

# Egg Harbor Township

Ordinance No. 25

2011

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AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF EGG HARBOR, CHAPTER 118 THEREOF, ENTITLED  
GARBAGE, RUBBISH AND RECYCLING

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**BE IT ORDAINED**, by the Township Committee of the Township of Egg Harbor, County of Atlantic and State of New Jersey, as follows:

**SECTION 1:** Chapter 118 of the Code of the Township of Egg Harbor, Section 118-1 is hereby amended by deleting it in its entirety and replacing it as follows:

**§118-1 Definitions**

Certain words and phrases are used in this article which, for the purpose hereof, are defined as follows:

**ASHES**

The residue from the burning of wood, coal or other combustible materials.

**CONTRACTOR**

A person or firm engaged in a business of service, construction, repairing, refurbishing, remodeling or the demolition of buildings or grounds within the Township.

**GARBAGE/SOLID WASTE**

Any animal or vegetable waste solids resulting from the handling, preparation, cooking or consumption of foods and non recyclable waste consistent with domestic habitation, but not including human wastes.

**HAZARDOUS MATERIALS**

Wastes presenting a clear danger to health and safety by reason of their pathological, explosive, radiological or toxic characteristics.

**NONRESIDENTIAL USER**

Any type of commercial, industrial or similar activity, whether or not operated for a profit, occupying premises within the Township creating solid waste in any form.

**RECYCLABLE PRODUCTS**

Any type of recyclable paper, magazines, catalogues, corrugated cardboard, chipboard, glass bottles, aluminum cans, steel cans, empty aerosol cans, dry and empty paint cans, plastic bottles and containers labeled No. 1, 2, 3, 4, 5, 6, or 7, vegetative waste; grass clippings, leaves, brush, small quantities of wood (lumber), metal, appliances, tires and consumer electronics generated as a result of domestic habitation of residential households.

## **RESIDENTIAL USER**

A dwelling unit, such as a home or multifamily dwelling of two or fewer units.

## **RESIDENTS**

Any person occupying or maintaining a place of residence within the Township.

## **RUBBISH AND TRASH**

Nonrecyclable combustibles and noncombustible material generated as a result of domestic habitation of residential households.

## **SOLID WASTE COLLECTION CONTRACTOR**

A person or firm for hire properly licensed in the State of New Jersey and the Township to collect solid waste.

**SECTION 2:** Chapter 118 of the Code of the Township of Egg Harbor, Section 118-3 is hereby amended by deleting it in its entirety and replacing it as follows:

### **§118-3 Regulations.**

- A. All trash, rubbish, garbage and solid waste, when placed outside for collection, shall be placed in closed containers provided and owned by the Township.
  - 1. Trash receptacles are purchased and ownership retained by the Township of Egg Harbor. Each qualified single family residence will receive one (1) 96 or 65 gallon wheeled container.
  - 2. The trash receptacles will be assigned to a specific address and shall remain with the property. New properties will be assigned a receptacle upon receipt of a Certificate of Occupancy from the Egg Harbor Township Construction Official.
  - 3. Security of the receptacles is the responsibility of the owner of record for each residence. Receptacles shall be placed as to protect them as much is practical to mitigate vandalism, theft or negligent damage.
  - 4. Stolen, neglected, vandalized, abused, missing, lost receptacles shall be the responsibility of the owner of record to pay to the Township of Egg Harbor; the costs of replacement and/or repair. Failure to reimburse the costs of damage or loss within 45 days of repair or replacement will result in the receptacle being removed and a suspension of collection services.
- B. All solid waste, when placed outside for collection, shall be secured within the township supplied containers so the contents thereof do not leak or spill upon the streets and private property within the Township.
- C. The container shall not exceed 300 pound or be allowed to collect or retain rainwater.

