

**TOWNSHIP OF JACKSON  
ORDINANCE 20-24**

**ORDINANCE OF THE TOWNSHIP COUNCIL, TOWNSHIP OF JACKSON,  
OCEAN COUNTY, NEW JERSEY, AMENDING CHAPTER 244-216B(8) TO  
PERMIT INCREASED HEIGHT IN POOL ENCLOSURES BASED UPON  
SETBACK OF SAME**

**BE IT ORDAINED**, by the Township Council of the Township of Jackson, County of Ocean, State of New Jersey that Chapter 244-216 entitled "Swimming Pools" be amended with respect to Section B(8) as follows:

§244-216B(8) "Enclosure" shall be amended to delete Subsection (a), (b), and (c) and replace same with the following:

- a. In-ground Pools shall be surrounded entirely by a fence, with no openings greater than two-inch square, and shall be capable of holding a load of 250 pounds between posts located not more than eight feet apart; however, the residence may serve as part of the enclosure. The fence shall be located not less than six feet from the closest edge of the pool. Fences shall be at least four feet high above grade and no more than six feet in height at the setback line. For every twenty-five feet the fence is located beyond the setback line, the fence may be increased by one foot, to a maximum of eight feet if it is located fifty feet or more beyond the setback line of a side or rear yard. If any fence is made of wire, they must be of the chain-link type. All supporting structures shall be on the inside of the fence, and the top of such support shall be at least one inch lower than the top of the fence.
- b. Permanent aboveground pools constructed with an attached deck and fence being at least four feet in height above ground level and capable of holding a live load of 250 pounds between posts located not more than eight feet apart need no additional fencing. The stairs to the deck shall be protected.
- c. Temporary aboveground pools, when not in use, must be emptied or covered with a suitable protective covering, securely fastened or locked in place unless enclosed by a fence meeting the requirements for a permanent in-ground pool.
- d. Gate. Any opening or openings in the fence to afford entry to the pool shall be equipped with a gate similar to the fence and shall extend from not more than two inches above the ground to the height of the fence. The gate shall be of a self-closing or self-latching type opening outwardly only. No gate shall swing over the stairs for an above ground pool and all locking devices shall be 54 inches from the bottom of the gate.

**SECTION 1.** 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 2.** This ordinance shall take effect after second reading and publication as required by law.

DATE:

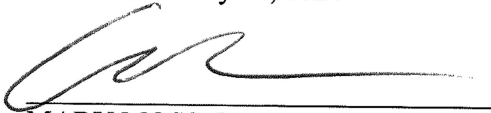
June 17, 2024

INTRODUCED: May 14, 2024

ATTEST:

  
MAYOR MICHAEL REINA

ADOPTED: May 28, 2024

  
MARY MOSS, RMC  
MUNICIPAL CLERK