

BOROUGH OF MANTOLOKING

OCEAN COUNTY



NEW JERSEY

P.O. BOX 247
202 DOWNER AVENUE
MANTOLOKING, NJ 08738
www.mantoloking.org

TELEPHONE NO.
General (732) 475-6983
Fax (732) 475-7671
Construction (732) 475-7261
Fax (732) 475-7601

APPLICATION FOR A VARIATION N.J.A.C. 5:23-2.9

IDENTIFICATION

Block _____ Lot _____
Work Site Location _____
Owner in Fee _____
Address _____
Telephone () _____

Fee **\$150** This must be a separate check made payable to: **THE BOROUGH OF MANTOLOKING**

APPLICATION STATEMENT

Please state the requirements of the subcode from which a variation is sought. (Use separate application forms for each variation request): **IRC 2018, section R326 Barrier Requirements: I am requesting to share and/or use my neighbors' fences as a protected barrier for my swimming pool.**

How would compliance with said provisions result in practical difficulties? Explain the nature and extent of these difficulties: **I am required to install an additional fence when one already exists.**

Please state an alternative to the subcode requirement that will still protect the health, safety and welfare of the occupants: **As permitted by the State of New Jersey, sharing barriers are permitted. Please see attached a certified letter from my neighbors giving me permission and acknowledgement of my responsibilities.**

DATE _____ SIGNED _____
APPLICANT

OFFICE USE ONLY

DETERMINATION

This application is to be reviewed within 20 business days.

After reviewing the facts, we () Deny () Grant the above variation request, in accordance with N.J.A.C. 5:23-2.9 through 2.13, for the following reasons:

_____	_____	_____
Date	Building Subcode Official	Construction Official
Date received _____ Permit # _____		
Control # _____ Date Received _____		
Date Issued _____ Date Permit Issued _____		

PLEASE NOTE:

**A SEPARATE VARIATION IS REQUIRED FOR EACH SHARED FENCE.
Please return this form with DOCUMENT VARIATION PROCEDURE.**

BOROUGH OF MANTOLOKING

OCEAN COUNTY



NEW JERSEY

P.O. BOX 247
202 DOWNER AVENUE
MANTOLOKING, NJ 08738
www.mantoloking.org

TELEPHONE NO.
General (732) 475-6983
Fax (732) 475-7671
Construction (732) 475-7261
Fax (732) 475-7601

VARIATION PROCEDURE

As permitted by the State of New Jersey on March 9, 2009, you can request a variation to allow you to share a swimming pool barrier with your neighbor. However, the barrier is not climable and conforms to the requirements of the International Residential Code 2018, section R-326, Barrier Requirements. You must pay the variation fee with a separate check in the amount of one hundred fifty dollars (\$150.00) made payable to the Borough of Mantoloking.

1. Fill out the **APPLICATION FOR A VARIATION**.
2. **Part I** to be filled out by your neighbor of the barrier you wish to share. Each neighbor sharing a fence requires a separate variation form.
3. **Part II** to be filled out by the person requesting the variation. Return this completed form notarized and submit it with your **APPLICATION FOR A VARIATION** form.

PART I

BARRIER OWNER (NEIGHBOR)

I _____ residing at _____ acknowledge the use of
(PLEASE PRINT - FENCE OWNER NAME) (FENCE OWNER ADDRESS)
my fence as a swimming pool barrier for my neighbor residing at _____
(POOL OWNER ADDRESS)

Signature: _____ Date: _____

PART II

APPLICANTS REQUESTING THE VARIATION

I _____ residing at _____ the pool owner
(PLEASE PRINT - POOL OWNERS NAME) (POOL OWNERS ADDRESS)
acknowledge the responsibility to install a compliant barrier should the neighbor above remove his/her fence or pool barrier for any reason. Furthermore, the barrier should not be climable, as per code, from the side away from the swimming pool; and if there is a swimming pool on both sides of the barrier, the barrier should not be climable from either side.

TO BE NOTARIZED

The above information was obtained truthfully and to the best of my ability.

Signature (applicant) _____

date _____

print name _____

State of _____

County of _____

Sworn and Subscribed before me this day of _____, 20 _____

Affix official seal.