

SANDYSTON TOWNSHIP

2024-04

ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF SANDYSTON, COUNTY OF SUSSEX, STATE OF NEW JERSEY TO ADD A NEW CHAPTER ENTITLED “IMPROPER DISPOSAL OF WASTE”

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Sandyston as follows:

The Code of the Township of Sandyston is hereby amended to add the following new Chapter entitled “Improper Disposal of Waste”, which shall read as follows:

Section I. Purpose.

An ordinance to prohibit the spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) operated by Sandyston Township, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

Section II. Definitions.

For the purpose of 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 in the plural number include the singular number, and words in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

- a. **Municipal separate storm sewer system (MS4)** – a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by Sandyston Township or other public body, and is designed and used for collecting and conveying stormwater.
- b. **Person** – any individual, corporation company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. **Stormwater** – water resulting from precipitation (including rain and snow) that runs off the land’s surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

Section III. Prohibited Conduct.

The spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system operated by Sandyston Township is prohibited. The spilling, dumping, or disposal of materials other than stormwater in such a manner as to cause the discharge of pollutants to the municipal separate storm sewer system is also prohibited.

Section IV. Exceptions to Prohibition.

- a. Water line flushing or discharges from potable water sources.
- b. Uncontaminated ground water (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising ground waters.)
- c. Air conditioning condensate (excluding contact and non-contact cooling water).
- d. Irrigation water (including landscape and lawn watering runoff)

- e. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows.
- f. Residential car washing water, and residential swimming pool discharges.
- g. Sidewalk, driveway and street wash water.
- h. Flows from firefighting activities.
- i. Flows from rinsing of the following equipment with clean water:
 - Beach Maintenance equipment immediately following their use for their intended purposes; and
 - Equipment used in the application of salt and de-icing materials immediately following salt and de-icing material applications. Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded.
 - Rinsing of equipment, as noted above situation is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

Section V. Enforcement.

The provisions of this Article shall be enforced by the Code Enforcement Official or Township designee of Sandyston Township.

Section VI. Violations and Penalty.

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not less than \$50.00 and not to exceed \$2,000.00.

Section VII. Repealer.

Any article, section, paragraph, subsection, clause, or other provision of the Code of the Township of Sandyston inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

VIII. Severability.

If any section, paragraph, subsection, clause or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to this section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

IX. Effective date.

This ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

Roll Call Vote: Ayes: Harper, Green, Hull (); Nays (); Absent (); Abstain ()

Introduced: March 19, 2024

Adopted: April 19, 2024

George B. Harper, Jr., Mayor

Attest:

Amanda F. Lobban, RMC

Municipal Clerk

NOTICE OF ADOPTION

NOTICE is hereby given that the aforementioned ordinance was introduced and passed upon first reading at a regular meeting of the Mayor and Township Committee of the Township of Sandyston, in the County of Sussex, State of New Jersey, held on Tuesday, March 19, 2024 at 7 pm. The same had benefit of second reading and public hearing at which time all interested and present were given the opportunity to be heard during a regular meeting on Tuesday, April 16, 2024 at 7 pm at the Sandyston Township Municipal Building, 133 Route 645, Sandyston, NJ at such time the Ordinance became law.

Amanda F. Lobban, RMC
Municipal Clerk