

TOWNSHIP OF HAINESPORT

ORDINANCE NO. 2020-3

**AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF HAINESPORT
REGARDING TRASH, YARD WASTE AND CONSTRUCTION DEBRIS
COLLECTION**

WHEREAS, the Township Committee of the Township of Hainesport desires to enhance the health, well-being, and cleanliness of the Township; and

WHEREAS, litter, trash, yard waste, and construction debris left on the curb line or in the front of homes constitutes a nuisance to travelers and reflects negatively on the community; and

WHEREAS, the Township Committee seeks to strengthen the municipal ordinances regarding the collection of trash, yard waste, and debris construction.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Hainesport, County of Burlington, State of New Jersey that the Code of the Township of Hainesport be amended as follows:

ARTICLE I: AMENDED SECTIONS

1. Chapter 138 of the Code of the Township of Hainesport entitled "Property Maintenance" is hereby amended as follows [newly added material is indicated by underlined text]:

[§§ 132-1 through 132-6 to remain unchanged.]

§132-8 Refuse Storage and disposal

- A. In general. No person shall accumulate or permit, suffer or allow the accumulation in any premises owned, operated, occupied or controlled by him of any refuse, garbage, rubbish and waste material for a time longer than the period from one collection day to the next ensuing collection day. Such refuse, garbage, rubbish or waste material shall either be

removed by the Township-contracted services in accordance with regulations made and provided or by an authorized collector.

B. Nonresidential premises.

1. Every owner, operator and occupant of any nonresidential premises shall be responsible for providing suitable containers consisting of waterproofed receptacles, cans or barrels made of a substantial material such as galvanized iron or vinyl/plastic with a tight-fitting cover so constructed as to prevent spillage or leakage of its contents which, when full, shall not weigh over 65 pounds (unless the container is to be mechanically raised) for the receiving and holding of garbage, rubbish, refuse or waste materials.
2. Every owner, operator and occupant of nonresidential premises shall be responsible for providing containers, as described in Subsection B(1), sufficient in number to hold all garbage, rubbish, refuse and waste material in the manner prescribed, from one collection period to the next actual collection. Garbage, rubbish, refuse and waste material shall be placed in the containers aforesaid prior to the time fixed for collections.
3. Every owner, operator and occupant of nonresidential premises shall be responsible for making necessary arrangements for weekly collection of garbage, rubbish, refuse and waste material between the hours of 6:00 a.m. and 8:00 p.m. prevailing time only.

C. Residential premises.

1. Every owner, operator and occupant of residential premises shall be responsible for providing suitable containers for the receiving and holding of garbage, rubbish, refuse and waste materials and which when full shall not weigh more than 30 pounds. All such

containers shall prevent trash or garbage from disbursing or spilling into the street and prevent spillage or leakage of their contents.

2. Every owner, operator and occupant of residential premises shall be responsible for providing containers as described in Subsection C(1) sufficient in number to hold all garbage, rubbish, refuse and waste material, in the manner prescribed, from one collection to the next actual collection. Such garbage, rubbish, refuse and waste material shall be placed in the containers aforesaid prior to the time fixed for collection.
3. Every owner, operator and occupant of residential premises shall place the containers aforementioned so as not to impede traffic in front of the premises no earlier than 12:00 noon of the day preceding the nearest collection day. Containers shall be retrieved from their collection location no later than 12:00 midnight on the day of collection.
4. Discarded newspapers, magazines and the like may be placed in securely tied bundles or paper bags in close proximity to the location of the containers aforesaid for collection in accordance with the Recycling Ordinance requirements. Bulky items comprised of waste materials classified as paper, rubbish or ashes as defined in § 132-3 of this article must be assembled by the owner, operator and occupant of the premises into not more than three-foot lengths, tied securely and placed in close proximity to the containers aforesaid for collection.
5. All trash, refuse and recycling containers shall be stored inside a main or accessory structure on the premises, including, but not limited to, attached or detached garages, or stored behind or next to a main or accessory structure with an expectation that the property owner will limit visibility from the roadway.

2. Chapter 161 of the Code of the Township of Hainesport entitled “Stormwater management” is hereby amended as follows [newly added material is indicated by underlined text]:

[§161-1 and §161-2 to remain unchanged.]

