

**TOWNSHIP OF ANDOVER
SUSSEX COUNTY, NEW JERSEY**

ORDINANCE NO. 2019-03

AN ORDINANCE OF THE TOWNSHIP OF ANDOVER, COUNTY OF SUSSEX, AND STATE OF NEW JERSEY TO AMEND THE TOWNSHIP CODE BY AMENDING CHAPTER 219 ENTITLED “SEWAGE DISPOSAL SYSTEM, INDIVIDUAL”, SECTION 219-10 ENTITLED “MINIMUM STANDARDS”, SUBSECTION C ENTITLED “SEPTIC TANKS”

WHEREAS, the Township Committee has reviewed and assessed the Township Code section regarding septic systems within the Township; and

WHEREAS, the Township Committee has taken note of the efficiency, cleanliness and quality of modern septic systems; and

WHEREAS, the Township Committee has assessed the impact of septic systems on the Township’s resources and on the health, safety and welfare on the residents of the Township of Andover; and

WHEREAS, the Township Committee has been provided with information regarding individual septic systems and the recommended size of tanks for single family residences; and

WHEREAS, the Township Committee has determined that certain amendments to the Code should be made.

NOW THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Andover, in the County of Sussex, and State of New Jersey as follows:

SECTION 1. Chapter 19 “Sewage Disposal System, Individual”, Section 219-10 “Minimum Standards”, Subsection C “Septic Tanks” is amended to read as follows:

§ 219-10 Minimum standards.

C. Septic tanks.

(1) Septic tanks serving single-family dwelling units with four or fewer bedrooms shall have a minimum capacity of 1,000 gallons. Septic tanks serving single-family units with five or more bedrooms shall have an additional capacity of at least 250 gallons per bedroom.

(2) There shall be a minimum distance of 100 feet between all water wells and the disposal field.

(3) When reviewing plans for a repair or alteration of an existing septic system, the Board of Health or its authorized agent may grant a waiver from the strict application of the requirement as set forth in Subsection C(1). The granting of this waiver would be based upon the determination by the Board or its authorized agent that, by reason of an extraordinary and exceptional situation uniquely affecting a specific piece of property or the structures lawfully existing thereon, the Board or its authorized agent finds that the strict application of Subsection C(1) of this section would result in peculiar and exceptional practical difficulties to, or exceptional and undue hardship upon, the owner of such property.

The remainder of this Chapter remains unchanged.

SECTION 2. All ordinances of the Township of Andover, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

SECTION 5. This Ordinance may be renumbered for codification purposes.

Diana Francisco, Administrator/Clerk

Intro: 04-04-2019

Adoption: 04-18-2019

Publication: 04-23-2019

VOTE: AYES:

Lensak, McGovern, Walsh, Blackburn

Absent : Carafello