

Chapter 285A

CONTAINERIZED YARD WASTE

GENERAL REFERENCES

Board of Health — See Ch. 45.

Yard waste collection program — See Ch. 285C.

§ 285A-1. Purpose.

There is hereby established a chapter to establish requirements for the proper handling of yard waste in the Township of Monroe so as to protect public health, safety and welfare and to prescribe penalties for the failure to comply.

§ 285A-2. Definitions.

For the purpose of this chapter, 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.

CONTAINERIZED — The placement of yard waste in a trash can, bucket, biodegradable bags or other vessel such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.

PERSON — Any individual, corporation, company, partnership, firm, association or political subdivision of this state subject to municipal jurisdiction.

STREET — 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.

YARD WASTE — Leaves and grass clippings.

§ 285A-3. Prohibited conduct.

The owner or occupant of any property performing lawn care, maintenance or landscaping within said property shall not sweep, rake, blow or otherwise place yard waste, unless the yard waste is containerized, in the street. If yard waste that is not containerized is placed in the street, the party responsible for placement of yard waste must remove the yard waste from the street or said party shall be deemed in violation of this chapter. There shall be no collection or removal of any type of yard, lawn or landscaping debris created by a contractor or employee of a landscaping contractor.

§ 285A-4. Enforcement.

The provisions of this chapter shall be enforced by the Police Department, Board of Health, the Zoning/Code Enforcement Officer and/or the Mayor's designee of the Township of Monroe.

§ 285A-5. Violations and penalties.

Any person(s) who is found to be in violation of the provisions of this chapter shall be subject to a fine not to exceed \$1,000 and up to six months in jail and/or 30 days of community service. Every twenty-four-hour period of said violation, after notice thereof from the Monroe Township Board of Health or its authorized representative, shall be deemed to be a separate offense and punishable as aforesaid by said fine.

§ 285A-6. Severability.

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

Chapter 285B**IMPROPER DISPOSAL OF WASTE****GENERAL REFERENCES****Board of Health — See Ch. 45.****Sewers — See Ch. 303.**

§ 285B-1. Purpose.

The purpose of this chapter is to prohibit the spilling, dumping or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) operated by the Township of Monroe so as to protect public health, safety and welfare and to prescribe penalties for the failure to comply.

§ 285B-2. Definitions.

For the purpose of this chapter, 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.

MUNICIPAL SEPARATE STORM SEWER SYSTEMS (MS4) — A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels or storm drains) that is owned or operated by the Township of Monroe or other public body and is designated and used for collecting and conveying stormwater.

PERSON — Any individual, corporation, company, partnership, firm, association or political subdivision of this state subject to municipal jurisdiction.

STORMWATER — Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewage or drainage facilities or is conveyed by snow removal equipment.

§ 285B-3. Prohibited conduct.

The spilling, dumping or disposal of materials other than stormwater to the municipal separate storm sewer system operated by the Township of Monroe is prohibited. The spilling, dumping or disposal of materials other than stormwater in such a manner as to cause the discharge of pollutants to the municipal separate storm sewer system is also prohibited.

§ 285B-4. Exceptions to prohibition.

- A. Waterline flushing and discharges from potable water sources.
- B. Uncontaminated groundwater (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising groundwaters).

- C. Air-conditioning condensate (excluding contact and noncontact cooling water).
- D. Irrigation water (including landscape and lawn watering runoff).
- E. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows.
- F. Residential car washing water and residential swimming pool discharges.
- G. Sidewalk, driveway and street wash water.
- H. Flows from fire-fighting activities.
- I. Flows from rinsing of the following equipment with clean water:
 - (1) Equipment.
 - (a) Beach maintenance equipment immediately following their use for their intended purposes; and
 - (b) Equipment used in the application of salt and de-icing materials immediately following salt and de-icing material applications. Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded.
 - (2) Rinsing of equipment, as noted in the above situation, is limited to exterior, undercarriage and exposed parts and does not apply to engines or other enclosed machinery.

§ 285B-5. Enforcement.

The provisions of this chapter shall be enforced by the Police Department, Board of Health, the Zoning/Code Enforcement Officer and/or the Mayor's designee of the Township of Monroe.

§ 285B-6. Violations and penalties.

Any person(s) who is found to be in violation of the provisions of this chapter shall be subject to a fine not to exceed \$1,000 and up to six months in jail and/or 30 days of community service. Every twenty-four-hour period of said violation, after notice thereof from the Monroe Township Board of Health or its authorized representative, shall be deemed to be a separate offense and punishable as aforesaid by said fine.

§ 285B-7. Severability.

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

Chapter 285C**YARD WASTE COLLECTION PROGRAM****GENERAL REFERENCES****Board of Health — See Ch. 45.****Containerized yard waste — See Ch. 285A.**

§ 285C-1. Purpose.

