSINESS USE GROUP</b>		
B-1 under 2,500 square feet	\$40.00	\$50.00
B-2 – 2,500-4,999 square feet	\$50.00	\$65.00
B-3 – 5,000-9,999 square feet	\$75.00	\$100.00
B-4 – 10,000 and over square feet	\$125.00	\$165.00
<b>FACTORY USE GROUP</b>		
F-1 – under 5,000 square feet	\$100.00	\$130.00
F-2 – 5,000-11,999 square feet	\$125.00	\$165.00
<b>MERCHANTILE USE GROUP</b>		
M-1 – under 6,000 square feet	\$50.00	\$65.00
M-2 – 6,000-11,999 square feet	\$75.00	\$100.00
<b>STORAGE USE GROUP</b>		
S-1 – under 2,500 square feet	\$50.00	\$65.00
S-2 – 2,500-11,999 square feet	\$75.00	\$100.00
<b>RESIDENTIAL USE GROUP</b>		
R-A non-owner occupied 1 and 2 units	\$50.00	\$65.00
R-B – 3-6 units	\$50.00	\$65.00
R-C – 7-12 units	\$75.00	\$100.00
R-D – 13-20 units	\$200.00	\$260.00
R-E – over 20 units	\$375.00	\$490.00
<b>UTILITIES USE GROUP</b>		
U-1 – under 2,500 square feet	\$50.00	\$65.00
U-2 – 2,500 and over square feet	\$75.00	\$100.00
<b>PERMIT</b>		
	<b>FEE</b>	<b>FEE</b>
TYPE I	\$100.00	\$130.00
TYPE II	\$200.00	\$260.00
TYPE III	\$350.00	\$455.00

**SECTION 2.** The application fee for a 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:

- A. Request for a CSACMAPFEC received more than 10 business days prior to the change of occupant: \$100.00.
- B. Request for a CSACMAPFEC received four to 10 business days prior to the change of occupant: \$125.00.
- C. Request for a CSACMAPFEC received fewer than four business days prior to the change of occupant: \$175.00.
- D. \$50.00 per recheck inspection.

**SECTION 5.** Severability of Ordinance Provisions Each section of this ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity of constitutionality of any other sections or parts thereof.

**SECTION 6.** That all ordinances and parts of ordinances and conflicts that are inconsistent with this ordinance are hereby repealed but only to the extent of such conflict or inconsistency.

**SECTION 7.** That this ordinance shall take effect upon final passage upon expiration of twenty (20) days following publication unless otherwise provided.

**FIRST READING**

COUNCILMEMBER	AYE	NAY	N.V.	A. B.	VETO
GOMEZ	✓				
MONK	✓				
LENEUS	✓				
LEWIS	✓				
FAUNTLEROY	✓				

COUNCILMEMBER	AYE	NAY	N.V.	A. B.	VETO
HOLMAN	✓				
AWE				✓	
GARRETT-WARD	✓				
JAMES	✓				
PULLINS, JR.	✓				

**RECORD OF COUNCIL VOTE ON SECOND READING & FINAL PASSAGE**

COUNCILMEMBER	AYE	NAY	N.V.	A. B.	VETO
GOMEZ	✓				
MONK	✓				
LENEUS	✓				
LEWIS	✓				
FAUNTLEROY	✓				

COUNCILMEMBER	AYE	NAY	N.V.	A. B.	VETO
HOLMAN	✓				
AWE	✓				
GARRETT-WARD	✓				
JAMES				✓	
PULLINS, JR.	✓				

X- Indicates Vote    A.B.- Absent    N.V.- Not Voting (Abstained or Excused)    ACTION ON VETO: ↓ To Sustain    ↯ To Over-Ride

Passed on First Reading: 02 / 20 / 2024

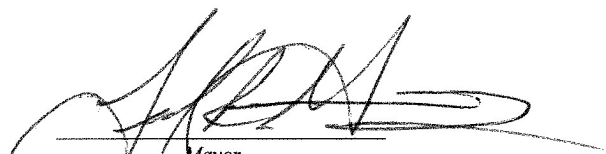
Adopted on final Reading: 03 / 11 / 2024

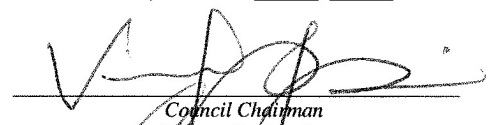

Presented to Mayor: 03 / 12 / 2024

Approved: 3 / 12 / 2024

Vetoed: \_\_\_\_ / \_\_\_\_ / 2024

Reconsidered by Council: \_\_\_\_ / \_\_\_\_ / 2024

  
 Mayor  
 Ted R. Green

  
 Council Chairman  
 Yelmon Pullins, Jr.  
  
 City Clerk  
 Cynthia S. Brown