

**TOWNSHIP OF JACKSON
ORDINANCE 04-24**

ORDINANCE OF THE TOWNSHIP COUNCIL, TOWNSHIP OF JACKSON, OCEAN COUNTY, NEW JERSEY, AMENDING CHAPTER 163 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF JACKSON ENTITLED "CONSTRUCTION CONTAINERS"

BE IT ORDAINED, by the Township Council of the Township of Jackson, County of Ocean, State of New Jersey, as follows:

SECTION 1. Purpose: Pursuant to Ordinance No. 16-22 the Township established Chapter 163 of the Township Code regulating construction containers. It is the purpose of this Ordinance to amend said Chapter to establish requirements for permits for construction containers placed in the Township road or right of way and to regulate construction containers located on residential lots.

SECTION 2. Chapter 163-1 entitled "Definitions"

As used in this chapter, the following words and phrases shall have the following meanings:

CONSTRUCTION CONTAINERS

A trailer, portable temporary container or portable container, with or without axles and wheels, used for storage of construction waste and/or debris.

§163-2. Location.

Construction containers shall not be permitted on any Township roadway or right of way or on any residential property within the Township of Jackson except upon obtaining a permit for same as required herein.

§163-3. Permit required.

A. Containers on Township roadway or right of way.

Containers located temporarily on a Township roadway or right of way. Before a construction container is placed on any Township roadway or right of way, the owner, tenant or contractor working on the adjoining property to be serviced by the construction container must submit an application for a development permit approving such placement with the Township Zoning Officer. If the permit application is made by a tenant or contractor, written permission from the owner of the adjoining property for the placement of such container must be provided to the Zoning Officer before a permit may be issued. Permits shall be issued for a time period of 45 days. Said permit may be extended for one (1) additional 45 day time period upon payment for a renewal permit in the amount of \$100 fee. The fee for the original permit shall be \$100.

B. Residential properties.

Before a construction container may be placed on any residential property the owner of said property shall apply for a permit with the Township Zoning Officer. Said owner may submit such application online and receive their permit electronically. No fee shall be required for the placement of a construction container on a residential lot however, said application must identify where the construction container will be located on the residential lot which must meet all setback requirements for accessory structure for the zoning district in which the property is located. A permit for a construction container on a residential property shall be valid for a period of up to 180 days. Applicant for same may seek one renewal thereof for an additional period of 180 days.

§163-4. Number of construction containers permitted.

Only two construction containers may be placed adjoining any residential property on a Township roadway or right of way and no more than two (2) construction containers may be permitted on a property located in a residential zone. Commercial properties shall be permitted a number of containers consistent with Chapter 244 of the Township Code of the Township of Jackson.

§163-5. Placement and condition.

For construction containers which have received a permit to be located on any Township road or right of way said container must be placed within 12 inches of the curb, if there is one, or within 12 inches of the property line. Construction containers and the areas surrounding a construction container shall be subject to all property maintenance standards outlined in the Township Code of the Township of Jackson accessible to accessory structures. No construction containers shall be allowed to remain outside in a state of disassembly or disrepair.

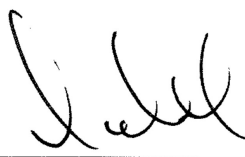
§163-6. Violations and penalties.

- A. Any construction container placed in violation of this Chapter or which is not removed at the termination of the permit obtained for the placement of such construction container or immediately upon the direction of the Code Enforcement Officer, Zoning Officer or a law enforcement officer for removal for safety reasons, shall be punishable, upon conviction thereof, by a fine not to exceed \$2,000 for each violation committed hereunder.
- B. The owner of the subject property shall be afforded a fifteen-day period to cure or abate such a violation. Each day that a violation continues after service of written notice by certified and/or regular mail on the owner of the subject property as shown in the latest Tax Map shall be deemed a separate offense.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

DATE: 2-17-2024



MAYOR MICHAEL REINA

INTRODUCED: January 23, 2024

ADOPTED: February 13, 2024

ATTEST:




MARY MOSS, RMC
MUNICIPAL CLERK