

ORDINANCE NO. 7-2023

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF LOGAN  
COUNTY OF GLOUCESTER, STATE OF NEW JERSEY, AMENDING ARTICLE I OF  
CHAPTER 84 ENTITLED "DUMPSTERS AND PORTABLE STORAGE UNITS" TO THE  
CODE OF THE TOWNSHIP OF LOGAN

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**WHEREAS**, the Mayor and Council of the Township of Logan have determined that certain amendments to Chapter 84 entitled "Dumpsters and Portable Storage Units" are necessary; and

**WHEREAS**, in all other respects Chapter 84 entitled "Dumpsters and Portable Storage Units" 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 84 entitled "Dumpsters and Portable Storage Units" shall be amended as follows:

Article I. Use and Placement of Dumpsters in Public Areas.

§ 84-1. Purpose.

The purpose of this ~~chapter~~ Article is to regulate the use and placement of dumpsters and ~~portable storage units~~ in public areas located within the Township of Logan and to prescribe penalties for the failure to comply.

§ 84-2. Definitions.

As used in this article, the following terms shall have the meanings indicated:

**DUMPSTER** — Any container that has the ability or capacity to hold more than two fifty-gallon trash cans of debris, or any container used for the purpose of holding or storing debris, refuse, vegetation, material and/or discarded personal property.

**PUBLIC AREA** — Includes any street, sidewalk, highway, public lane, alley, right-of- way, Township parking lot or other public place in the Township.

§ 84-3. Permit required.

No person shall place or utilize a dumpster or permit a dumpster to be placed on residential or commercial property or within a public area in the Township of Logan without first having obtained a permit from the Zoning Office and after written approval from the Police Department.

§ 84-4. Application for permit; fees; conditions of issuance.

A. Application for a dumpster permit shall be made by submission of the following information to the Township Zoning Office:

- (1) Name and address of the applicant and the owner of the property, if different.
  - (2) Street address of the location of the dumpster.
  - (3) Size of the dumpster to be placed at the site and the proposed location of the dumpster.
  - (4) Anticipated length of time the dumpster will be located at the site.
- B. The permit shall be valid for a period of seven calendar days and may be renewed upon application to the Zoning Office after written approval from the Police Department for additional seven-day periods, not to exceed a total period of 21 days.
- C. A permit may be revoked at any time during its term if the placement or use of the dumpster constitutes a hazard to the health, safety or welfare of the citizens of the Township or for any other reason that constitutes a nuisance.
- D. No permit shall be issued if the Police Department or Fire Department determines that the issuance of a permit will constitute a danger to public safety or an unwarranted interference with the efficient movement of traffic.
- E. The Permit Fee shall be \$10.00.

§ 84-5. Location, placement and condition of dumpsters.

- A. No dumpster shall be placed on a residential or commercial property in a public area unless it is determined by the Zoning Officer, Superintendent of Public Works, or his designee, and the Police Department that there is insufficient room to place the dumpster on the ~~private~~ property of the person utilizing the dumpster. No dumpster placed on private property shall impede the flow of pedestrian or vehicular traffic or safety site lines.
- B. The dumpster shall be set back a minimum of 10 feet from any property line.
- C. The dumpster shall be equipped with markers consisting of reflective diamond- shaped panels measuring a minimum of 18 inches by 18 inches. These panels shall be mounted at the edge of the dumpster at both ends nearest the path of passing vehicles and facing the direction of oncoming traffic. The required markers shall have a minimum height of three feet from the bottom of the panels to the surface of the roadway.
- D. Dumpsters shall at all times be kept in good repair and shall be structurally sound and leakproof and shall be painted as to prevent the show of rust or deterioration and shall be constructed to stand firmly upright.
- E. The wheels and/or supports of the dumpster shall be placed upon plywood that is a minimum of 3/4 inch, measuring two feet by two feet, to prevent damage to the road surface.
- F. Upon removal of the dumpster, the area shall be swept clean of all loose debris and restored to its former condition in accord with the standards of the Township Engineer and/or Public Works Supervisor.
- G. The applicant shall be responsible for any damage to the roadway or other public

property caused by the placement of the container.

§ 84-6. Failure to remove; removal by Township; cost to be lien.

If the dumpster is not removed at the expiration of the time allowed by the permit, the Construction Code Official shall notify the owner that he/she has three days in which to have the dumpster removed from the premises. In the event the owner fails to comply, the dumpster shall be deemed to have been abandoned, and the Construction Code Official may arrange for its removal and the disposal of its contents. The costs associated with the removal of the dumpster and the disposal of its contents shall be a municipal lien against the property. A detailed statement of the aforesaid costs shall be certified by the Construction Code Official and forwarded to the Township Council, which shall examine the certification and, if found correct, shall cause the same to be filed with the Tax Collector and a copy forwarded to the property owner. This amount shall be charged against the land and shall become a lien upon such lands and shall bear interest at the same rate as taxes and shall be collected and enforced by the Tax Collector.

§ 84-7. Violations and penalties.

~~Each day a dumpster is placed or utilized in violation of the terms of this article shall constitute a separate offense. Each offense hereunder is punishable by a fine of not more than \$100 per day.~~

Any dumpster placed in violation of this Article or which is not removed at the end of the time for which it may lawfully remain in place, or immediately upon the direction of the Zoning Officer, Police Department or Fire Department for removal of such unit for health or safety reasons, shall be punishable, upon conviction thereof, by a minimum fine of \$100.00 and maximum fine not to exceed \$2,000 for each violation committed hereunder. Every day that a violation continues after service of written notice in person, or by certified and/or regular mail on the owner or occupant of the subject property as shown in the latest tax duplicate shall be deemed a separate offense, retroactive to the initial violation date.

**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:**

  
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LINDA L. OSWALD, Municipal Clerk

ASHLEY GAROZZO, DEPUTY MUNICIPAL CLERK

First Reading: March 7, 2023

Second Reading: April 4, 2023

Adopted: April 4, 2023

**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 March, 2023. 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 4th day of April, 2023, 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.

  
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LINDA L. OSWALD, Municipal Clerk