

**AN ORDINANCE OF
THE TOWN OF SECAUCUS, NEW JERSEY**

ORDINANCE NO. 2020-15

**AN ORDINANCE UPDATING CHAPTER 91 OF THE CODE OF THE TOWN OF
SECAUCUS ENTITLED RECYCLING**

WHEREAS, the Town of Secaucus' Environmental Department continuously strives to promote environmentally friendly practices and sustainable growth through a variety of Town initiatives and programs; and

WHEREAS, the Town of Secaucus' has an active and successful recycling program, recycling an estimated 50,000 tons to 80,000 tons from all sources, residential and commercial, in a year; and

WHEREAS, the Town of Secaucus' Environmental Department recommended updates to the Recycling Chapter of the Code of the Town of Secaucus to update definitions, address recycling and disposal of different materials and address labeling and collection.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, as follows:

1. Chapter 91 of Code of the Town of Secaucus "Recycling" is hereby amended and supplemented to read as follows: (additions are indicated in **bold**; deletions are indicated by ~~strikethroughs~~):

§ 91-1. Definitions.

As used in this chapter, the following words, phrases, and terms shall have the meaning indicated as follows:

ALUMINUM BEVERAGE CANS

~~Containers made entirely of aluminum and used solely for the packaging of beverages.~~ **All disposable cans made of aluminum used for food and beverages. Specifically excluded are aluminum foils, pie tins, trays, cookware, and other such aluminum products.**

CARTONS

Food and beverage cartons made with paper and wax (for milk, soup, juice, and broth).

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ELECTRONIC WASTE

Equipment utilizing electricity as defined at N.J.S.A. 13:1E-99.94 et seq., which currently includes televisions, facsimile machines, personal computers, computer monitors and printers.

~~GLASS FOOD AND BEVERAGE CONTAINERS~~ **GLASS BOTTLES AND JARS**

~~All bottles and jars made entirely of glass, devoid of metal caps and rings, and used in the storage of food and beverages. Specifically excluded are blue glass and flat glass commonly known as window glass, light bulbs and fixtures.~~ **Transparent or translucent containers made from silica or sand, soda ash and limestone, used for the packaging or bottling of various products. Specifically excluded are dishware, broken glass, glass shards, light bulbs, window glass, ceramics and other such glass products.**

~~HIGH GRADE PAPER~~

~~White office paper, white copy paper, white computer printout paper, white bond paper and white typing paper.~~

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MIXED OFFICE PAPER

White office paper, white copy paper, white computer printout paper, white bond paper and white typing paper.

MIXED PAPER

Any combination of newspaper, high grade paper, "junk mail" and advertisements and nonwhite paper.

NEWSPAPERS

Paper of any type commonly referred to as newsprint and distributed at stated intervals usually daily or weekly, having printed thereon news and opinions and containing advertisements and other matters of public interest.

USED MOTOR OIL

Any oil that has been refined from crude oil, or any synthetic oil that has been used, and as a result of such use, storage or handling, is contaminated by physical or chemical impurities.

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~~PLASTICS~~ **PLASTIC CONTAINERS**

~~All forms of soft and/or hard plastic used for any purpose whatsoever.~~ **Plastic bottles and food containers limited to plastic resin type #1 PET, plastic resin type #2 HDPE and plastic resin type #5, PP. Specifically**

excluded are other resin types (#3, #4, #6 and #7) and other consumer items and packages, such as film plastics, blister packaging, boxes, baskets, toys and other such products.

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TIRES

Rubber wheels used on motorized transport or equipment whether bias-ply, cross ply or radial.

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§ 91-2. Purpose; persons responsible.

A.

It is the purpose of this chapter to establish a mandatory program for the source separation of leaves for composting, newspapers, ~~glass food and beverage containers~~ and aluminum **food and beverage cans containers** from the solid waste generated within the Town of Secaucus for the purpose of recycling.

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C.

Notwithstanding any provision to the contrary herein, any commercial or industrial establishment whose primary solid waste consists primarily of corrugated cardboard and/or ~~high grade mixed office~~ paper, may recycle such corrugated cardboard and/or ~~high grade mixed office~~ paper instead of recycling one of the following: aluminum, glass, or newspapers. In no case shall less than three materials be recycled and such materials, including the substitutions thereof as authorized by this paragraph, shall be carried out with the approval of the Recycling Coordinator(s).

§ 91-3. Compliance.

It shall be unlawful for any person to fail to separate leaves for composting, or to fail to separate newspapers, glass food and beverage containers, and aluminum ~~beverage~~ cans from the solid waste for recycling in accordance with the following:

A. Leaves:

- (1) Leaves shall be composted on the property of the owner, lessee, or occupant; or
- (2) Placed in prescribed containers and deposited at designated collection or pick-up sites on day(s) to be established by the Town of Secaucus or its authorized agent for composting, in accordance with all applicable regulations.

