

TOWNSHIP OF EDGEWATER PARK
ORDINANCE NO. 5-2005

*An Ordinance Of The Township Of Edgewater Park,
County Of Burlington, State Of New Jersey,
Formulating a Yard Waste Collection Program by
Creating Chapter 8.72 Entitled "Yard Waste Collection Program"*

WHEREAS, the Township Committee of the Township of Edgewater Park is desirous of establishing a yard waste collection and disposal program, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

SECTION I: Definitions

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- a. Containerized – means the placement of the yard waste in a trash can, bucket, bag or other vessel, such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. Street – means any street, avenue, boulevard, road, parkway, viaduct, drive, or other way, which is an existing State, county, or municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, perking area, and other areas within the street lines.
- d. Yard Waste – means leaves and grass clippings.

SECTION II: Yard Waste Collection

Sweeping, raking, blowing or otherwise placing yards waste that is not containerized at the curb or along the street is only allowed during the seven (7) days prior to a scheduled and announced collection, and shall not be placed closer than 10 feet from any storm drain inlet. Placement of such yard waste at the curb or along the street at any other time or in any other manner is a violation of this ordinance. If such placement of yard waste occurs, the party responsible for placement of the yard waste must remove the yard waste from the street or said party shall be deemed in violation of this ordinance.

SECTION III: Enforcement

The provisions of this ordinance shall be enforced by the Edgewater Park Police and the Property Maintenance Department of the Township of Edgewater Park.

SECTION IV: Violations and Penalties

- A. Any person(s) who is found to be in violation of the provisions of this ordinance shall upon conviction thereof in a proceeding before

a court of competent jurisdiction be subject to the following fines:

1. Residential yard waste collection violation: A fine of not less than twenty-five dollars (\$25.00) and not more than one thousand dollars (\$1,000.00);
 2. Commercial or institutional violation: A fine of not less than five hundred dollars (\$500.00) and not more than one thousand dollars (\$1,000.00).
- B. Each continuing day of violation of this chapter shall constitute a separate offense.

SECTION V: Severability

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION VI: Effective Date

This Ordinance shall be in force and effect from and after its adoption and any publications as may be required by law.

TOWNSHIP OF EDGEWATER PARK

Richard M. Tucker, Mayor

Linda M. Dougherty, R.M.C.,
Municipal Clerk/Administrator

NOTICE

The foregoing ordinance was introduced by the Edgewater Park Township Committee at its meeting held on May 10, 2005. This ordinance will be consider for adoption of final reading and public hearing to be held on May 24, 2005 at 7:00 PM, or shortly thereafter, and place to which such meeting may be adjourned, in the Municipal Building, 400 Delanco Road, Edgewater Park, New Jersey. At which time and place all persons interested will be given an opportunity to be heard concerning said Ordinance. During the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's office to the members of the general public who shall request the same.

Record Vote of the Township Committee on First Reading					
Committee Member	Yes	No	Abstain	Absent	Motioned By:
Mr. Atzert					
Mrs. Hall					
Mr. Pullion					
Mr. Van Brunt					
Mayor Tucker					

NOTICE OF FINAL ADOPTION:

Notice is hereby given that the foregoing ordinance was approved for final adoption by the Township Committee of the Township of Edgewater Park at a Regular Meeting held on _____ at the Municipal Building, 400 Delanco Road.

TOWNSHIP OF EDGEWATER PARK

Richard M. Tucker, Mayor

Linda M. Dougherty, R.M.C.,
Municipal Clerk/Administrator

1st Reading:
Publication:
Amendment:
2nd Reading:
Publication:
Adoption:

Record Vote of the Township Committee on Second Reading					
Committee Member	Yes	No	Abstain	Absent	Motioned By:
Mr. Atzert					
Mrs. Hall					
Mr. Pullion					
Mr. Van Brunt					
Mayor Tucker					

