

**BOROUGH OF WEST PATERSON
ORDINANCE 06-12**

***AN ORDINANCE DESIGNATED WITHIN CHAPTER XXIII OF THE
ORDINANCES OF THE BOROUGH OF WEST PATERSON
WHICH SHALL BE KNOWN AS “STATE OF NEW JERSEY, DEPARTMENT OF
ENVIORMENTAL PROTECTION, STORMWATER COMPLIANCE”***

YARD WASTE COLLECTION

SECTION I. Purpose:

An ordinance to establish a yard waste collection and disposal program in the Borough of West Paterson, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

SECTION II. 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 discretionary.

- 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 stromwater.
- 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 limes, 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.

SECTION III - Yard Waste Collection

Sweeping, raking, blowing or otherwise placing yard waste that is not containerized at the curb or along the street is strictly prohibited except as follows. Yard waste is to be place in Bio-degradable bags at the curb line no earlier than forty-eight (48) hours prior to schedule pick up and shall not be placed closer that ten (10) feet from any storm drain inlet.

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SECTION V. Enforcement:

This ordinance shall be enforced by either or all of the following, Police Dept., Code Enforcement and/or Dept. of Public Works of the Borough of West Paterson.

SECTION VI. Violations and Penalties:

Any person(s) who continues to be in violation of the provisions of this ordinance, after being duly notified, shall be subject to a fine not to exceed \$200.00.

SECTION VII. Severability:

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void. Or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION VIII. Effective Date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

INTRODUCTED: October 18, 2006

ADOPTED: November 22, 2006