B. Newspapers, **mixed paper and mixed office paper**:

- (1) Newspapers shall be tied securely in bundles with twine, rope, cord or other such binding to facilitate handling and ~~insure~~ **ensure** that it will not be windblown or

distributed onto the public thoroughfare. Bundles should not exceed a weight of 30 pounds each or a height of more than 12 inches each. **Bundles or open collection containers containing newspapers, mixed paper or mixed office paper should not be exposed to moisture or rainfall and kept contained in covered storage if such is likely to occur.**

(2) Under no circumstances shall newspapers, **mixed paper or mixed office paper** be placed in plastic or brown supermarket type bags **of any type**.

(3) Bundles shall be placed for collection at designated collection or pick-up sites on day(s) to be determined by the Town of Secaucus or its authorized agent, in accordance with all applicable regulations.

C. Glass food and beverage containers:

(1) Glass containers used for the storage of food and/or beverages shall be rinsed clean of all residue ~~and shall have all caps and/or rings removed.~~

(2) Occupants of dwelling units shall place all glass food and beverage containers in containers or receptacles provided by the Town of Secaucus, **provided by building or complex management or self-supplied.**

(3) Commercial establishments utilizing curbside collection provided the Town of Secaucus, must provide ~~three~~ collection containers, each clearly marked "recyclables."; ~~and place all rinsed glass food and beverage containers in same, separated by color (green, brown, clear).~~ Such receptacles or containers shall not exceed 60 lbs. gross weight when full.

(4) Containers or receptacles shall be placed at designated collection or pick-up site(s) on day(s) to be determined by the Town of Secaucus or its authorized agent, in accordance with all applicable regulations.

(5) Notwithstanding the foregoing, any owners, lessees, or occupants of a dwelling unit, as herein defined, may utilize glass food and beverage containers for the disposal of non-hazardous liquid wastes and place same with other regular solid waste.

D. Aluminum ~~beverage~~ cans:

(1) Occupants of dwelling units shall place aluminum ~~beverage~~ cans in containers or receptacles provided by the Town of Secaucus.

(2) Commercial establishments using curbside garbage collection provided by the Town of Secaucus must provide collection receptacles, clearly marked "recyclable aluminum" for aluminum ~~beverage~~ cans. Such containers shall not exceed 60 lbs. gross weight when full.

(3) Containers or receptacles shall be placed at designated collection or pick-up site(s) on day(s) to be determined by the Town of Secaucus, or its authorized agent for collection, in accordance with all applicable regulations.

(4) Notwithstanding the foregoing, any owner, lessee or occupant of a dwelling unit, as herein defined, may utilize aluminum ~~beverage~~ cans for the disposal of non-hazardous liquid wastes and place same with other regular solid waste.

E. Liquid and Hazardous Waste Exclusions:

No liquids of any type shall be placed with collected recyclable materials. No chemicals, liquid paints, pesticides, herbicides, reactive polishes or cleansers, cleaning

or automotive products, propane tanks or other Hazardous Wastes shall be placed with collected recyclable materials, or with designated collected solid waste for collection.

§ 91-7. Collection.

A. The Recycling Coordinator(s) of the Town of Secaucus shall establish the collection or pick-up site(s) and the day(s) of collection for the recyclable materials defined herein. **Said information shall be kept on file with the Superintendent of the Department of Public Works.**

B. Labeling of containers: All residents, apartment and other multifamily complexes, businesses, and institutions shall provide separate and clearly marked containers for solid waste and the various types of recyclables, as appropriate.

2. There are no other changes to this Chapter of the Code of the Town of Secaucus.
3. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.
4. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to that section, subdivision, clause or provision so adjudged and the remainder of this Ordinance shall be deemed to be valid and effective.
5. This Ordinance shall take effect immediately upon passage and publication in accordance with law.

IT IS FURTHER ORDAINED that the remainder of the Code of the Town of Secaucus shall remain in full force and effect.

NOTICE

Notice is hereby given that the foregoing proposed ordinance was introduced and passed on first reading at a meeting of the Mayor and Council of the Town of Secaucus in the County of Hudson, New Jersey, on the 28th day of July, 2020, and that said ordinance will be taken up for further consideration for final passage at a meeting of said Mayor and Council to be held in the Municipal Government Center, 1203 Paterson Plank Road, Secaucus, New Jersey, on the 25th day of August, 2020, at 7:00 p.m., or as soon thereafter as said matter can be reached, at which time and place all persons who may be interested therein will be given the opportunity to be heard concerning the same.

A copy of this ordinance has been posted on the bulletin board upon which public notices are customarily posted in the Secaucus Municipal Government Center and a copy is available up to and including the time of such meeting to the public of the town, who shall request such copies, at the office of the Town Clerk in said Municipal Government Center in Secaucus, New Jersey.

MICHAEL MARRA

Town Clerk