The purpose of this chapter is to establish a yard waste collection and disposal program in the Township of Monroe, so as to protect public health, safety and welfare and to prescribe penalties for the failure to comply.

§ 285C-2. Definitions.

For the purpose of this chapter, 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.

CONTAINERIZED — 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.

PERSON — Any individual, corporation, company, partnership, firm, association or political subdivision of this state subject to municipal jurisdiction.

STREET — 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.

YARD WASTE — Leaves and grass clippings.

§ 285C-3. 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 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 chapter. 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 chapter.

§ 285C-4. Enforcement.

The provisions of this chapter shall be enforced by the Police Department, Board of Health, the Zoning/Code Enforcement Officer and/or the Mayor's designee of the Township of Monroe.

§ 285C-5. Violations and penalties.

Any person(s) who is found to be in violation of the provisions of this chapter shall be subject to a fine not to exceed \$1,000 and up to six months in jail and/or 30 days of community service. Every twenty-four-hour period of said violation, after notice thereof from the Monroe Township Board of Health or its authorized representative, shall be deemed to be a separate offense and punishable as aforesaid by said fine.

§ 285C-6. Severability.

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

Chapter 285D**LITTER CONTROL****GENERAL REFERENCES****Board of Health — See Ch. 45.****Littering — See Ch. 193.**

§ 285D-1. Purpose.

The purpose of this chapter is to establish requirements to control littering in the Township of Monroe so as to protect public health, safety and welfare and to prescribe penalties for the failure to comply.

§ 285D-2. Definitions.

For the purpose of this chapter, 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.

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 of 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.

LITTER RECEPTACLE — A container suitable for the depositing of litter.

PERSON — Any individual, corporation, company, partnership, firm, association or political subdivision of this state subject to municipal jurisdiction.

§ 285D-3. Prohibited acts and regulated activities.

- A. 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.
- B. Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat in violation of this chapter, the operator or owner, or both, of the motor vehicle or boat shall also be deemed to have violated this chapter.

§ 285D-4. Enforcement.

The provisions of this chapter shall be enforced by the Police Department, Board of Health, the Zoning/Code Enforcement Officer and/or the Mayor's designee of the Township of Monroe.

§ 285D-5. Violations and penalties.

Any person(s) who is found to be in violation of the provisions of this chapter shall be subject to a fine not to exceed \$1,000 and up to six months in jail and/or 30 days of community service. Every twenty-four-hour period of said violation, after notice thereof from the Monroe Township Board of Health or its authorized representative, shall be deemed to be a separate offense and punishable as aforesaid by said fine.

§ 285D-6. Severability.

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

Chapter 286**WILDLIFE FEEDING****GENERAL REFERENCES**

Board of Health — See Ch. 45.

§ 286-1. Purpose.

The purpose of this chapter is to prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by the Township of Monroe, so as to protect public health, safety and welfare and to prescribe penalties for failure to comply.

§ 286-2. Definitions.

For the purpose of this chapter, 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.

FEED — To give, place, expose, deposit, distribute or scatter any edible material with the intention of feeding, attracting or enticing wildlife. Feeding does not include baiting in the legal taking of fish and/or game.

PERSON — Any individual, corporation, company, partnership, firm, association or political subdivision of this state subject to municipal jurisdiction.

WILDLIFE — All animals that are neither human nor domesticated.

§ 286-3. Prohibited conduct.

No person shall feed, in any public park or on any other property owned or operated by the Township of Monroe, any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental centers).

§ 286-4. Enforcement.

The provisions of this chapter shall be enforced by the Police Department, Board of Health, the Zoning/Code Enforcement Officer and/or the Mayor's designee of the Township of Monroe.

§ 286-5. Violations and penalties.

Any person(s) who is found to be in violation of the provisions of this chapter shall be subject to a fine not to exceed \$1,000 and up to six months in jail and/or 30 days of community service. Every twenty-four-hour period of said violation, after notice thereof from the Monroe Township Board of Health or its authorized representative, shall be deemed to be a separate offense and punishable as aforesaid by said fine.

§ 286-6. Severability.

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

Chapter 287**PET WASTE****GENERAL REFERENCES****Board of Health — See Ch. 45.****Dogs and other animals — See Ch. 126.**

§ 287-1. Purpose.

The purpose of this chapter is to establish requirements for the proper disposal of pet solid waste in the Township of Monroe, so as to protect public health, safety and welfare and to prescribe penalties for failure to comply.

§ 287-2. Definitions.

For the purpose of this chapter, 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.

IMMEDIATE — The pet solid waste is removed at once, without delay.