- D. Recycling is mandatory. All residents must separate recyclable materials as directed herein. Trash containing substantial recyclable materials will not be collected by the Township. Rejected receptacles will be tagged with a label indicating reason for rejection.
- E. Household trash must be contained within the (1) township provided receptacle per single-family dwelling, per week.
- F. Bulky Trash, Upholstered furniture, mattresses, and furniture of mixed composition will be collected separately during the designated week of each month. Each residence will be limited to a total of 12 units per calendar year.
- G. Sheet rock/roofing material, under layment, small amounts of maintenance/construction debris will be considered regular trash and is subject to the weight and size limitations of Subsection **E** above.
- H. Broken glass and such other sharp edged materials can be placed in a secure container to facilitate safe handling and loading. Care must be taken to avoid damage to the receptacle and is subject to the weight and size limitations of Subsection **E** above.
- I. No hazardous materials shall be placed or set out for collection either by itself or with other permitted materials which may be collected pursuant to this article. The resident is responsible to turn in hazardous materials in accordance with Atlantic County regulations.
- J. Any material that is above the volume limit is the responsibility of the resident to properly dispose of the entire amount. The material may not be placed or remain within the public right of way for multiple collection cycles.

**SECTION 3:** Chapter 118 of the Code of the Township of Egg Harbor, Section 118-4 is hereby amended by deleting it in its entirety and replacing it as follows:

**§118-4 Special collections of abandoned materials**

Any material in excess of the quantities outlined in the guidelines that are placed in the public right of way and not removed within 15 days of homeowner notification will be considered abandoned and in violation, subject to removal by the Township. The Township will dispatch the equipment and manpower sufficient to remove, transport and dispose of the materials at the proper facility. The owner of record for the property will be charged the prevailing hourly rate, FOB for the equipment, transportation, labor and disposal costs. Failure to provide full reimbursement to the Township within a period of 90 days after the collection will result in a lien being placed against the property by the Township.

**SECTION 4:** Chapter 118 of the Code of the Township of Egg Harbor, Section 118-6 is hereby amended by deleting it in its entirety and replacing it as follows:

## **§118-6 Definitions.**

Certain words and phrases are used in this article which, for the purpose hereof, are defined as follows:

### **BIODEGRADABLE BAGS**

A paper bag which is designed and manufactured to decompose by a natural biological process.

### **CANS**

Aluminum, bi-metal, steel food and beverage containers and aerosol cans washed out and free from food residue.

### **GLASS**

All products made from silica or sand, soda ash and limestone, the product transparent or translucent and being used for packaging or bottling of various matter and all other materials commonly known as "glass."

### **PAPER PRODUCTS**

Any type of paper, magazines, catalogues, corrugated cardboard, paper grocery bags or other paper products.

### **PLASTIC CONTAINER**

A sturdy, reusable receptacle capable of supporting the loads therein.

### **PLASTICS**

Plastic products or bottles and containers labeled No. 1, 2, 3, 4, 5, 6, and 7.

### **VEGETATIVE WASTE**

Plant materials generated as the result of incidental residential lawn, tree, shrub, living ornamental plants and garden maintenance.

**SECTION 5:** Chapter 118 of the Code of the Township of Egg Harbor, Section 118-7 is hereby amended by deleting it in its entirety and replacing it as follows:

#### **§118-7 Program established**

There is hereby established a program for the mandatory recycling of aluminum, glass, metal, wood, paper, and consumer electronics, carpeting/padding, and vegetative waste from the solid waste flow within the Township of Egg Harbor.

**SECTION 6:** Chapter 118 of the Code of the Township of Egg Harbor, Section 118-8 is hereby amended by deleting it in its entirety and replacing it as follows:

#### **§118-8 Separation of materials**

All residents shall be participants in the recycling program.

- A. The resident shall provide reusable distinctively marked containers for recycling products including cans, glass, plastics and paper. These products may be co-mingled in one container.
  
