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2006-7

**AN ORDINANCE OF THE TOWNSHIP OF WEST DEPTFORD
AMENDING CHAPTER 189, "SOLID WASTE DISPOSAL" OF THE
CODE OF THE TOWNSHIP OF WEST DEPTFORD**

BE IT ORDAINED by the Mayor and Township Committee of the Township of West Deptford, County of Gloucester and State of New Jersey, that Chapter 189, "Solid Waste Disposal", of the Code of the Township of West Deptford be and is hereby amended to add the following:

ARTICLE III

Yard Waste

§189-14. Purpose.

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

§189-15. 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.

§189-16. 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.

§189-17. Enforcement.

The provisions of this ordinance shall be enforced by the West Deptford Police Department and/or the West Deptford Public Works Director or his designee.

§189-18. 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 \$50.00.

§189-19. Severability.

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an 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.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon final passage and publication as required by law.

TOWNSHIP OF WEST DEPTFORD

By: 
ANNA DOCIMO, Mayor

ATTEST:


RAYMOND L. SHERMAN, Clerk

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on first reading on the 6th day of April, 2006, at a regular meeting of the Township Committee of the Township of West Deptford and will be taken up for final consideration and passage at a regularly scheduled meeting of the Mayor and Township Committee of the Township of West Deptford to be held on the 4th day of May, 2006 at 7:00 p.m. at the Municipal Building, 400 Crown Point Road, Thorofare, New Jersey.

RAYMOND L. SHERMAN, Clerk