

**ORDINANCE NO. 2024-5**

**AN ORDINANCE TO AMEND CHAPTER 238 “SEWERS” OF THE CODE OF THE BOROUGH OF NETCONG AND REGULATING GREASE TRAP MAINTENANCE**

**BE IT ORDAINED**, by the Borough Council of the Borough of Netcong, in the County of Morris, and State of New Jersey, as follows:

**SECTION 1.** Chapter 238 of the Revised General Ordinances of the Borough of Netcong, Sewers, Section 238-5, “Use of Sewers”, shall be amended by the inclusion of a new subsection I. which shall read, in its entirety, as follows:

**I. Grease Trap Maintenance.**

1. Definitions. As used in this section, the following terms shall have the meanings indicated:

**FOG (FAT, OIL, GREASE)**

Liquid waste that contains animal or vegetable fat, oil and grease originating as a by-product of cooking or food preparation processes, including food scraps, meat fats, lard, sauces, cooking oil, butter and margarine, that may impair the operation of the sanitary sewer system.

**GREASE TRAP**

Shall be given its normal definition in the retail food industry. A device used to collect oil and grease at the entrance of the wastewater pipe system and preventing the oil and grease from traveling through the wastewater pipe system and preventing the oil and grease from traveling through the wastewater pipes into the wastewater system of the Borough. A grease trap must be installed in such a manner as to facilitate easy inspection and cleaning.

**RETAIL FOOD ESTABLISHMENT**

Shall be given its normal definition in the industry. A retail food establishment includes all retail businesses which process and/or serve food and food products and is also defined by Chapter 24 of the Retail Food Code of New Jersey.

2. Maintenance of grease traps.
  - (a) Retail food establishment operators shall maintain all grease traps to assure proper operation and efficiency. Maintenance of grease traps shall include the complete removal of all contents, including floating materials, wastewater, bottom sludge, and solids. The decanting or discharging of removed waste back into the trap from which it was removed or any other grease trap, for the purpose of reducing the volume to be disposed, is prohibited. Grease traps must be maintained to ensure that they are never allowed to reach more than  $\frac{3}{4}$  of their capacity. The grease trap must be cleaned completely at a minimum of every three months, or more frequently as needed to prevent carryover of FOGs into the sanitary sewer system. The traps are to be cleaned by a professional service at a minimum biannually and a report from the company of any issues or overall condition of the grease trap must be submitted to the Borough Administrator and Superintendent of Public Works.
  - (b) The waste material from the grease trap must be discarded in accordance with applicable state, county, and local regulations. Retail food establishment operators shall be

responsible, after cleaning the grease trap, to have the contents of the grease trap removed by a private waste hauler firm hired by the food establishment. In no way shall the waste material removed from the grease trap be returned to any private or public portion of the Borough's sanitary sewer system

(c) Maintenance log; records retention.

(i) The retail food establishment shall insure that a grease trap maintenance log is maintained on premises for inspection by the Health Officer or designee. Such log shall be maintained conspicuously on a wall in the vicinity of the service area. The maintenance log shall be maintained for 24 months from the maintenance date, noting the name of the waste hauler, address, phone number, date waste was removed and volume (in gallons) that was removed from the premises.

(ii) No retail food establishment will be issued a renewal license to operate within the Borough without presenting a copy of an updated maintenance log to the Health Department with the license application, except those establishments which sell packaged goods and/or do not produce products that require a grease trap.

**SECTION 2.** This Ordinance may be renumbered for codification purposes.

**SECTION 3.** All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in such conflict or inconsistent.

**SECTION 4.** In the event that any section, part or provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

**SECTION 5.** This Ordinance shall take effect upon final passage and publication as required by law.

NOTICE IS HEREBY GIVEN, that the foregoing Ordinance was introduced in writing at a meeting of the Borough Council of the Borough of Netcong, County of Morris and State of New Jersey, held on the 8th day of February 2024, introduced and read by title and passed on the first reading and that the said Governing Body will further consider the same for second reading and final passage thereon at a meeting to be held on the 14th date of March 2024 at 7:30 p.m., prevailing time, at the Municipal Building in said Borough, at which time and place a public hearing will be held thereon by the Governing Body and all persons and citizens in interest shall have an opportunity to be heard concerning same.

**BOROUGH OF  
NETCONG COUNTY  
OF MORRIS STATE OF  
NEW JERSEY**

**ATTEST:**

\_\_\_\_\_  
Cynthia Eckert, Borough Clerk

By: \_\_\_\_\_  
Elmer Still, Mayor