

*BOROUGH OF ROOSEVELT
COUNTY OF MONMOUTH
STATE OF NEW JERSEY*

**ORDINANCE NO. 2023-10
INTRODUCTION DATE: 10-02-2023
ADOPTION DATE: 10-16-2023**

**AN ORDINANCE OF THE BOROUGH OF ROOSEVELT AUGMENTING
THE BOROUGH CODE TO INCLUDE NEW SECTION 9-22: “YARD WASTE
COLLECTION” UNDER CHAPTER 9: “REFUSE AND RECYCLING” TO ESTABLISH
STANDARDS FOR THE COLLECTION OF YARD WASTE WITHIN THE BOROUGH**

BE IT ORDAINED by the Governing Body of the Borough of Roosevelt, County of Monmouth, State of New Jersey, that the Borough’s Revised General Ordinances are hereby amended and augmented to include new section 9-22: “Yard Waste Collection” as follows:

**CHAPTER 9
REFUSE AND RECYCLING**

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§ 9-22 YARD WASTE COLLECTION.

This Section shall establish yard waste collection standards within the Borough of Roosevelt, so as to protect public health, safety and welfare, and to prescribe penalties for violations thereof.

§ 9-22.1 Definitions.

For the purpose of this Section, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Section 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. **Containerized** – means the placement of yard waste in a trash can, bucket, bag or other vessel, such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.
- B. **Person** – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- C. **Street** – means any street, avenue, boulevard, road, parkway, viaduct, drive, or other way, which is an existing State, county, or municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas, and other areas within the street lines.

D. **Yard Waste** –means leaves and grass clippings.

§ 5-14.2 Yard Waste Collection.

Sweeping, raking, blowing or otherwise placing yard waste that is not containerized at the curb or along the street is only allowed during the seven (7) days prior to a scheduled and announced collection, and shall not be placed closer than 10 feet from any storm drain inlet. Placement of such yard waste at the curb or along the street at any other time or in any other manner is a violation of this Section. If such placement of yard waste occurs, the party responsible for placement of the yard waste must remove the yard waste from the street or said party shall be deemed in violation of this Section.

§ 5-14.3 Enforcement.

This Section shall be enforced by the New Jersey State Police and/or the Borough's Code Enforcement Officer.

§ 5-14.4 Violations and Penalties.

Any person(s) who is found to be in violation of the provisions of this Section shall be subject to a fine not to exceed \$500.00 for a first offense; \$1,000.00 for a second offense; and \$2,000.00 for a third or subsequent offense.

BE IT FURTHER ORDAINED that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

BE IT FURTHER ORDAINED that, if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and take effect immediately upon final passage and publication.

ATTEST:

APPROVED

Kathleen Hart, Borough Clerk

Peggy Malkin, Mayor