

TOWNSHIP OF EAST AMWELL
ORDINANCE NO. 23-14

AN ORDINANCE OF THE TOWNSHIP OF EAST AMWELL, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, ADDING SECTIONS OF CHAPTER 58 OF THE CODE OF THE TOWNSHIP OF EAST AMWELL, ENTITLED "BRUSH, GRASS AND WEEDS"

NOW, THEREFORE, BE IT ORDAINED by the Township Committee, of the Township of East Amwell, County of Hunterdon, State of New Jersey that the Municipal Code of the Township of East Amwell is hereby amended as follows: Adjustments and new language are underlined thus and deletions are indicated with strikethroughs thus:

§ 58-5 Containerized Yard Waste.

§ 58-5.1. Purpose: An ordinance to establish requirements for the proper handling of yard waste in the Township of East Amwell, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 58-5.2. 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 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.

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.

§ 58-5.3. 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.

§ 58-6. Yard Waste Regulations

§ 58-6.1. Purpose: An ordinance to establish yard waste regulations in the Township of East Amwell, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 58-6.2 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 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.

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d. Yard Waste – means leaves and grass clippings.

§ 58-6.3. Yard Waste Collection: Sweeping, raking, blowing or otherwise placing yard waste that is not containerized at the curb or along the street is prohibited.

§ 58-7. The balance of this Chapter shall remain unchanged.

§ 58-8. Enforcement: The provisions of this Article shall be enforced by the Police Department and/or other Municipal Officials of the Township of East Amwell.

§ 58-8.1. Violations and Penalty: 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 \$2,000; and/or up to 90 days community service; and/or up to 90 days imprisonment.

§ 58-8.2. 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.

§ 58-8.3. 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.

INTRODUCED/PASSED ON FIRST READING: *October 12, 2023*

ROLL CALL VOTE				
COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
DENDIS	✓			
MILLS	✓			
RAMSEY	✓			
DI PIRRO	✓			
CASPER-BLOOM	✓			

PUBLISHED: *October 19, 2023*

ADOPTED: *November 9, 2023*

ROLL CALL VOTE				
COMMITTEE MEMBER	YES	NO	ABSTAIN	ABSENT
DENDIS	✓			
MILLS	✓			
RAMSEY	✓			
DI PIRRO	✓			
CASPER-BLOOM	✓			

ATTEST:

Linda Giliberti

Linda Giliberti, RMC
Township Clerk

Jenna Casper-Bloom

Jenna Casper-Bloom
Mayor

I HEREBY CERTIFY that the foregoing Ordinance was adopted by the Township Committee of the Township of East Amwell, County of Hunterdon, State of New Jersey at their meeting held in the Meeting Room of the Municipal Building, 1070 Route 202/31, Ringoes, NJ 08551.

Linda Giliberti, RMC
Township Clerk