

**BOROUGH OF ALLENTOWN
COUNTY OF MONMOUTH
STATE OF NEW JERSEY**

ORDINANCE NO. 07-2024

**ORDINANCE AMENDING CHAPTER 17: "SOLID WASTE MANAGEMENT"
OF THE BOROUGH'S REVISED GENERAL ORDINANCES TO PROHIBIT
THE DISPOSAL OF REFUSE AND/OR RECYCLABLES GENERATED BY
BUSINESS ESTABLISHMENTS INTO PUBLIC RECEPTACLES.**

BE IT ORDAINED by the Mayor and Council of the Borough of Allentown, County of Monmouth, State of New Jersey, that Chapter 17: "Solid Waste Management" of the Borough's Revised General Ordinances is hereby amended as follows (~~stricken text~~ indicates deletions, underlined text indicates additions):

CHAPTER 17: "SOLID WASTE MANAGEMENT"

§ 17-1 COLLECTION OF GARBAGE, RUBBISH, AND REFUSE.

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§ 17-1.4 Business Establishments.

Collections for the owner, agent, lessee, tenant or occupant of any premises whereon a business or industry is conducted shall be made in the same manner as for regular persons and homeowners.

§ 17-1.5 Refuse Disposal.

- a. Refuse shall be disposed of only through use of sanitary landfills established, conducted, operated and maintained in accordance with standards established by the Department of Environmental Protection or through use of incinerators constructed, operated and maintained in accordance with standards established by the Department of Environmental Protection and code or regulation of the New Jersey Air Pollution Control Commission or Environmental Protection Agency or other methods of disposal as may be permitted by code or regulation of that Commission.
- b. It shall be unlawful for the owner, tenant or other occupant of any premises to install, maintain or use on the premises any device which grinds, mashes, crushes, pulverizes, shreds or otherwise similarly treats garbage or refuse and permits the garbage or refuse to enter into the sanitary sewer system, which devices are commonly referred to as "garbage disposals" or "garbage grinders." In any case where garbage disposals or grinders are presently installed, the owner, tenant or other occupant of the premises may continue to use same, provided that there is no expansion in the use of same.
- c. All business establishments shall dispose of all garbage, rubbish, refuse, and recyclables in accordance with the provisions of this Chapter. It shall be unlawful for any business establishment to dispose of any garbage, rubbish, refuse, or recyclables into any public receptacle(s) maintained or operated by the Borough.

BE IT FURTHER ORDAINED that should any section, paragraph, sentence, clause, or phase of this ordinance be declared unconstitutional or invalid for any reason, the remaining portion of this ordinance shall not be affected thereby and shall remain in full force and effect, and to that end the provisions of this ordinance are hereby declared to be severable.

BE IT FURTHER ORDAINED by Mayor and Council that all ordinances or parts of ordinances inconsistent with this amending ordinance are hereby repealed to the extent of their inconsistencies only.

BE IT FURTHER ORDAINED by Mayor and Council that this ordinance shall be in full force and take effect after final passage and publication according to law.

Councilwoman Darling Moved, Councilman Drennan seconded, Council President

DeKranes absent, Councilman Elder absent, Councilman Drennan Yea, Councilwoman

Johnson Yea, Councilman Payson Yea, Councilwoman Darling Yea

ATTEST:

THOMAS FRITTS, Mayor

LAURIE A. ROTH, MAS, RMC, CMR
Municipal Clerk

DATED: _____

DATED: _____

Introduced: May 14, 2024

Adopted June 11, 2024