- B. Yard refuse. (Vegetative Waste)
  - 1. All grass clippings, lawn thatching and leafy vegetative waste from lawns, flower beds, shrubs and trees shall be contained in separate biodegradable paper bags. The biodegradable bags, when filled, shall weigh less than 50 pounds. The bags shall be placed at the curb to be collected by a separate truck on or near the resident's regular trash day. The bags shall be placed on the resident's property for ready access by collection crews and must not be placed in or near standing or runoff water or so as to inhibit stormwater drainage. The bags shall not contain any branches, trash or other nonbiodegradable material.
  
  - 2. Leaves.
    - (a) All leaves shall be placed in biodegradable paper bags designed and manufactured for vegetative waste recycling. The bags (weighing 50 pounds or less) shall be placed on the resident's property for ready access by collection crews and must not be placed in or near standing or runoff water or so as to inhibit stormwater drainage.
  
    - (b) Twice each year the Public Works Department will conduct a loose leaf collection. Materials, consisting of raked leaves (no brush, branches or sticks), may be placed at the curb to be removed by vacuum-type equipment. Residents will be notified by way of signs placed in the neighborhood prior to the beginning of the pickups. During loose leaf collection period, residents must avoid parking in the street.
  
    - (c) Bushes, limbs, branches and small trees that are the result of incidental pruning and ornamental tree maintenance or minor storm damage, up to four inches in diameter, with the stumps or root balls removed, may be placed at the curb for for collection with the cut ends facing the street. They shall be placed in one pile no larger than 10 feet wide by four feet high by eight feet long. Oversized amounts of brush and logs that are the result of large or multiple tree removal and clearing activities are the responsibility of the homeowner or contractor to dispose of. Collection will be on a monthly basis.

C. Large metal and nonmetal items will be collected on a monthly basis. . The Collection Schedule is available on the Egg Harbor Township website. The following materials must be placed at the curb for collection. Items not at the curb shall be the resident's responsibility to dispose of:

- (1) Passenger vehicle type tires will be accepted at a rate of four per collection with an annual limit of 12 tires per household. Wheels/rims must be removed. Large commercial type truck, tractor and equipment tires will not be collected.
- (2) Residential-type refrigerators, freezers, washers, dryers, water heaters, ovens and metal will be collected one per collection, on a monthly basis. Doors must be removed from refrigerators, freezers and other items which would pose an entrapment hazard. The unit or material must be placed at the curb. There is an annual limit of four (4) items-of this type of item per calendar year.
- (3) Scrap wood, up to one pickup truck load (four feet by three feet by eight feet) can be placed curbside for collection and will be collected on a monthly basis. A limit of six loads per household will be collected each year. The entire amount in excess of the limitations describe above, of materials that are the result of extensive demolition, restorations or construction are the responsibility of the homeowner for disposal. All materials that are the result of Contractor renovations, demolitions, and installations are the responsibility of the Contractor to remove and dispose of or recycle as required.
- (4) Consumer Electronics (a.k.a) E-Waste  
CPU's, monitors, keyboards, mouse, TV's VCR's, radios and telephones will be collected separately from regular trash on a monthly basis.
- (5) Rigid plastics such as laundry baskets, 5 gallon buckets, and children's playhouses can be recycled at the ACUA.

D. Carpet and Padding will not be collected by the Township. Residents and carpeting installers are responsible for removal and recycling of carpet and padding. Carpet and padding can be recycled at the ACUA for a fee.

**SECTION 7:** All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

**SECTION 8.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by a Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 9.** This Ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED AT A MEETING OF THE TOWNSHIP COMMITTEE OF EGG HARBOR TOWNSHIP, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY, HELD JUNE 22, 2011, AND WILL BE FURTHER CONSIDERED FOR FINAL PASSAGE AFTER A PUBLIC HEARING THEREON AT A REGULAR MEETING OF SAID TOWNSHIP COMMITTEE TO BE HELD IN THE TOWNSHIP HALL, IN SAID TOWNSHIP ON JULY 20, 2011 AT 6:00 P.M.

Dated: June 22, 2011

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Eileen M. Tedesco, RMC  
Township Clerk