

ORDINANCE NO. 2532

AN ORDINANCE AMENDING CHAPTER XXVIII, SECTION 28-1.5 OF THE CODE OF THE BOROUGH OF ROSELLE PARK, ENTITLED "PLACEMENT AT CURB; SUITABLE CONTAINERS"

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter XXVIII, Section 28-1.5 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. 28-1.5 Placement at Curb; Suitable Containers.

a. With the exception of bulk waste (as defined in subsection 28-1.5d. below), no garbage or debris shall be placed at the curb for pickup prior to 7:00 p.m. on the evening preceding the scheduled pickup, except where the evening preceding the scheduled pickup falls on a Sunday, in which case the garbage or debris may be placed at the curb for pickup after 3:00 p.m.

b. All garbage and debris within the ~~Central Business District~~ **"T" intersection being more particularly described as Chestnut Street from Clay Avenue to Westfield Avenue and both sides of Westfield Avenue from Walnut Street to Locust Street** shall be placed at the curb on a daily basis between the hours of 8:30 a.m. and 9:30 a.m. on the morning of the scheduled pickup.

c. Plastic bags **in and of themselves**, of any type, shall not be utilized as a suitable garbage container for purposes of this chapter. **A suitable container is defined to be a metal, rubber or plastic receptacle with a tight fitting cover, so constructed as to prevent spilling or leaking of its contents. Each receptacle for use in a single residence shall have a capacity of not less than twenty (20) nor more than thirty (30) gallons and be equipped with a pull handle or handles. The total weight of any container shall not exceed fifty (50) pounds. Fifty (50) gallon drums or similar overweight containers may not be used as garbage receptacles to be placed curbside for collection purposes. In no event shall any package, bundle or material placed for collection be larger than four (4) feet in length.**

d. Bulk waste shall not be placed at the curb prior to 12:00 noon on the day prior to the scheduled pickup for bulk waste.

1. The term "bulk waste," for the sake of this chapter, shall be defined as the "collection of the following materials limited to five hundred (500) pounds (one-quarter of a ton) per property, per pickup:

(a) Furniture, toys

(b) Mattresses (limit two (2) per address)

(c) Wood, replaced/repared wood fencing sections, wood products limited as follows: (Wood is limited to two (2) thirty-two (32) gallon containers with pieces cut into three (3) foot pieces)

(d) Lawn furniture, wood doors, storm window, storm door, items generated by a homeowner in minor repairs not requiring a zoning or construction permit.

2. Expressly excluding the collection of the following materials not considered bulk waste:

(a) Rugs, carpeting, electronic waste, ashes, dirt, tree trunks, stumps, branches, brush, leaves, household garbage, no garbage bags, pool filters, railroad ties, rocks, stones, asphalt, concrete, closed-top drums, automobile parts, appliances (refrigerators, washers, dryers, any metal products etc.), paint, chemicals and materials resulting from the demolition, alterations, or repairs to buildings/homes or other structures generated by a contractor/homeowner requiring a zoning or construction permits.

e. *Early Placement—Bulky Waste.* Unless another penalty is expressly provided by statute, any person convicted of a violation of paragraph d. shall be liable to the penalty of one hundred fifty (\$150.00) dollars or imprisoned for a term not to exceed fifteen (15) days.

SECTION 2. Invalidity

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 3. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 5. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.