§161-3 Prohibited conduct

- A. Yard waste collection. Sweeping, raking, blowing or otherwise placing of yard waste that is not containerized at the curb or along the street is only allowed during the seven days prior to a scheduled and announced collection, and shall not be placed closer than 10 feet from any storm drain inlet. Yard waste may be piled or raked in rows running parallel to the curb of the premises in question. The outward edge of the rows shall not extend any further than three feet from the nearest curblane and must impede traffic on either the sidewalk or in the street. 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 article. 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 article.

[§161-4 through §161-16 to remain unchanged.]

3. Chapter 69 of the Code of the Township of Hainesport entitled “Clean Communities Code” is hereby amended as follows [newly added material is indicated by underlined text]:

[§69-1 through §69-14 to remain unchanged.]

§69-15 Construction debris

No person having control over a construction site shall permit the accumulation of debris or litter or storage of debris or litter in such a manner that the debris or litter is likely to be moved about by natural forces onto adjacent property. All construction material generated by homeowners themselves must be properly prepared for trash pickup by the homeowner. Debris

should be broken down into sections no longer than four (4) feet long and bundled with twine.
Small wood and debris scraps should be placed in residential trashcans for removal. Debris
shall be placed so as not to impede traffic in front of the premises no earlier than 12:00 noon
of the day preceding the nearest collection day.

[§69-16 through §69-25 to remain unchanged.]

§69-26 Construction Sites

It shall be unlawful for any owner, agent or contractor in charge of a construction or demolition site to permit the accumulation of litter before, during or after completion of any construction or demolition project. It shall be the duty of the owner, agent or contractor in charge of a construction site to furnish containers adequate to accommodate flyable or non-flyable debris or trash at areas convenient to construction areas and to maintain and empty the receptacles in such a manner and with such frequency as to prevent spillage of refuse. It shall be the duty of the contractor, or agent in charge of a construction site to provide for the collection and proper disposal of all construction debris. The Township shall not be responsible for the collection of construction debris generated by contractors.

[§69-26 through §69-31 to remain.]

ARTICLE II: REPEALER, SEVERABILITY, AND EFFECTIVE DATE

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity

shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

NOTICE OF PUBLIC HEARING

HAINESPORT TOWNSHIP ORDINANCE NO. 2020-3

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF HAINESPORT REGARDING TRASH, YARD WASTE, AND CONSTRUCTION DEBRIS COLLECTION

The Ordinance published herewith was introduced and passed upon first reading at the regular meeting of the Township Committee of the Township of Hainesport, in the County of Burlington, State of New Jersey, on April 7, 2020. It will be further considered for final passage, after public hearing at the regular meeting of the Township Committee to be held at the Municipal Building, One Hainesport Centre, Hainesport, New Jersey 08036 on May 12, 2020 at 7:00 P.M. at which time and place any persons desiring to be heard upon the same will be given an opportunity to be heard. Copies of said Ordinance may be obtained from the Township Clerk.

Date: April 7, 2020



Paula L. Kosko, RMC
Township Administrator/Clerk

	Motion	Second	Yes	No	Abstain	Absent
Gilmore		X	X			
Costa			X			
Schneider			X			
Clauss	X		X			
MacLachlan			X			

NOTICE OF FINAL PASSAGE

HAINESPORT TOWNSHIP

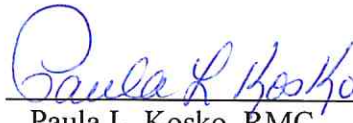
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Notice is hereby given that Ordinance 2020-3 as entitled above has been finally adopted on final reading by the governing body of Hainesport Township after a public hearing at a meeting held on May 12, 2020. Said Ordinance shall take effect in accordance with law.

ATTEST:

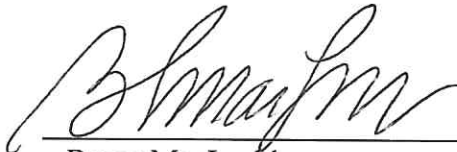
Dated: 05.12.2020



Paula L. Kosko, RMC
Township Administrator/Clerk

ACKNOWLEDGMENT OF
APPROVAL BY:

Dated: May 12, 2020



Bruce MacLachlan
Mayor of Hainesport Township

	Motion	Second	Yes	No	Abstain	Absent
Gilmore			X			
Costa			X			
Schneider	X		X			
Clauss		X	X			
MacLachlan			X			

Introduced: April 7, 2020
First Publication: April 10, 2020
Adoption: May 12, 2020
Final Publication: May 15, 2020