

BOROUGH OF LINDENWOLD

ORDINANCE NO. 2024:14

AN ORDINANCE AMENDING THE CODE OF THE BOROUGH OF LINDENWOLD AT CHAPTER 276 (“SOLID WASTE AND RECYCLING”)

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF LINDENWOLD, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AS FOLLOWS:

SECTION 1. Purpose and Intent. The amendment(s) set forth herein shall serve the purpose of establishing reasonable and impartial regulations with regard to Solid Waste and Recycling Collections within the Borough of Lindenwold.

SECTION 2. Amendment(s). The Code of the Borough of Lindenwold at Chapter 276 (“Solid Waste and Recycling”) is hereby amended as follows:

§ 276-5 Definitions-

Resident.

“Any person occupying or maintaining a place or residence within the Borough, occupying a single family home, unit in a multifamily dwelling, or condominium unit.”

§ 276-6 Intention.

Section 276A(1) is amended as follows:

§ 276-A(1) “Where the residential property lies in an area deemed unsuitable by the Superintendent of Public Works, pursuant to § 276-6(E), for automated pickup with the use of Solid Waste or Recycling Cart Containers, residents shall use approved dumpster containers furnished to the property.”

Inclusion of a new Section 276-6E as follows:

§ 276-6(E) The Superintendent of Public Works, or their designee, shall determine if a property subject to Lindenwold Borough Solid Waste or Recycling Collection pursuant to this Chapter, shall be serviced by the use of Solid Waste and Recycling Dumpster Containers or 96 gallon Solid Waste and Recycling Carts. The Superintendent of Public Works, or their designee, shall determine the type of collection service best suited for the property, taking into account any relevant factors including but not limited to the size of the property; topography; number of buildings; number of units; road conditions; road dimensions; size, operation, and any specifications of the collection apparatus utilized by the Borough in collecting solid waste or recyclables; efficiency of collection; fire regulations; number of necessary parking spaces required per ordinance; number of residents residing on the property if known; past history of collections at the property; any data concerning solid waste and recycling generated or collected at the property; and any other information which the Superintendent, or their designee, finds of assistance in making this determination. Nothing in this section shall limit the provisions of Chapter 190 of this Code, or the authority of the Lindenwold Borough Land Use Board to determine solid waste and recycling collection requirements for any property making application before the Board.

Inclusion of a new Section 276-6F as follows:

§ 276-6(F) The Superintendent of Public Works, or their designee, shall determine the number, size, and location of Solid Waste and Recycling Dumpster Containers on any property determined

by the Superintendent of Public Works, or their designee, to require, or to be better serviced by, the use of Dumpster Containers. The Superintendent of Public Works, or their designee, shall take into account any relevant factors including but not limited to the size of the property; topography; number of buildings; number of units; road conditions; road dimensions; traffic patterns; size, operation, and any specifications of the collection apparatus utilized by the Borough in collecting solid waste or recyclables; efficiency of collection; efficiency of placement and size in relation to buildings being serviced; fire regulations; number of necessary parking spaces required per ordinance; number of residents residing on the property if known; past history of collections at the property; any data concerning solid waste and recycling generated or collected at the property; and any other information which the Superintendent, or their designee, finds of assistance in making this determination.

SECTION 3. Repealer. Any and all other ordinances inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistencies.

SECTION 4. Severability. In the event that any section paragraph, clause phrase, term, provision or part of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid or unenforceable for any reason, such judgment shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the section, paragraph, clause, term, provision or part thereof directly involved in the controversy in such judgment shall be rendered.

SECTION 5. Effective Date. This ordinance shall take effect upon final passage and publication as provided by law.

INTRODUCED: June 12, 2024

ADOPTED: July 10, 2024

BOROUGH OF LINDENWOLD:

Richard E. Roach, Jr.
Mayor

ATTEST:

Nadeen C. Randall, CMR
Acting Borough Clerk