

ORDINANCE NO. 25-24-OA⁶

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER XVIII, ENTITLED "WATER" OF THE MUNICIPAL CODE OF THE TOWNSHIP OF BERKELEY SO AS TO AMEND SECTION 18-1.2, ENTITLED "CONNECTIONS REQUIRED WHEN WATER SUPPLY AVAILABLE"

May 19, 2025

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

SECTION 1. The Township Code of the Township of Berkeley is hereby amended and supplemented so as to amend the effective date of Section 18-1.2, entitled "Connections Required When Water Supply Available," which shall read as follows:


§ 18-1.2 Connections Required When Water Supply Available

The owner of every existing building or structure and the owner of every building or structure hereafter to be constructed or acquired which may be occupied or used by human beings, including but not limited to dwelling and commercial and industrial structures located on a street or road along the line of a Berkeley Township Municipal Utilities Authority water supply system and available to serve the building or structure; where the property line of a lot in a residential zone containing the building or structure is within ~~100~~ **200** feet of the Berkeley Township Municipal Utilities Authority water supply system; and where the property line of a lot in a commercial or industrial zone containing the building or structure is within 400 feet of the water supply system shall, within 90 days after the date on which the water supply is made available to the building or structure, connect and hook up the building or structure to the water supply system and the private water supply well shall be permanently disconnected from the potable water supply for the structure. Nothing contained herein shall be construed as prohibiting uncontaminated well water from being used for irrigational purposes.^{[1](#)} For the purpose of this section, uncontaminated well water shall be defined as well water which would be certified by the Ocean County Health Department pursuant to its Ordinance 87-1.

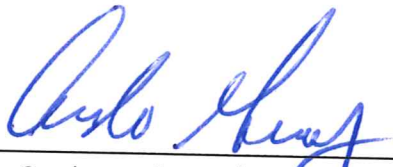
SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

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.




John A. Bacchione, Mayor



Angelo Guadagno, Council President
Michael Signorile, Council Vice President

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Berkeley, in the County of Ocean, State of New Jersey, held on May 19, **2025**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **16th day of June, 2025**, at 6:00 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 627 Pinewald-Keswick Road, Bayville, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.



KAREN STALLINGS, RMC
Township Clerk, Township of Berkeley