

ORDINANCE NO. 9-2024

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF LOGAN
COUNTY OF GLOUCESTER, STATE OF NEW JERSEY, AMENDING CHAPTER 95 ENTITLED
"STORMWATER CONTROL" TO THE CODE OF THE TOWNSHIP OF LOGAN

WHEREAS, the Mayor and Council of the Township of Logan have determined that certain amendments to Chapter 95 entitled "Stormwater Control" are necessary; and

WHEREAS, in all other respects Chapter 95 entitled "Stormwater Control" shall remain in full force and effect;

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Township of Logan, in the County of Gloucester and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

Section 1.

Chapter 95 entitled "Stormwater Control" shall be amended to include a new Article II entitled "Privately-Owned Salt Storage" as follows:

Article II. Privately-Owned Salt Storage

§ 95-14. Purpose:

The purpose of this Article is to prevent stored salt and other solid de-icing materials from being exposed to stormwater.

This Article establishes requirements for the storage of salt and other solid de-icing materials on properties not owned or operated by the municipality (privately-owned), including residences, in Township of Logan to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

Definitions:

- A. For the purpose of this Article, 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 consistent 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.

"De-icing materials" means any granular or solid material such as melting salt or any other granular solid that assists in the melting of snow.

"Impervious surface" means a surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.

"Storm drain inlet" means the point of entry into the storm sewer system.

"Permanent structure" means a permanent building or permanent structure that is anchored to a permanent foundation with an impermeable floor, and that is completely roofed and walled (new structures require a door or other means of sealing the access way from wind driven rainfall).

A fabric frame structure is a permanent structure if it meets the following specifications:

1. Concrete blocks, jersey barriers or other similar material shall be placed around the interior of the structure to protect the side walls during loading and unloading of de-icing materials;

2. The design shall prevent stormwater run-on and run through, and the fabric cannot leak;
3. The structure shall be erected on an impermeable slab;
4. The structure cannot be open sided; and
5. The structure shall have a roll up door or other means of sealing the access way from wind driven rainfall.

"Person" means any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

"Resident" means a person who resides on a residential property where de-icing material is stored.

§95-15. Deicing Material Storage Requirements:

- A. Temporary outdoor storage of de-icing materials in accordance with the requirements below is allowed between October 15th and April 15th:
 1. Loose materials shall be placed on a flat, impervious surface in a manner that prevents stormwater run-through;
 2. Loose materials shall be placed at least 50 feet from surface water bodies, storm drain inlets, ditches and/or other stormwater conveyance channels;
 3. Loose materials shall be maintained in a cone-shaped storage pile. If loading or unloading activities alter the cone-shape during daily activities, tracked materials shall be swept back into the storage pile, and the storage pile shall be reshaped into a cone after use;
 4. Loose materials shall be covered as follows:
 - a. The cover shall be waterproof, impermeable, and flexible;
 - b. The cover shall extend to the base of the pile(s);
 - c. The cover shall be free from holes or tears;
 - d. The cover shall be secured and weighed down around the perimeter to prevent removal by wind; and
 - e. Weight shall be placed on the cover(s) in such a way that minimizes the potential of exposure as materials shift and runoff flows down to the base of the pile.
 - (1) Sandbags lashed together with rope or cable and placed uniformly over the flexible cover, or poly-cord nets provide a suitable method. Items that can potentially hold water (e.g., old tires) shall not be used;
 5. Containers must be sealed when not in use; and
 6. The site shall be free of all de-icing materials between April 16th and October 14th.
- B. De-icing materials should be stored in a permanent structure if a suitable storage structure is available. For storage of loose de-icing materials in a permanent structure, such storage may be permanent, and thus not restricted to October 15 -April 15.

- C. Permanent structures used for salt storage are required to comply with all local ordinances including building and zoning regulations.
- D. The property owner, or owner of the de-icing materials if different, shall designate a person(s) responsible for operations at the site where these materials are stored outdoors, and who shall document that weekly inspections are conducted to ensure that the conditions of this Article are met. Inspection records shall be kept on site and made available to the municipality upon request.
 - 1. Residents who operate businesses from their homes that utilize de-icing materials are required to perform weekly inspections.

§95-16. Exemptions:

Residents may store de-icing materials outside in a solid-walled, closed container that prevents precipitation from entering and exiting the container, and which prevents the de-icing materials from leaking or spilling out. Under these circumstances, weekly inspections are not necessary, but repair or replacement of damaged or inadequate containers shall occur within 2 weeks.

If containerized (in bags or buckets) de-icing materials are stored within a permanent structure, they are not subject to the storage and inspection requirements in Section III above. Piles of de-icing materials are not exempt, even if stored in a permanent structure.

This Article does not apply to facilities where the stormwater discharges from de-icing material storage activities are regulated under another NJPDES permit.

§95-17. Enforcement:

This Article shall be enforced by the Logan Township Department Code Enforcement Official or Public Works Superintendent, or their designee, during the course of ordinary enforcement duties.

§95-18. Violations and Penalties:

Any person or persons, firm or corporation who shall violate any provision of this Article shall be subject to a fine not exceeding \$1,250.00, or a period of community service not exceeding 90 days for each offense. Each such person or persons, firm or corporation shall be deemed guilty of a separate violation for each and every day during which such violation is continued.

Section 2.

Severability.

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

Section 3.

Repealer.

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance be and the same are hereby repealed to the extent of such inconsistencies.

Section 4.

When effective.


This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

TOWNSHIP OF LOGAN

BY: _____


FRANK W. MINOR, Mayor

ATTEST:




ASHLEY GAROZZO, Municipal Clerk

First Reading: May 7, 2024
Second Reading: May 21, 2024
Adopted: May 21, 2024

NOTICE

The Foregoing Ordinance was introduced at a regular meeting of the Mayor and Council of the Township of Logan, in the County of Gloucester and State of New Jersey, held on the 7th of May, 2024. It will be further considered for final passage, after public hearing hereon, at a meeting of said Mayor and Council to be held at the Township Building of Logan, 125 Main Street, Bridgeport, New Jersey on the 21st day of May, 2024, at 7:00 P.M at which time any person who is interested thereon would be given the opportunity to be heard. During the week prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office, 125 Main Street, Bridgeport, New Jersey to the members of the general public who shall request the same.



ASHLEY GAROZZO, Municipal Clerk