

ORDINANCE 2011- 16

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CHAPTER 286, LITTERING; SOLID WASTE COLLECTION. ARTICLE IV, YARD WASTE, AMENDING AND ENACTING SECTIONS 26-30.

BE IT ORDAINED by the Mayor and Council of the Borough of Bradley Beach that the Article heading for Chapter 286, Article IV, of the Revised General Ordinances of the Borough of Bradley Beach shall read as follows:

ARTICLE IV, Leaves, Brush, and Yard Waste

And;

BE IT FURTHER ORDAINED by the Mayor and Council of the Borough of Bradley Beach that Chapter 286-26, Purpose, of the Revised General Ordinances of the Borough of Bradley Beach shall be amended to read as follows:

§ 286-26 Purpose.

The purpose of this article is to adopt regulations and requirements for collection and disposal of leaves, brush and yard waste so as to protect the public health, safety, and welfare and to prescribe penalties for failure to comply with these regulations.

And;

BE IT FURTHER ORDAINED by the Mayor and Council of the Borough of Bradley Beach that Chapter 286-27, Definitions, of the Revised General Ordinances of the Borough of Bradley Beach shall be amended and enacted to change and include the following definitions:

AUTHORIZED YARD WASTE CONTAINER – Trash or garbage container with Approved label. The container shall have drain holes to allow water to drain.

AUTHORIZED LEAF BAGS – Biodegradable leaf bags.

BRUSH – Cut or broken branches from a tree or shrub not exceeding 8 inches in diameter.

YARD WASTE – Hedge/yard trimmings and vegetation from flower and gardens.

LEAVES (leaf) – One of the expanded, usually green organs borne by the stem of a plant.

And;

BE IT FURTHER ORDAINED by the Mayor and Council of the Borough of Bradley Beach that Chapter 286-28 of the Revised Borough Ordinances of the Borough of Bradley Beach shall be deleted in its entirety as it currently exists and in its place shall be enacted the following:

§ 286-28 Materials to be collected; leaves, brush and yard waste.

Leaves, brush and yard waste may be placed for Borough collection in accordance with the following rules:

(A) Leaves may be placed, loose or bagged, at curbside from April 1 through May 31 and from September 15 through December 1. The collection period may be extended at the discretion of the Borough's Supervisor of Public Works from time to time. Leaves shall be placed no closer than 10 feet to any storm drain inlet. If bagged, leaves may be placed for collection only in authorized biodegradable leaf bags. All leaves placed at any curb must have originated at the property adjacent to the curb at which same are placed for collection.

(B) Brush and shrubs, not more than eight inches in diameter and not in excess of 10 feet in length, may be placed between the curb and sidewalk for collection by the Borough only on days specified for brush collection. Brush will be collected from March through November. Brush will be collected on the second and fourth Mondays in the months of April and October. Brush will be collected in all other months designated above only on the second Monday of each month. There will be no brush collection from December 1 through February 28. In the event of a major storm during these months, Public Works will collect brush until the entire Borough is done. All brush placed at any curb must have originated at the property adjacent to the curb at which same is placed for collection.

(C) Yard waste materials to be collected by the Borough of Bradley Beach shall be drained of all free liquid and then placed at curbside in an authorized yard waste container. The combined weight of any authorized yard waste container and its contents placed for collection shall not exceed 50 lbs. Yard waste will be collected on the brush collection dates. All yard waste placed at any curb must have originated at the property adjacent to the curb at which same is placed for collection.

(D) All brush and yard waste shall be placed at curbside by 7:00 am of the day designated for collection above. No brush or yard waste shall be placed at the curb side more than 72 hours prior to any scheduled collection.

(E) All commercial contractors will be prohibited from disposing of brush and limbs on the Borough streets.

(F) During all times designated for the collection of each, all leaves, brush and yard waste shall be sufficiently separated to allow for the collection of each independently.

And;

BE IT FURTHER ORDAINED by the Mayor and Council of the Borough of Bradley Beach that Section 286- 29 of the Revised Borough Ordinances of the Borough of Bradley Beach shall be amended to read as follows:

§ 286-29 Materials not collected; trees and grass clippings.

A. Trees or parts thereof, including tree limbs or brush exceeding 8 inches in diameter, and stumps of any kind shall not be placed for Borough collection in any form at any time, nor be placed in a manner so as to be collected during regular trash pick-up in the Borough. The disposal of the same is the responsibility of the property owner.

B. Grass clippings shall not be placed for Borough collection in any form at any time nor be placed in a manner so as to be collected during regular trash pick-up in the Borough, but must be either left on the lawn as cut or otherwise disposed of by the property owner or his or her contractor in accordance with County and State regulation.

And;

BE IT FURTHER ORDAINED by the Mayor and Council of the Borough of Bradley Beach that Chapter 286-30 shall be amended to read as follows:

§ 286-30 Enforcement.

The provisions of the article shall be enforced by the Police Department or the Borough Code Enforcement Officer.

THIS ORDINANCE shall become effective upon final passage and publication according to law.

MARY ANN SOLINSKI
Borough Clerk

JULIE SCHRECK
Mayor

Introduced: August 24, 2011

Date of Hearing and Adoption: September 13, 2011

Date of Publication: _____