OWNER/KEEPER — Any person who shall possess, maintain, house or harbor any pet or otherwise have custody of any pet, whether or not the owner of such pet.

PERSON — Any individual, corporation, company, partnership, firm, association or political subdivision of this state subject to municipal jurisdiction.

PET — A domesticated animal (other than a disability assistance animal) kept for amusement or companionship.

PET SOLID WASTE — Waste matter expelled from the bowels of the pet; excrement.

PROPER DISPOSAL — Waste shall be double-bagged and placed in a designated waste receptacle, or other suitable container, and discarded in a refuse container which is regularly emptied by the municipality or some other refuse collector, or disposal into a system designed to convey domestic sewage for proper treatment and disposal.

§ 287-3. Requirement for disposal.

All pet owners and keepers are required to immediately and properly dispose of their pet's solid waste deposited on any property, public or private, not owned or possessed by that person.

§ 287-4. Exemptions.

Any owner or keeper who requires the use of a disability assistance animal shall be exempt from the provisions of this chapter while such animal is being used for that purpose.

§ 287-5. Enforcement.

The provisions of this chapter shall be enforced by the Police Department, Board of Health, the Zoning/Code Enforcement Officer and/or the Mayor's designee of the Township of Monroe.

§ 287-6. Violations and penalties.

Any person(s) who is found to be in violation of the provisions of this chapter shall be subject to a fine not to exceed \$1,000 and up to six months in jail and/or 30 days of community service. Every twenty-four-hour period of said violation, after notice thereof from the Monroe Township Board of Health or its authorized representative, shall be deemed to be a separate offense and punishable as aforesaid by said fine.

§ 287-7. Severability.

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

Chapter 288**ILLICIT CONNECTION****GENERAL REFERENCES****Board of Health — See Ch. 45.****Sewers — See Ch. 303.**

§ 288-1. Purpose.

The purpose of this chapter is to prohibit illicit connections to the municipal separate storm sewer system(s) operated by the Township of Monroe so as to protect public health, safety and welfare and to prescribe penalties for the failure to comply.

§ 288-2. Definitions.

For the purpose of this chapter, 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. The definitions below are the same as or based upon corresponding definitions in the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A-1.2.

DOMESTIC SEWAGE — Waste and wastewater from humans or household operations.

ILLICIT CONNECTION — Any physical or nonphysical connection that discharges domestic sewage, noncontact cooling water, process wastewater or other industrial waste (other than stormwater) to the municipal separate storm sewer system operated by the Township of Monroe unless that discharge is authorized under a NJPDES permit other than the Tier A municipal stormwater general permit (NJPDES Permit Number NJ0141852). Nonphysical connections may include, but are not limited to, leaks, flows or overflows into the municipal separate storm sewer system.

INDUSTRIAL WASTE — Nondomestic waste, including, but not limited to, those pollutants regulated under Section 307(a), (b) or (c) of the Federal Clean Water Act [33 U.S.C. § 1317 (a), (b) or (c)].

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) — A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels or storm drains) that is owned or operated by the Township of Monroe or any other public body, and is designated and used for collecting and conveying stormwater.

NJPDES PERMIT — A permit issued by the New Jersey Department of Environmental Protection to implement the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A.

NONCONTACT COOLING WATER — Water used to reduce temperature for the purpose of cooling. Such waters do not come into direct contact with any raw material, intermediate product (other than heat) or finished product. Noncontact cooling water may, however, contain

algaeicides or biocides to control fouling of equipment such as heat exchangers and/or corrosion inhibitors.

PERSON — Any individual, corporation, company, partnership, firm, association or political subdivision of this state subject to municipal jurisdiction.

PROCESS WASTEWATER — Any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, byproduct or waste product. Process wastewater includes, but is not limited to, leachate and cooling water other than noncontact cooling water.

STORMWATER — Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities or is conveyed by snow removal equipment.

§ 288-3. Prohibited conduct.

No person shall discharge or cause to be discharged through an illicit connection to the municipal separate storm sewer system operated by the Township of Monroe any domestic sewage, noncontact cooling water, process wastewater or other industrial waste (other than stormwater).

§ 288-4. Enforcement.

This chapter shall be enforced by the Police Department, Board of Health, the Zoning/Code Enforcement Officer and/or the Mayor's designee of the Township of Monroe.

§ 288-5. Violations and penalties.

Any person(s) who is found to be in violation of the provisions of this chapter shall be subject to a fine not to exceed \$1,000 and up to six months in jail and/or 30 days of community service. Every twenty-four-hour period of said violation, after notice thereof from the Monroe Township Board of Health or its authorized representative, shall be deemed to be a separate offense and punishable as aforesaid by said fine.

§ 288-6. Severability.

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