

TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

Ordinance #05-27

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 8.50 IMPROPER DISPOSAL OF WASTE

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

Section I.

An ordinance to prohibit the spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) operated by 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 8.50 Improper Disposal of Waste shall be added as follows:

8.50.010 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.

"Municipal separate storm sewer system (MS4)" – a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the Township of Raritan or other public body, and is designed and used for collecting and conveying stormwater.

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

"Stormwater" – water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

8.50.020 Prohibited Conduct

The spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system operated by the Township of Raritan is prohibited. The spilling, dumping, or disposal of materials other than stormwater in such a manner as to cause the discharge of pollutants to the municipal separate storm sewer system is also prohibited.

8.50.030 Exceptions to Prohibition

1. Water line flushing and discharges from potable water sources
2. Uncontaminated ground water (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising ground waters)
3. Air conditioning condensate (excluding contact and non-contact cooling water)
4. Irrigation water (including landscape and lawn watering runoff)
5. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows
6. Residential car washing water, and residential swimming pool discharges
7. Sidewalk, driveway and street wash water
8. Flows from fire fighting activities
9. Flows from rinsing of the following equipment with clean water: - Equipment used in the application of salt and de-icing materials immediately following salt and de-icing material applications. Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded. Rinsing of equipment, as noted in

the above situation is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

8.48.040 Enforcement

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

8.48.050 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.

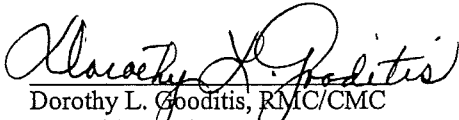
Section IV

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:


Dorothy L. Gooditis, RMC/CMC
Township Clerk

Township Committee of
The Township Of Raritan


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 # 05-27
INTRODUCED 7/18/05
FINALLY ADOPTED 8/1/05
TABLED _____