

## **Chapter 103. BULKHEADS**

### **§ 103-1. Permit required for erection and reconstruction.**

Applications for permits to construct or reconstruct a bulkhead shall be accompanied with plans showing size, shape, location, configuration and specification of materials to be used in the construction of the bulkhead as well as the manner in which such materials shall be incorporated into the bulkhead.

### **§ 103-2. Location.**

#### **[Amended 9-18-2008 by Ord. No 34-2008]**

The location for the construction of any bulkhead shall be along the established property line as shown on the Official Tax Map of the City of Margate. The finished elevation shall be a minimum of 7.5 feet and a maximum of 9.0 feet above mean sea level based on **NAVD 1988** datum for bayfront bulkheads and 13 feet above mean sea level based on **NAVD 1988** datum for beachfront bulkheads. The Construction Official shall determine any dispute as to location, height or construction requirements of a bulkhead. Prior to the issuance of a certificate of compliance by the City of Margate confirming compliance with the provisions of this chapter, the applicant shall submit to the Construction Official an elevation certification from a licensed professional certifying that the finished elevation of the bulkhead is at least 7.5 feet and not greater than 9.0 feet above mean sea level based on **NAVD 1988** datum for bayfront bulkheads and 13 feet above mean sea level based on **NAVD 1988** datum for beachfront bulkheads. When drainage-related issues are in dispute, the City Engineer shall review same with the Construction Official. Property owners shall eliminate stormwater drainage impact to adjacent properties through the installation of necessary drainage devices.

### **§ 103-3. Minimum specifications.**

A. The minimum specifications governing the construction and reconstruction of bulkheads in the City of Margate shall be in accordance with all applicable regulatory requirements of the State of New Jersey.

B. The bulkhead design shall be prepared by a New Jersey licensed professional engineer and shall be in accordance with generally accepted engineering principles and standards. It shall be the obligation of the property owner and the property owner's engineer to provide any supplemental information that may reasonably be required by the Construction Official and/or City Engineer in order to evaluate and approve the proposed bulkhead design.

### **§ 103-4. Maintenance; duty to repair.**

All private bulkheads within the City of Margate shall be maintained in such a manner so as not to pose any danger to the health, safety or welfare of the citizens of Margate. Bulkheads shall be maintained in such a manner so as to prevent erosion or danger to abutting, adjacent or adjoining properties. When a bulkhead has deteriorated to the extent that it poses a danger, the Construction Official shall notify the property owner, in writing, of the nature of the deterioration and require the property owner to make the necessary repairs. The property owner

shall submit a plan of corrective action to the Construction Official and City Engineer no later than 30 days from receipt of the notice. Upon approval of the corrective action plan by the Construction Official and City Engineer, the property owner shall complete all necessary repairs forthwith. If permits are required by the State of New Jersey or any other governmental agency before work can commence on the corrective action plan, then the property owner shall immediately make application for all required permits. In the event the property owner fails to submit a corrective action plan or fails to implement that plan, then, in either of such events, the City may, at its option, make the necessary repairs and charge the cost thereof to the property owner in such manner as authorized by law.