

**AN ORDINANCE TO AMEND THE CODE
OF THE BOROUGH OF RUMSON BY
ADDING CHAPTER XVI, CONTAINERIZED
YARD WASTE**

BE IT ORDAINED by the Mayor and Council of the Borough of Rumson, in the County of Monmouth and State of New Jersey.

SECTION 1. That Chapter XVI, Section 4, Containerized Yard Waste, be added to read as follows:

§ 16-4.1 Purpose:

An ordinance to establish requirements for the proper handling of yard waste in the Borough of Rumson, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 16-4.2. 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. Containerized – means the placement of yard waste in bio degradable bags only, 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 in which the street lines.
- d. Yard Waste – means leaves, brush, and thatch, but does not include grass clippings.

§ 16-4.3. Prohibited Conduct:

The owner or occupant of any property, or any employee or contractor of such owner or occupant engaged to provide lawn care or landscaping services, shall not sweep, rake, blow or otherwise place yard waste, unless the yard waste is containerized, at the curb or along the street, which shall be is only allowed during the seven (7) days prior to a Borough scheduled and announced collection, and shall not be placed closer than 10 feet from any storm drain inlet. 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 ordinance.

§ 16-4.4. Enforcement:

The provisions of this ordinance shall be enforced by the Police Department of the Borough of Rumson.

§ 16-4.5. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$100 for each separate offense.

SECTION 2. This ordinance shall take effect upon final passage and publication according to law.

Introduced: November 10, 2005.

Passed and Approved: December 1, 2005.

I hereby approve of the passing of this ordinance.

John E. Ekdahl
Mayor

Attest:

Thomas S. Rogers
Borough Clerk/Administrator