

TOWNSHIP OF DEERFIELD  
CUMBERLAND COUNTY, NEW JERSEY  
PROPOSED ORDINANCE

AN ORDINANCE AS TO  
LITTER CONTROL  
NO. 2024-5

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 to control littering 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. Litter – any used or unconsumed substance or waste material which has been discarded, whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers or other packaging or construction material, but does not include the waste of the primary processes of mining or other extraction processes, logging, sawmilling, farming or manufacturing.
- b. Litter Receptacle – a container suitable for the depositing of litter.
- c. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

SECTION 3. PROHIBITED ACTS AND REGULATED ACTIVITIES

1. It shall be unlawful for any person to throw, drop discard or otherwise place any litter of any nature upon public or private property other than in a litter receptacle, or having done so, to allow such litter to remain.
2. Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat in violation of this ordinance, the operator or owner, or both, of the motor vehicle or boat shall also be deemed to have violated this ordinance.

SECTION 4. ENFORCEMENT

The provisions of this ordinance shall be enforced by the New Jersey State Police and the zoning/code enforcement officer of the Township of Deerfield.

SECTION 5. PENALTIES

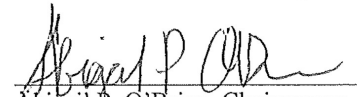
Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$100.

SECTION 6. SEVERABILITY

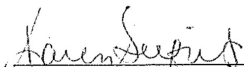
Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause, and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not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