

Chapter 67

SEWAGE DISPOSAL SYSTEMS, INDIVIDUAL

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[**HISTORY:** Adopted by the Board of Health of the Borough of Helmetta 5-8-57. Amendments noted where applicable.]

Be it ordained by the Board of Health of the Borough of Helmetta, in the County of Middlesex and State of New Jersey:

§ 67-1. Adoption of standards.

A code regulating the location, construction, use, maintenance and method of emptying or cleaning individual sewage disposal systems; the issuance of permits to locate, construct,

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empty or clean said systems; and fixing penalties for the violation thereof, is hereby adopted pursuant to Chapter 188, P.L. 1950 (N.J.S.A. 26:3-69.1 to 69.6). A copy of said code is annexed hereto and made a part hereof without inclusion of the text thereof herein.

§ 67-2. Title.

The said code established and adopted by this chapter is described and commonly known as the "Individual Sewage Disposal System Code of New Jersey (1953)."

§ 67-3. Copies on file.

Three (3) copies of the said Individual Sewage Disposal System Code of New Jersey (1953) have been placed on file in the office of the Secretary, Clerk or other similar officer of this Board of Health upon the introduction of this chapter and will remain on file in said office for the use and examination of the public.

§ 67-4. Permit to locate, construct. [Amended 5-24-57]

No person shall locate, construct or alter any individual sewage disposal system until a permit for the location, construction or alteration of said sewage disposal system shall have been issued by the Board of Health.

§ 67-5. Certificate to operate. [Amended 5-24-57]

New individual disposal systems shall not be placed in operation, nor shall new dwellings or buildings or additions thereto be sold or occupied which must rely on such a system for sewage disposal, until the Board of Health shall have issued

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a certificate indicating that said disposal system has been located and constructed in compliance with the terms of the permit issued and the requirements of the aforesaid code. Issuance of such certificate shall not be required for the alteration to an existing individual sewage disposal system.

§ 67-6. License required to clean and empty septic tanks; permit for removal of contents.

- A. Persons shall not engage in the business of emptying or cleaning septic tanks, cesspools, privies or any place used for the reception or storage of human excrement who do not hold a license to engage in such business issued by the Board of Health. Such licenses shall be valid for a period of one (1) year from the date of issuance but may be renewed by the Board of Health. Said license may be revoked for failure of the licensee to comply with the provisions of the code or any rule or ordinance of the Board of Health.
- B. The contents of any septic tank, cesspool, privy or other receptacle containing human excrement shall not be removed until a permit for such removal has been obtained from the Board of Health.

§ 67-7. Denial of license.

In case any permit or certification required by this chapter is denied by the Board of Health, a hearing shall be held thereon before the Board within fifteen (15) days after request therefor is made by the applicant, and upon such hearing the Board of Health shall affirm, alter or rescind its previous determination and take action accordingly within fifteen (15) days after the date of such hearing.

§ 67-8. Stop orders.

The Board of Health may order all further work in and about any individual sewage system which is being erected or installed in violation of the code, to be stopped forthwith, except such work as shall be necessary to remedy such violation of any of the provisions of the

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code, and after issuance of any such order and the service of a copy thereof upon any person connected with or working in and about the erection or installation of any such disposal system or any part thereof, no further work shall be done thereon except as aforesaid.

§ 67-9. Fees. [Amended 5-24-57; 11-15-76; 12-15-83]

Fees and charges shall be fixed on an annual basis by resolution of the governing body.

§ 67-10. Violations and penalties.¹

- A. Any person or persons, firm or corporation violating any of the provisions of any order promulgated under this chapter or the Individual Sewage Disposal System Code of New Jersey (1953) made a part hereof shall, upon conviction thereof, pay a penalty of not less than two dollars (\$2.) nor more than five hundred dollars (\$500.) for each violation.
- B. Each day a particular violation continues shall constitute a separate offense.

¹ Editor's Note: Amended upon adoption of Code.