

CITY OF CAPE MAY, COUNTY OF CAPE MAY, STATE OF NEW JERSEY

ORDINANCE NO. 549-2025

ORDINANCE AMENDING CHAPTER 247 OF THE CAPE MAY CITY CODE
REGARDING FIRE PREVENTION BUREAU FEES AND REGULATIONS

WHEREAS, Chapter 247 of the Cape May Municipal Code governs the operation of the Fire Prevention Bureau in the City of Cape May; and

WHEREAS, after review by the City Administration and Fire Official, the Cape May City Council believes that Chapter 247 should be updated to reflect current regulations and to amend the existing fee schedule.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Cape May in the County of Cape May and State of New Jersey as follows:

SECTION 1. Chapter 247 of the Cape May City Code is hereby amended to read as follows (~~striketrough~~ portions indicating deletions and **bold/underline** portions indicating new language):

ARTICLE II

Sales, Rental Properties; & Non-Life Hazard Uses; Fees

§ 247-8. Sales of 1 & 2 Family Dwellings (Certificate of Smoke Alarm, Carbon Monoxide Alarm and Portable Fire Extinguisher Compliance, CSACMAPFEC.)

- A. Beginning in 2018, and continuing for each year thereafter, all 1 & 2 Family Dwellings shall be inspected prior to the sale of property.
- B. For the sale of property, **all applications received in the Fire Prevention Bureau shall utilize the following fee schedule:**~~the fee shall be \$110 dollars if received in the Fire Bureau office more than 10 working days from the settlement or tenant occupancy date. For all sale of property applications received in the Fire Bureau office within less than 10 business days to settlement or tenant occupancy, the fee shall be \$220 dollars.~~

1. More than 10 business days from settlement or tenant occupancy: \$150

2. Four (4) to ten (10) business days from settlement or tenant occupancy: \$250

B.3. Fewer than four (4) business days from settlement or tenant occupancy: \$375

- C. Certificates of Smoke Alarm, Carbon Monoxide Alarm and Portable Fire Extinguisher Compliance (CSACMAPFEC), issued by the Bureau of Fire Prevention, are valid for 180 days from the time of inspection and are not transferable.

§ 247-9. Residential Rentals & Non-life-hazard Uses.

- A. In addition to the registration required by the Uniform Fire Code, the following Residential Rentals Non-life-hazard uses shall register with **and pay their applicable fee to** the Bureau of Fire Prevention. These uses shall be inspected once per year, **and the property owner shall be responsible for scheduling the inspection.** ~~These uses shall register, pay their~~

applicable fee, and schedule their inspection by the May 1st deadline. The fee schedule is as follows:

FEE SCHEDULE [Amended 3-6-2018 by Ord. No. 340-2018]	
Retail/Mercantile/Business/Eating establishments and other uses not classified as a LHU	
0-2,500 sq. ft.	\$150 <u>125</u>
2,501-12,000 sq. ft.	\$300 <u>250</u>
Hotel or Motels not classified as LHUs	
Up to 9 units	\$125 per bldg.
10 and/or more units	\$250 per bldg.
Permits	
Type 1	\$75 <u>125</u>
<u>Exception: Type 1-V. The use of any open flame or flame-producing device, in connection with any public gathering, for purposes of entertainment, amusement, or recreation. Any fixed-piping system(s) installed and approved though the Uniform Construction Code permitting process shall be exempt from paying these fees.</u>	<u>\$125 for first device</u> <u>\$25 each additional device</u>
Type 2	\$200 <u>250</u>
Type 3	\$425 <u>475</u>
Type 4	\$600 <u>650</u>
Residential Rentals not classified as Hotel/Motel and/or LHUs	
Single Dwelling Unit	\$120 <u>110</u>
Multiple Dwelling Units	\$110 <u>120</u> for the first unit + \$35 <u>50</u> each additional unit

FEE SCHEDULE [Amended 3-6-2018 by Ord. No. 340-2018]

Miscellaneous

Condo Association w/ Common Area and/ or Common Fire Detection/Suppression Systems	<u>\$150 per building</u> 425
Certificate of Fire Code Status	<u>\$125</u> 25

- B. ~~Uses not classified above that are subject to the Uniform Fire Code will be classified as retail stores~~ **Late Fees: Any invoice that is not paid within 180 days of the invoice's due date will be charged a late fee that is equal to the registration fee. (Example: \$125 registration fee shall be charged a \$125 late fee in addition to the \$125 registration fee for a total of \$250 due.)**
- C. ~~Uses required to register with the state as life hazard uses shall not be required to register under this section.~~ **Uses required to be registered with the State of New Jersey as a Life-Hazard Use shall be required to also register with the Fire Prevention Bureau. In such cases, the registration fee will be billed by and paid directly to the State.**
- D. ~~C. In the discretion of the Fire Official, vacant buildings will be charged and inspected according to the previous use of the building.~~
- E. ~~There shall be a penalty of not less than \$250 and not more than \$1,200 for any rental property occupied but not registered and inspected as required.~~ **The penalty for occupying or advertising to occupy any unregistered property as listed above shall be \$1,000.00.**
- D. ~~Certificates expire 12/31 each year and are nontransferable.~~ **Inspection Certificates are non-transferable.**
- E. **Application for permits for events must be submitted more than 10 business days prior to the event date.**
- 1. Any application received within four (4) to ten (10) business days from the event date shall be charged a rush fee equal to the permit fee amount.**
 - 2. Any application received within less than four (4) business days from the event date shall be charged a rush fee equal to double the permit fee amount.**
 - 1.3. All required payments must be received paid to the City at time of invoice as a condition of issuance of any permit.**

SECTION 2. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.

SECTION 3. Should any section, paragraph, sentence, clause or phase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared to be severable.

SECTION 4. This Ordinance shall become effective 20 days after final passage and publication, according to law.

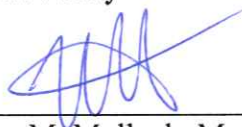
ATTEST:



Erin C. Burke, City Clerk

CITY OF CAPE MAY, a municipal corporation of
the State of New Jersey

BY:



Zachary M. Mullock, Mayor

NOTICE

Ordinance 549-2025 was introduced at a Regular meeting of the City Council of the City of Cape May, held on January 22, 2025 and was further considered for final passage during a Regular meeting of the City Council, held at the Cape May City Hall Auditorium, 643 Washington Street, Cape May, New Jersey, on February 19, 2025 at 5:00 P.M. at which time a Public Hearing was held.



Erin C. Burke, City Clerk

Roll Call	Ayes	Nays	Absent	Abstain	Motion	Second
Meier			X			
McDade	X				X	
Bodnar	X					X
Baldwin	X					
Mullock	X					

Introduced:	January 22, 2025
1 st Publication:	January 29, 2025
2 nd Reading & Adoption:	February 19, 2025
Final Publication:	February 26, 2025
Effective Date:	March 18, 2025