

**AN ORDINANCE TO AMEND THE CODE
OF THE BOROUGH OF RUMSON BY
ADDING CHAPTER XVI, LITTER CONTROL**

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 7, Litter Control, be added to read as follows:

§ 16-7.1. Purpose:

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

§ 16-7.2. 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. 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 or other packaging or construction material, but does not include the waste of the primary processes of mining or other extraction processes, logging, saw-milling, farming or manufacturing.

- b. Litter Receptacle – a container suitable for the depositing of litter.
- c. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

§ 16-7.3. Prohibited acts and regulated activities:

- 1. 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.
- 2. Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat in violation of this ordinance, the operator or owner, or both, of the motor vehicle or boat shall also be deemed to have violated this ordinance.

§ 16-7.4. Enforcement:

This ordinance shall be enforced by the Police Department of the Borough of Rumson.

§ 16-7.5. 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 the 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