

**POINT PLEASANT BOROUGH**

**ORDINANCE NO. 2017-19**

**ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF POINT PLEASANT, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XII OF THE BOROUGH CODE ENTITLED, "STREETS, SIDEWALKS AND SANITATION", SPECIFICALLY SECTIONS 4 AND 7 THEREOF**

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Borough Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey, that Chapter XII of the Borough Code entitled "Streets, Sidewalks and Sanitation", Subsections 4 and 7 thereof hereby be amended and supplemented as follow:

**SECTION 1.**

**12-4 RECYCLING.**

**12-4.2. Definitions.** The following definitions shall be amended and supplemented as follows:

*Authorized Persons License* DELETED

*Aluminum Cans* NO CHANGE

*Cardboard* shall mean corrugated cardboard.

*Commercial Establishments* NO CHANGE

*Ferrous Containers* DELETED

*Glass Containers* shall mean bottles and jars made of clear, green or brown glass. Expressly excluded are drinking glasses, plate glass, blue glass and porcelain and ceramic products.

*Institutional Establishments* NO CHANGE

*Metal Cans* shall mean empty steel or tin food or beverage containers.

*Mixed Paper* shall mean newspaper (plus inserts), magazines, catalogs, paperback books, hardcover books (with cover removed), computer papers, junk mail (including envelope),

office paper, school paper, brown paper bags, construction paper, non-metallic wrapping paper, and greeting cards.

*Newspapers* NO CHANGE

*Oil* NO CHANGE

*Person* NO CHANGE

*Plastic Bottles* shall mean any plastic container where the neck is smaller than the base of the container such as beverage, shampoo/conditioner, laundry/dish detergent, milk/juice jugs, soda, water, and condiment bottles. Expressly excluded are all bottle or jar caps, and all other forms of plastics.

*Recyclable Materials* NO CHANGE

*Residence* NO CHANGE

*Single Stream* shall mean plastic bottles, cans (aluminum, steel, tin and empty aerosol cans), glass bottles, glass jars, glass containers, mixed paper, and corrugated cardboard.

*Solid Waste* NO CHANGE

#### 12-4.3 Establishment of Program.

There is hereby established a program for the mandatory separation of the following recyclable materials from the municipal solid waste stream by all persons within the Borough of Point Pleasant, hereinafter referred to as the "Municipality":

- a. Aluminum, steel, tin, and empty aerosol cans; <sup>1</sup>
- b. Glass containers; <sup>1</sup>
- c. Plastic containers; <sup>1</sup>
- d. Mixed Paper; <sup>1</sup>
- e. Corrugated Cardboard<sup>1</sup>
- f. Tires. <sup>2</sup>

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<sup>1</sup> Part of single stream curbside program.

<sup>2</sup> Must be dropped off at Recycling Center on Arthur Avenue.

- g. White Goods/Metal; <sup>2,3</sup>
- h. Used motor oil and filters; <sup>2</sup>
- i. Shredded Paper in plastic bags; <sup>2</sup>
- j. Automotive Batteries; <sup>2</sup>
- k. Rigid Plastic; <sup>2</sup>
- l. Shrink Wrap; <sup>2</sup>
- m. Textiles; <sup>2</sup>
- n. Electronics (televisions, computers, monitors); <sup>2</sup>
- o. Empty paint cans; <sup>2</sup>
- p. Phone books and hardcover books; <sup>2</sup>
- q. Cell phones, rechargeable batteries; <sup>2</sup>
- r. Fluorescent bulbs<sup>2</sup>
- s. Leaves;<sup>2,4</sup>
- t. Brush.<sup>2,3</sup>

#### 12-4.4 Separation of Recyclables and Placement for Disposal.

- a. The recyclable materials designated as single stream in Section 12-4.3 shall be put in a plastic or metal container with a lid, not exceeding 50 pounds in weight when full, separate from other solid waste, and placed at the curb or such other designated area for collection at such times and dates as may be herein established in the municipality's recycling regulations.
- b. Oil. It shall be unlawful to dispose of used motor oil in any manner other than through an authorized "used oil collection site" as per this section. On and after the adoption of this section, and in accordance with existing State regulations (N.J.A.C. 14A:3-11), any person or property with "used oil holding tanks," as designated by the Recycling Coordinator, shall accept up to five (5) gallons at a time of "used motor oil from individuals changing oil from cars, lawn mowers, motorcycles, and other motorized vehicles and machinery," and shall post a sign informing the public

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<sup>3</sup> Monthly Curbside pickup by appointment in addition to drop off at Recycling Center.

