

BOROUGH OF ROCKY HILL
ORDINANCE NUMBER 2024-06

ORDINANCE REGULATING
“CONTAINERIZED YARD WASTE” WITHIN THE BOROUGH OF
ROCKY HILL IN ACCORDANCE WITH MANDATES FROM NEW
JERSEY’S DEPARTMENT OF ENVIRONMENTAL PROTECTION.

CHAPTER XX
CONTAINERIZED YARD WASTE

SECTION I.
Purpose.

An ordinance to establish requirements for the proper handling of yard waste in the Borough of Rocky Hill, to protect public health, safety, and welfare, and to prescribe penalties for the failure to comply.

SECTION II.
Definitions.

For 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.

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.

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

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.

Yard Waste – means leaves and grass clippings.

**SECTION II.
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 a 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.

**SECTION III.
Violations, Penalties, and Enforcement.**

Any person who violates the terms of this Ordinance shall pay a fine of not less than \$75.00 but no more than \$1,500.00 plus court costs. This Chapter shall be enforced by the Borough's Zoning Officer or other Borough personnel as may be assigned by resolution of the Rocky Hill Borough Council

**SECTION IV.
Repealer.**

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 conflict or inconsistent.

**SECTION V.
Severability.**

If any section, provision, or part of 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, or any part thereof, other than the part so held unenforceable or invalid.

**SECTION VI.
Effective Date.**

This Ordinance shall take effect after passage and publication in the manner provided by law.

PLEASE TAKE NOTICE that the foregoing Ordinance was introduced and passed on first reading on April 8, 2024, at a meeting of the Borough Council of the Borough of Rocky Hill and will be taken up for final consideration and passage at a regularly scheduled meeting of the Mayor and Borough Council of the Borough of Rocky Hill to be held on May 13, 2024, at 7:00PM, or as soon thereafter as the matter may be reached, to be held at the Borough of Rocky Hill Municipal Building 15 Montgomery Avenue Rocky Hill, New Jersey 08553

Copies of said Ordinance are at the office of the Rocky Hill Borough Municipal Clerk 15 Montgomery Avenue Rocky Hill, NJ 08553, and posted on the Borough website.

ROBERT UHRIK, MAYOR

ATTEST:

REBECCA NEWMAN, RMC
MUNICIPAL CLERK

Introduction:
Public Hearing:
Adoption:
Publication: