

TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

Ordinance #05-26

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, TO AMEND AN ORDINANCE ENTITLED REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN, AND MORE SPECIFICALLY TO CREATE CHAPTER 8.48 YARD WASTE

BE IT ORDAINED by the Mayor and Township Committee of the Township of Raritan as follows:

Section I.

An ordinance to establish a yard waste collection and disposal program in the Township of Raritan, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

Section II

Chapter 8.48 Yard Waste shall be created as follows:

8.48.010 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.

"Containerized" – means the placement of 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.

"Person" – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

"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, parking areas, and other areas within the street lines.

"Yard Waste" – means leaves and grass clippings.

8.48.020 Yard Waste Collection

Sweeping, raking, blowing or otherwise placing yard 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.

8.48.030 Enforcement

This ordinance shall be enforced by the Police Department of Township of Raritan, The Zoning Officer and/or the Board of Health.

8.48.040 Penalties

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$500.00 for each violation.

Section III

If the provision of any article, subsection, paragraph, subdivision or clause of this Chapter shall be judged invalid by any Court of competent jurisdiction, such Order or Judgment shall not effect or invalidate the remainder of any such article, section, subsection, paragraph or clause, and to this end, the provisions of this Ordinance are hereby declared to be severable.

Section IV

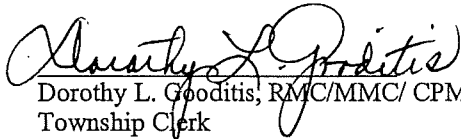
All other provisions of the said ordinance shall remain in full force and effect

Section V

This ordinance shall take effect immediately upon (1) adoption; and (2) publication in accordance with the laws of the State of New Jersey.

Attest:

Township Committee of
The Township Of Raritan


Dorothy L. Gooditis, RMC/MMC/ CPM
Township Clerk


Peter Kinsella
Mayor

NOTICE OF PENDING ORDINANCE

Please take notice that the foregoing Ordinance was introduced by the Township Committee of the Township of Raritan at a meeting held on July 18, 2005, and the same was then ordered to be published according to law with a public hearing and final consideration scheduled for the meeting of August 1, 2005 beginning at 7:30 p.m. at the Municipal Building, One Municipal Drive, Raritan Township (Flemington), New Jersey at which time all interested persons will be heard.

Dorothy L. Gooditis, RMC/MMC/CPM
Township Clerk

ORDINANCE # 05-26
INTRODUCED 7/18/05
FINALLY ADOPTED 8/1/05
TABLED _____