<sup>4</sup> Leaves are picked up by section twice in the Fall and once on the Spring; in addition to drop-off at the Recycling Center.

that they are a "used oil collection site." No new persons or sites will be established except by written authorization of the Recycling Coordinator and with the approval of the Mayor and Council.

- c. Commercial establishments shall make arrangements to dispose of their cardboard boxes in accordance with subsection 12-4.3A of this section. This shall also apply to residents that do not cut down cardboard for curbside pickup. This cardboard shall be brought to the Recycling Center on Arthur Avenue.
- d. Refrigerators, freezers, air conditioners, and other Freon containing devices are valuable recyclable commodities. All homeowners and businesses within the Borough of Point Pleasant must produce for the Department of Public Works a certification from a Department of Environmental Protection and Energy recognized Freon recovery technician or company that the Freon containing device has been inspected and all existing Freon has been safely removed. The Department of Public Works of the Borough of Point Pleasant, upon receiving such letter of certification from any homeowner within the Borough of Point Pleasant shall issue a notice to be affixed to the appliance in question notifying Department of Public Works collectors or Recycling Center attendants that the item is Freon free and suitable for disposal.
- e. Tires. All tires to be disposed of by the residents must be brought to the Recycling Center on Arthur Avenue where they will be accepted only after a two (\$2.00) dollar fee per tire has been paid to the Borough of Point Pleasant (office of the Tax Collector) and sufficient proof of payment has been presented to the Recycling Coordinator or his designee at the Recycling Center.

#### **12-4.5 Separation of Leaves and Placement for Disposal.**

All persons within the municipality shall, from the period at such times and dates as may be hereinafter established in the municipality's recycling regulations of each year, separate leaves from other solid waste generated at the premises and, unless the leaves are stored or recycled for composting or mulching on the premises, place the leaves at the curb or other designated area for collection at such times and dates and in the manner established by the municipality's recycling regulations. Leaves can also be taken to the Recycling Center year round.

**12-4.6 Alternative Collection of Recyclable Materials is hereby deleted in its entirety and Reserved.**

**12-4.15 Effective Date is hereby deleted in its entirety and Reserved.**

#### **12-4.16 Jack Glass Recycling Facility and Leaf Drop-Off Site.**

- a. Location of Facilities. Recycling Drop-Off and Collection Facility, known as the "Jack Glass Recycling Center," Block 169, Lots 27 and 30 on Arthur Avenue.

- b. Hours Of Operation. The Borough's designated Recycling Facility shall be open: Monday - Friday 8:00 – 3:45 p.m. Saturdays from 9:00 a.m. – 2:45 p.m. Sundays 9:00 a.m. – 12:00 p.m. (except January and February). Recycling Center shall be closed on the following Holidays: New Year's Day, Easter Sunday, Memorial Day, July 4<sup>th</sup>, Labor Day, Thanksgiving, and Christmas.

## **SECTION 2.**

### **12-7 REFUSE CONTAINERS/DUMPSTERS**

**12-7.4** Exceptions to Prohibition. Subsection c is hereby deleted in its entirety.

**SECTION 3.** All ordinances or parts of Ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be 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 5.** This Ordinance shall take effect upon publication in an official newspaper of the Borough, as required by and in conformance with law.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed by the Borough Council of the Borough of Point Pleasant Borough on first reading at a meeting held on the **20<sup>th</sup> day of June, 2017 at 7:00 p.m.** The Ordinance will be considered for second and final reading at a meeting of the Borough Council which is scheduled for the **18<sup>th</sup> day of July, 2017 at 7:00 p.m.**, or as soon thereafter as the matter may be reached, at the Municipal Building located at 2233 Bridge Avenue, Point Pleasant, New Jersey, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

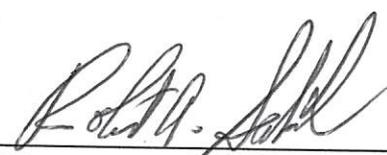
**NOTICE OF ADOPTION OF ORDINANCE**

**PUBLIC NOTICE IS HEREBY GIVEN** that the ordinance published herewith has been finally adopted by the Borough of Point Pleasant, in the County of Ocean, New Jersey on July 18, 2017 and this ordinance shall take effect upon publication in an official newspaper of the Borough, as required by and in conformance with law.

**ATTESTED TO BY:**

**APPROVED:**

  
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**ANTOINETTE JONES, RMC, CMR**  
**BOROUGH CLERK**

  
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**ROBERT A. SABOSIK,**  
**MAYOR**