

AN ORDINANCE OF THE BOROUGH OF SOUTH
RIVER ESTABLISHING A YARD WASTE
COLLECTION AND DISPOSAL PROGRAM

SECTION 1: Purpose

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

SECTION 2: 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 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 storm water.
- 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, parking areas, and other areas within the street lines.
- d. Yard Waste – means leaves and grass clippings.

SECTION 3: 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.

SECTION 4: Enforcement

The provisions of this ordinance shall be enforced by Borough of South River Police Department.

SECTION 5: Violations and 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 one thousand dollars (\$1,000.00).

SECTION 6: 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 7: Partial Invalidity

All ordinances or part of ordinances inconsistent with or in conflict with this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 8:

All ordinance and parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed.

SECTION 9:

This ordinance shall take effect upon passage, approval and publication as required by law.

APPROVED AS TO FORM

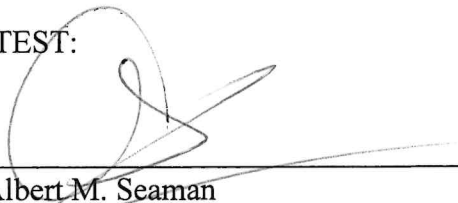
/s/ _____

Frederick D. Roselli
Borough Attorney

APPROVED:

/s/ 
Robert P. Szegeti, Mayor

ATTEST:

/s/ 
Albert M. Seaman
Borough Clerk

cc: NSDEP
Mald City
Boro Eng
DPW
Police
CFO