

**BOROUGH OF MONMOUTH BEACH
COUNTY OF MONMOUTH**

AN ORDINANCE AMENDING AND SUPPLEMENTING ARTICLE 19-6 OF CHAPTER XIX TITLED “ SOLID WASTE MANAGMENT” OF THE CODE OF THE BOROUGH OF MONMOUTH BEACH.

BE IT ORDAINED by the Mayor and Borough Commissioners of the Borough of Monmouth Beach, County of Monmouth, and State of New Jersey as follows:

SECTION 1

Chapter XIX (Solid Waste Management) Section 19-6 “Yard Waste Collection Program” of the General Ordinances of the Borough of Monmouth Beach is hereby amended or supplemented as Follows: (*new text is double underlined, text to be deleted is ~~struck through~~ and notations to the reader and changes in subparagraph designations either with or without changes to content are italicized*):

19-6 YARD WASTE COLLECTION PROGRAM.

19-6.1 Purpose.

This section is enacted to establish a yard waste collection and disposal program in the Borough to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

19-6.2 Definitions.

As used in this section:

Containerized shall mean the placement of yard waste in a trash can, bucket, bag or other vessel, or bundled and tied such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.

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

Street shall mean 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 shall mean hedge clippings, weeds, twigs and brush but not. Leaves and grass clippings.

19-6.3 Yard Waste Collection.

Yard Waste will be collected every Monday. The containerized waste must be placed curbside for pick up no later than the evening before but no sooner than two days prior to the pick up. Any waste placed loose at the curb will not be collected. 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 ten (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 section. If

such placement of yard waste occurs, the party responsible for placement of the yard waste shall remove the yard waste from the street or that party shall be deemed in violation of this section.

Grass Clippings are not considered yard waste, are prohibited and will not be collected. Any yard waste mixed with grass clippings and/or leaves will not be collected.

19-6.4 Enforcement.

The provisions of this section shall be enforced by the Police Department and/or the Borough Code Enforcement Office.

19-6.5 Violations and Penalties.

Any person(s) who is found to be in violation of the provisions of this section shall be subject, upon conviction, to the penalty stated in Chapter I, Section 1-5.

SECTION 3

All ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency.

SECTION 4

If any section, paragraph, subdivision, clause or provision of this ordinance is adjudged to be invalid, such adjudication shall apply only to section paragraph, subdivision, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

SECTION 5.

This ordinance shall take effect upon its passage and publication according to law.

Introduced : August 9, 2011
Adopted : September 13, 2011

ATTEST:

Joyce L. Escalante, RMC
Municipal Clerk

O-89-11