

ORDINANCE 2024 –35

**AN ORDINANCE OF THE BOROUGH OF SOUTH RIVER, COUNTY OF MIDDLESEX,
STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF
SOUTH RIVER, SO AS TO AMEND CHAPTER 300 ENTITLED “SWIMMING POOLS,
PRIVATE”**

BE IT ORDAINED by the Mayor and Borough Council of the Borough of South River, County of Middlesex,
and State of New Jersey, as follows:

SECTION 1. Chapter 300 of the Borough Code of the Borough of South River, entitled "Swimming Pools, Private," is hereby amended so as to amend § 300-1 entitled, "Definitions," to read as follows:

§ 300-1 Definitions.

For the purpose of this chapter, the words and phrases listed below shall be defined as follows:

PARTLY NATURAL POOL

Any pool formed from a natural body of water of such an inadequate flow that the quantity or quality of the water must be maintained by artificial means and which has a water surface area in excess of 100 square feet or is capable of being filled to a water depth in excess of 24 inches and is designed and maintained for swimming purposes and used as an accessory use to a residence by the persons living therein and their guests.

PRIVATE SWIMMING POOL

Any pool designed and maintained for swimming purposes and used as an accessory use to a residence by the persons living therein and their guests. Unless otherwise qualified, the term "private swimming pool" shall be construed as including both artificial and partly natural pools that have a water surface area in excess of 100 square feet or are capable of being filled to a water depth in excess of 24 inches.

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 All ordinances or parts of ordinances inconsistent herewith are hereby repealed.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

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Borough Council of the Borough of South River, in the County of Middlesex, State of New Jersey, held on July 8th, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 5th day of August, 2024, at 7:00 p.m., or as soon thereafter as this matter can be reached, at the Council Chamber of the Criminal Justice Building located at 61 Main Street, South River, New Jersey, and/or virtually via Zoom meeting code 826 6082 9597: password: 000000 at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

Introduced 7-8-24

COUNCIL	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
<i>Councilwoman Balazs</i>						X
<i>Councilman Ciulla</i>	X		X			
<i>Councilman Dziemian</i>		X	X			
<i>Councilman Frost</i>						X
<i>Councilman Gurchensky</i>			X			
<i>Council President Krenzel</i>			X			

ALYSSA HAGER, RMC
BOROUGH CLERK