

**THE TOWNSHIP OF EWING
COUNTY OF MERCER, NEW JERSEY**

ORDINANCE NO. 24-19

1st Reading 7-23-24 Date to Mayor 8-14-24

2nd Reading & Public Hearing 8-13-24 Date Returned 8-14-24

Date Adopted: _____ Date Resubmitted to Council _____

8-13-24 Approved as to Form of Legality

Effective Date: _____ Township Attorney _____

9-8-24

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, CHAPTER 319, SOLID WASTE, ARTICLE V, LEAVES, BRUSH AND YARD WASTE

First Reading

MEMBER	AYE	NAY	ABSENT	ABSTAIN	MOVE	SECOND
Keyes-Maloney	X					X
Schroth	X					
Steward	X					
Wollert	X				X	
Baxter	X					

Second Reading

MEMBER	AYE	NAY	ABSENT	ABSTAIN	MOVE	SECOND
Keyes-Maloney	X					X
Schroth	X					
Steward	X					
Wollert	X				X	
Baxter	X					

By _____ Date _____ Accepted _____ Rejected _____
Mayor

Reconsidered
By Council _____ Override Vote YEA _____ NAY _____

President of the Council

Municipal Clerk

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ORDINANCE NO. 24-19

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, CHAPTER 319, SOLID WASTE, ARTICLE V, LEAVES, BRUSH AND YARD WASTE

WHEREAS, the Township of Ewing (“Township”) is charged with promoting the health and wellbeing of residents; and

WHEREAS, it is in the best interest of the Township to regulate the collection of leaves, brush, and yard waste; and

WHEREAS, in all other respects Chapter 319 entitled “Solid Waste”, Article V entitled “Leaves, Brush, and Yard Waste” shall remain in full force and effect; and

NOW, THEREFORE, BE IT ORDAINED, by the Council of the Township of Ewing, County of Mercer that the Code of the Township of Ewing be amended as follows:

Section 1 Chapter 319 “SOLID WASTE”, Article V “LEAVES, BRUSH AND YARD WASTE” is hereby amended as follows:

§ 319-31 Yard waste collection.

The Township will collect and dispose of leaves in accordance with a schedule to be decided upon by the Administration and shared with the public. All Township leaf collection shall be in accordance with this Section. 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 be permitted at any time to sweep, rake, blow or otherwise place yard waste that is not containerized, as defined herein, at the curb or along the street, except as provided for below. Placement of such yard waste at the curb or along the street in any other manner is a violation of this article. 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 article. Containerized yard waste may be placed at the curb for collection during announced periods of collection. Grass should be mulched or placed in a separate container from leaves.

A. Leaves

(1) The Township will be divided into two (2) leaf collection zones. Leaves will be collected from each zone in accordance with a schedule which will be decided upon and advertised by the Township. The schedule may be updated from time to time, taking into consideration climate, precipitation conditions, and other relevant factors. The public will be given reasonable notice of any scheduled leaf collection.

(2) During a leaf collection period, the Township will utilize a truck-mounted leaf vacuum or other system as designated by the Township Administration to pick-up fallen leaves. During any leaf collection period, leaves shall be placed in the street along the curb in front of the property from which the leaves originated. Leaves shall not be bagged up or placed in any container but shall be neatly piled at the curb.

(a) No leaf pile may be placed within ten feet (10’) of a storm drain nor shall any leaf pile be higher than four feet (4’).

- (b) No grass, brush, tree cuttings, or trash shall be placed in leaf piles. Leaf piles shall consist only of leaves.
- (c) During the leaf collection period in November and December, no yard waste, brush or tree cuttings may be placed at the curb.
- (3) 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, may not place leaves in front of another property without permission from the property owner.
- (4) No leaves originating outside of the Township may be disposed of or placed along a street within the Township.
- (5) Leaves may be placed at the curb for collection during announced periods of collection for that leaf collection zone, but no sooner than seven (7) days prior to the scheduled leaf pick-up date for that zone.
- (6) During all other times of the year, outside the leaf collection period, the Township shall permit that leaves be containerized, as defined herein, prior to placement at the curb. Containerized collection shall only be allowed for leaves during non-leaf collection period.

B. Grass

- (1) The Township strongly recommends that 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, mulch any grass clippings created during grass mowing.
- (2) Grass clippings shall be treated as solid waste and may be placed at the curb with solid waste in accordance with the solid waste pick-up schedule. Grass clippings must be placed in a plastic bag. No loose grass clippings or open containers containing grass will be collected by the Township. Grass clippings may be placed in a garbage bag along with other solid waste for disposal.
- (3) No brush or tree trunks, or tree branches shall be disposed of with grass and/or solid waste.

§ 319-32 Brush collection.

Brush may be placed at the curb for collection during announced periods of collection. Brush placed at the curb for collection shall be cut into no larger than four-foot lengths and may be no more than six inches in diameter. Brush may be loose or containerized. No trees, tree trunks or branches exceeding six inches in diameter and four-foot in length may be placed at the curb for collection. No brush may be placed at the curb during a leaf collection period in November and December.

No 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 allow brush originating outside of the Township to be placed at the curb for disposal. Nor shall any brush originating outside of the Township be disposed of at a designated Township brush drop-off facility.

No tree trunks or branches larger than four feet in length and more than six inches in diameter shall be placed at the curb by the property owner or occupant, or by any contractor or commercial entity.

§ 319-35 Violation and penalties.

A. Violation of any provision of this Article shall be cause for a Municipal Court summons to be issued by the Police Department, Code Enforcement Official, Health Officer, or Construction Official.

B. Any violation of the provisions of this Article shall constitute a violation punishable as provided in Chapter 1, General Provisions, Article III, General Penalty.

C. Except as otherwise provided, every day in which a violation of any provision of this Article exists shall constitute a separate violation.

Section 2 Severability. Should any section, clause, sentence, phrase or provision of this article be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this article.

Section 3 Repealer. All prior ordinances or parts of the same inconsistent with any provisions of this article are hereby repealed to the extent of such inconsistency.

Section 4 Effective Date. This ordinance shall take effect upon final adoption and publication in accordance with law.