

TOWNSHIP OF DEERFIELD
CUMBERLAND COUNTY, NEW JERSEY
PROPOSED ORDINANCE

AN ORDINANCE AS TO
CONTAINERIZED YARD WASTE
NO. 2024-2

WHEREAS, the Township of Deerfield to comply with implementation of the final Tier A Municipal Stormwater General Permit (effective January, 2023), the permit contains general conditions municipalities are required to comply with the; and

WHEREAS, part of the conditions include adopting community wide ordinances;

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Deerfield, County of Cumberland and State of New Jersey (not less than two-thirds of all members of the governing body thereof affirmatively concurring) as follows:

SECTION 1. PURPOSE

An Ordinance to establish requirements for the proper handling of yard waste in the Township of Deerfield, 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 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.
- 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. PROHIBITED CONDUCT

The owner or occupant of any property, or any employee or contractor of such owner or occupant engaged to provide lawn care or landscaping services, shall not sweep, rake, blow or otherwise place yard waste, unless the yard waste is containerized, in the street. If yard waste that is not containerized is placed in the street, the party responsible for placement of 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 the zoning/code enforcement officer.

SECTION 5. VIOLATIONS AND PENALTIES

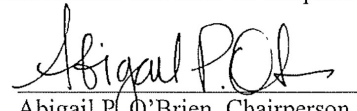
Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$35 for the first offense; \$75 for the second offense and \$150 for a third offense and for every offense thereafter.

SECTION 6. SEVERABILITY

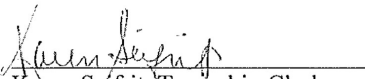
Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause, and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION 7. EFFECTIVE DATE.

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.


Abigail P. O'Brien, Chairperson
Township of Deerfield

ATTEST:


Karen Seifrit, Township Clerk
Township of Deerfield

First Reading: April 3, 2024
Publication: April 9, 2024
Adoption: April 17, 2024
Publication of Final Adoption April 23, 2024

NOTICE

The foregoing proposed Ordinance was introduced at a regular meeting of the Township Committee of the Township of Deerfield, County of Cumberland and State of New Jersey, held on April 3, 2024 and will be considered for final reading and adoption by said governing body at a regular meeting to be held on Wednesday, April 17, 2024 at 7:00 p.m., prevailing time, in the Township of Deerfield Municipal Building, 736 Landis Avenue, Rosenhayn, New Jersey, at which time and place any person desiring to be heard upon the same will be given an opportunity to be so heard.