

**KNOWLTON TOWNSHIP  
COUNTY OF WARREN  
ORDINANCE 2023-05**

**AN ORDINANCE TO ESTABLISH REQUIREMENTS TO  
CONTROL LITTERING IN KNOWLTON TOWNSHIP**

**WHEREAS**, in order to prevent pollutants from being transported to local water bodies from Municipal Separate Storm Sewer Systems (MS4s), federal stormwater regulations require MS4 operators to obtain a National Pollutant Discharge Elimination System (NPDES) permit and implement a stormwater management program; and

**WHEREAS**, pursuant to NJPDES Master General Permit No. NJ0141852, as of January 1, 2023, all 101 New Jersey municipalities previously assigned to Tier B, such as Knowlton Township, have now been assigned to Tier A, in order to help better manage stormwater discharges and resulting pollutant and nutrient impacts to waterways.

**WHEREAS**, this reassignment requires Knowlton (and all former Tier B municipalities) to update their ordinances to be consistent with Tier A standards.

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Committee of the Township of Knowlton, in the County of Warren and State of New Jersey, as follows:

**SECTION 1.** Chapter 121 of the Code of the Township of Knowlton, entitled “Litter” is hereby added as follows:

**§121-1 Purpose**

This ordinance establishes requirements to control littering in Knowlton Township, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**§121-2 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 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.

- a. Litter - any used or unconsumed substance or waste material which has been discarded, whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers or other packaging or construction material, but does not include the waste of the primary processes of mining or other extraction processes, logging, sawmilling, farming or manufacturing.
- b. Litter Receptacle – a container suitable for the depositing of litter.
- c. Person – any individual, corporation, company, partnership, firm, association, or political

subdivision of this State subject to municipal jurisdiction.

**§121-3 Prohibited acts and regulated activities:**

1. It shall be unlawful for any person to throw, drop, discard or otherwise place any litter of any nature upon public or private property other than in a litter receptacle, or having done so, to allow such litter to remain.
2. Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat in violation of this ordinance, the operator or owner, or both, of the motor vehicle or boat shall also be deemed to have violated this ordinance.

**§121-4 Enforcement:**

This ordinance may be enforced by the Knowlton Township Zoning Officer, County Health Department, or the New Jersey State Police of Knowlton Township.

**§121-5 Penalties:**

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine of not less than \$100 and not to exceed \$1,000.

**SECTION 2.** 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 3.** 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 4.** This Ordinance shall take effect after passage and publication in the manner provided by law.

Introduction: July 10, 2023

Motion: Shipps

Second: Van Horn

AIF: Bates- yes, Cuntala- yes, Mazza- yes, Shipps- yes, Van Horn- yes

Adoption: August 24, 2023

Motion: Shipps

Second: Mazza

Roll Call: Bates-yes, Cuntala-yes, Mazza-yes, Shipps-yes, Van Horn-yes