

**TOWNSHIP OF LONG HILL
ORDINANCE 543-24**

**ESTABLISHING A CONSTRUCTION RECORDS CLEARANCE CERTIFICATE AND SUPPLEMENTING
AND AMENDING CHAPTER 29 OF THE TOWNSHIP CODE ENTITLED "UNIFORM CONSTRUCTION
CODE AND CONSTRUCTION REQUIREMENTS"**

BE IT ORDAINED by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey that Chapter 29 of the Township Code entitled "Uniform Construction Code and Construction Requirements" is hereby supplemented and amended as follows:

Section 1. There is hereby created a new section 29-3 entitled "Construction Records Clearance Certificate" which reads as follows:

29-3 CONSTRUCTION RECORDS CLEARANCE CERTIFICATE

29-3.1 When Required.

- a. No building or structure shall be occupied in whole or in part prior to the issuance of a certificate of construction records clearance (CRC). A CRC shall be required prior to the sale of any residential or commercial structure and prior to the rental of any tenant space in a commercial structure within the Township.
- b. A CRC shall be issued if, but only if, there are no open construction permits on the premises. If there are any open construction permits, the CRC shall be issued only on completion of all final inspections and approvals and issuance of appropriate Uniform Construction Code certificates.
- c. Exceptions. The following transactions are exempt from obtaining a CRC as long as no change in physical occupancy occurs:
 1. Transfer of title to correct a previously recorded deed.
 2. Title eligible to be recorded as an ancient deed pursuant to *N.J.S.A. 46:16-7*.
 3. Transfer of title between husband and wife, whether or not relating to divorce, or between former spouses if the transfer is incident to an order or judgment from any court of competent jurisdiction.
 4. Transfer of title relating to new construction for which a certificate of occupancy is required.
 5. Transfer of title by or to an executor, administrator or court order which affects a distribution of a descendant's estate in accordance with the provisions of the descendant's will or the intestate laws of the state.
 6. Transfer of title due to refinancing, home equity loans, second mortgages.
 7. Transfer of title by or to a receiver, trustee in bankruptcy or liquidation, or assignee for the benefit of creditors.
 8. Residential rentals.

29-3.2 Responsibility.

No owner shall permit the sale of a residential or commercial premises or rental of commercial premises covered under this section unless the requisite CRC has been issued. No purchaser or tenant shall occupy any premises covered under this section until the requisite CRC has been issued. Owners,

tenants and occupants shall be jointly and separately responsible for failure to obtain the requisite CRC required hereunder. The owner or his authorized agent shall submit a written application and payment of fees at least 10 business days prior to the change of ownership and/or occupancy on the form available from the Construction Office.

29-3.4 Fees.

The applicant fee shall be established by resolution of the Township Committee.

29-3.5 Violations and Penalties.

- a. Any person, firm or corporation violating any provisions of this section shall, upon conviction, be punishable by the penalties set forth in section 1-5 of the Township Code.
- b. The issuance of a CRC shall not preclude the imposition of penalties upon subsequent discovery of violations.

Section 2. Any or all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 3. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 4. This ordinance shall become effective immediately upon final passage and publication as required by law.

NOTICE

The foregoing ordinance having been introduced and passed on first reading by the Township Committee of the Township of Long Hill, in the County of Morris on Wednesday, June 12, 2024 will be considered for final passage and adoption at a public hearing held at a meeting beginning at 7:30 p.m. on Wednesday, July 17, 2024, by a meeting when and where or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance. To obtain details of the meeting please refer to Wednesday, July 17, 2024, public agenda, or email municipalclerk@longhillnj.gov.

ATTEST

Megan Phillips, RMC

Guy Piserchia, Mayor

First Reading and Introduction: June 12, 2024

1st Publication: Echoes Sentinel June 20, 2024

Second Reading and Adoption: on agenda July 17, 2024

2nd Publication: