

**CITY OF HACKENSACK
ORDINANCE NO. 05-2024**

**AN ORDINANCE AMENDING CHAPTER 93 OF THE
CODE OF THE CITY OF HACKENSACK, “GARBAGE,
RUBBISH AND REFUSE,” TO FORMALIZE A RUBBISH
(BULK GARBAGE) PICKUP SCHEDULE**

WHEREAS, the City currently picks up bulk garbage items (a.k.a. “rubbish”) on a weekly schedule as authorized in Chapter 93 of the Code of the City of Hackensack; and,

WHEREAS, the City Council has determined that the current weekly schedule for pickup for bulk garbage items, as established by the City Manager, has already been in place for a lengthy period of time and is not likely to change in the future; and,

WHEREAS, in order to more fully inform the public of the rubbish/bulk garbage pickup schedule, it believes it is appropriate to formalize this schedule more permanently in the form of an ordinance, while making other suitable amendments and clarifications to Chapter 93 of the City Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HACKENSACK, as follows:

Section 1:

Chapter 93, Section 3 of Code of the City of Hackensack, “Definitions,” is amended to add a new definition, “Rubbish,” to read as follows (additions by underline):

§ 93-3 Definitions.

For the purposes of this article, the terms used herein are defined as follows:

RUBBISH

Larger or heavier items of non-recyclable solid waste that do not fall within the definition of “garbage,” such as non-metal furniture, refuse, or garden or other types of debris, which are not liable to prompt decay, and including “heavy trash” but excluding “construction and demolition debris” as separately defined herein. The City Manager shall have the authority to determine whether a particular item of solid waste shall be encompassed within this definition and therefore subject to pick-up by the City as elsewhere provided in this Chapter.

Section 2:

Chapter 93, Section 7 of Code of the City of Hackensack, “Collection regulations,” is amended to now read as follows (additions by underline):

§ 93-7 Collection regulations.

A. [UNCHANGED]

B. [UNCHANGED]

C. [UNCHANGED]

D. Collection.

- (1) Collection shall be on such days and at such times and hours as shall be designated by the City Manager except as otherwise set forth herein. The frequency of garbage collection shall be no less than once per week.
- (2) Except as otherwise provided herein, all materials shall be set out for collection at the curb no earlier than 6:00 p.m. on the night before the scheduled collection, and all receptacles shall be returned to an appropriate storage area by 8:00 p.m. on the day of collection.
- (3) Receptacles shall not be stored within the required side or rear yards established in Chapter 175 of the Code, unless properly screened from the adjacent property. Any receptacles stored in the front yard shall be screened from public view by an appropriate enclosure, fence or evergreen planting.
- (4) In order to assure that all the residents seeking disposal of rubbish, such as heavy trash items and garden refuse, can be serviced once a week, there shall be no more than two large items of furniture or two cubic yards of miscellaneous rubbish, such as debris or garden refuse, placed at the curb for collection for any one weekly collection day. The City Council has established that rubbish will be picked up on the following permanent weekly schedule:
 - (a) City streets south of Central Avenue to the southern City boundary: 1st and 3rd Wednesday of each calendar month.
 - (b) City streets from Central Avenue to the northern City boundary: 2nd and 4th Wednesday of each calendar month.
 - (c) In the event of a fifth Wednesday in a calendar month, no rubbish pick-up.
 - (d) There will be no rubbish pick-up on Christmas Day.
 - (e) The City Manager shall retain the authority to suspend rubbish pick-up in the event of emergent circumstances implicating the public's health, safety and welfare.

Section 3:

The remainder of Chapter 93 of the Code of the City of Hackensack shall remain unchanged.

Section 4:

Repeal of Inconsistent Provisions. All ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency, it being the legislative intent that all ordinances or part of ordinances now existing or in effect unless the same being conflict or inconsistent with any provision of this Ordinance shall remain in effect.

Section 5:

Severability. The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason is held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remain in effect; it being the legislative intent this Ordinance shall stand notwithstanding the invalidity of any part.

Section 6:

Codification. This Ordinance shall be a part of the Code of the City of Hackensack as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Code. The City Clerk and the City Attorney are authorized and directed to change any Chapter, Article and/or Section number of the Code of the City of Hackensack in the event that the codification of this Ordinance reveals that there is a conflict between the numbers and the existing Code, and in order to avoid confusion and possible accidental repealers of existing provisions not intended to be repealed.

Section 7:

This Ordinance shall take effect upon passage, adoption, and publication in the manner prescribed by law.

Introduced: January 23, 2024

Adopted: February 20, 2024

ATTEST:

CITY OF HACKENSACK

By: _____
Deborah Karlsson, City Clerk

By: _____
John P. Labrosse Jr., Mayor