

Egg Harbor Township

Ordinance No. 9

2024

An ordinance to amend Chapter 86 of the Township Code entitled “Campgrounds, Private”, as amended

WHEREAS, due to the sunset of N.J.A.C. 8:22 Campground regulations., it is necessary to amend Chapter 86 of the Code of the Township of Egg Harbor to provide sanitary standards and occupancy requirements to protect public health at campgrounds;

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey as follows:

SECTION 1: Chapter 86 of the Code of the Township of Egg Harbor, **Section 86-3B** entitled “**Administration.**” is hereby amended by deleting it in its entirety and replacing it as follows and adding a new **Section 86-3D**:

§86-3 Administration.

B. Inspection. The Licensing Officer or designated official shall be authorized and directed to make inspections to determine the condition of the camp dwellings, as well as their facilities, located within the Township, in order that he or she may perform the duties of safeguarding the health and safety of the occupants of camp dwellings, as well as their facilities, and of the general public.

(1) For the purpose of making such inspections, the Licensing Officer or designated official shall be authorized to enter, examine and survey, at all reasonable times, all camp dwellings, as well as their facilities.

D. All occupants of a camping unit, dwelling, or site who cannot use the site as a permanent residence or domicile, irrespective of the length of stay, are deemed transient guests which does not establish a landlord-tenant relationship.

SECTION 2: Chapter 86 of the Code of the Township of Egg Harbor, **Section 86-4B** entitled “**Rules and regulations.**” is hereby amended by deleting it in its entirety and replacing it as follows:

§ 86-4 Rules and regulations.

B. Conformity with code requirements. No person shall occupy as owner or occupant or rent to another for occupancy any camp dwelling, as well as its facilities, for the purpose of living therein, which does not conform to the provisions of state, county and/or municipal standards, to be used in determining whether a camp dwelling is safe, sanitary and fit for human habitation.

SECTION 3: Chapter 86 of the Code of the Township of Egg Harbor, **Section 86-7** entitled “**Emergencies.**” is hereby amended by deleting it in its entirety and replacing it as follows:

§ 86-7 Emergencies.

- A. Emergencies. Whenever the Township Clerk or designated official finds that an emergency exists which requires immediate action to protect the public health, welfare or safety, he or she may, without notice or hearing, issue an order reciting the existence of such an emergency and requiring that such action be taken as the Township Clerk or designated official deems necessary to meet the emergency.
- B. Hearing and action on emergency conditions. Any person to whom an order is directed due to emergency conditions shall comply therewith immediately but, upon petition to the Township Clerk, shall be afforded a hearing as soon as possible. After the hearing, depending upon its findings and conclusions as to whether the provisions of this code and of the rules and regulations adopted pursuant thereto have been complied with, the Township Administrator or designated official shall continue such order in effect or modify it or revoke it.

SECTION 4: Chapter 86 of the Code of the Township of Egg Harbor, **Section 86-8** entitled “**Closing.**” is hereby amended by deleting it in its entirety and replacing it as follows:

§ 86-8 Closing.

- A. All campgrounds shall be closed annually for use by campers between December 1 and the last day of February. Except, between November 1 and November 30, campgrounds may be opened from Friday at 12:00 noon until the following Monday at 8:00 a.m. and from the Wednesday preceding Thanksgiving at 12:00 noon until the following Monday at 8:00 a.m.
- B. No licensee shall permit overnight occupancy of any campsite during closure.
- C. Upon notification, a licensee may grant access to the campground for the period of closure during normal business hours for maintenance, sales, or any financially related business.

SECTION 5: Chapter 86 of the Code of the Township of Egg Harbor, **Section 86-10** entitled “**Sanitation.**” is hereby amended by deleting it in its entirety and replacing it as follows:

§ 86-10 Sanitation.

There shall be provided in every campground or campsite such number of watertight receptacles with close-fitting covers for garbage, refuse, ashes and rubbish and ensure that the campground is kept clear of any broken glass, bottles, cans, solid waste, and other litter to prevent and eliminate potential safety hazards. The owner/operator shall ensure that said solid waste and recyclables are collected and disposed of with a frequency, and in a manner consistent with, requirements of local and county solid waste plans and any applicable rules, and ordinances, at its own expense.

SECTION 6: Chapter 86 of the Code of the Township of Egg Harbor, **Section 86-13** entitled “**Owner/operator responsibilities.**” is hereby amended by deleting it in its entirety and replacing it as follows:

§ 86-13 Owner/operator responsibilities.

The owner/operator will:

- A. Not cause or permit any services, facilities, equipment, or utilities required under the provisions of this chapter to be removed, shut off, or discontinued in any occupied campground. Temporary interruptions as may be necessary while actual repairs are in process, or during temporary emergencies when discontinuance of service is authorized by the Department of Environmental Protection, or local health authority, shall be permitted. The campground is not required to provide services or utilities during periods when the campground is closed or to campers who are violating their camping agreement.
- B. Maintain in good repair all roads, water supply systems, potable or drinking water facilities, sanitary conveniences, sewers, storm drains, recreation vehicle holding tank emptying stations, sanitary sewage disposal facilities, electrical equipment, auxiliary, building, and other services, facilities, equipment, and utilities installed in any occupied campground.
- C. Ensure that the campground is well-maintained, and that all sanitary conveniences, auxiliary buildings, and other services, facilities, equipment, and utilities are kept in a clean and sanitary condition.
- D. Ensure that order is maintained within the campground. The owner may terminate the occupancy of any camper who violates any provision of the NJ Campground Facilities Act N.J.S.A. 5:16-1.
- E. Provide the camper with a copy of the campground layout which contains location of roads, numbered sites, trash facilities and the offices. Each camper should receive, and there shall at all times be posted outside the campground office, a copy of an emergency plan in case of fire and contact information for the caretaker if not-on-site.
- F. Control insects, rodents, and weeds pursuant to the requirements of the New Jersey Pesticide Control rules, N.J.A.C. 7:30.
- G. Conform to the requirements of N.J.A.C. 8:26, and all other applicable laws, rules, and ordinances for swimming pools, hot tubs and bathing beaches.

SECTION 7: Chapter 86 of the Code of the Township of Egg Harbor, **Section 86-14** entitled “**Revocation of license.**” is hereby amended by changing the chapter section number from 14 to 15, as follows:

§ 86-15 Revocation of license.

SECTION 8: Chapter 86 of the Code of the Township of Egg Harbor, **Section 86-15** entitled “**Violations and penalties.**” is hereby amended by changing the chapter section number from 15 to 16, as follows:

§ 86-16 Violations and penalties.

SECTION 9: Chapter 86 of the Code of the Township of Egg Harbor, is hereby amended by adding the following section:

§ 86-14 Expiration date; renewal; proration of fees.

Except where expressly provided otherwise, all licenses shall expire on May 31 at 12:00 midnight. Applications for the renewal of licenses shall be made no later than May 1, accompanied by a license fee.

SECTION 10: All ordinances and parts of Ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

SECTION 11: Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 12. This Ordinance shall become effective immediately upon final adoption and publication according to law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED AT A MEETING OF THE TOWNSHIP COMMITTEE OF EGG HARBOR TOWNSHIP, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY, HELD APRIL 10, 2024 AND WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER A PUBLIC HEARING THEREON AT A REGULAR MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN THE TOWNSHIP HALL IN SAID TOWNSHIP ON APRIL 24, 2024, AT 5:30 P.M.

Dated: April 10, 2024

Eileen M. Tedesco, RMC
Township Clerk