

TOWNSHIP OF MAPLEWOOD



ORDINANCE

2700-12

**AN ORDINANCE
TO REQUIRE ADDITIONAL SOLID WASTE PICKUPS, DUMPSTERS BE LATCHED
AND LIMITING THE LOCATION OF DUMPSTERS
WITHIN THE MAPLEWOOD VILLAGE
SPECIAL IMPROVEMENT DISTRICT**

"Interpretive Statement"

This ordinance will require that retail food establishments and apartments located within the Maplewood Village Special Improvement District have solid waste pickups on Monday, Wednesday, Friday and Saturday of each week, unless using a sealed garbage compactor, in which case, pickup shall be at least twice (2) per week, that dumpsters be latched at all times and prohibits dumpsters and sealed garbage compactors being placed within ten (10') feet of an entrance/exit to a retail food establishment within the Maplewood Village Special Improvement District.

WHEREAS, there is a high concentration of retail food establishments and apartments located within the Maplewood Village Special Improvement District ("Maplewood Village");
and

WHEREAS, the Health Officer of the Township of Maplewood ("Township") has determined that additional solid waste pickups are required for retail food establishments and apartments located in Maplewood Village in order to maintain the health and welfare of the area;
and

WHEREAS, the Maplewood Village District Management Board has recommended additional solid waste pickups for retail food establishments located within the Maplewood Village.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Maplewood, County of Essex, State of New Jersey that:

FIRST:

1. Retail Food Establishments that engage in food processing, as defined in the Maplewood Code, Section 305-1, and Apartments, as defined in Maplewood Code, Section 271-3, located within the

Maplewood Village Special Improvement District be and are hereby required to have solid waste pickups on Monday, Wednesday, Friday and Saturday of each week. In the event that a legal holiday falls on a regularly scheduled pickup day, the pickup is to be made on the following business day;

Notwithstanding the foregoing, a retail food establishment or apartment, as herein defined, located within the Maplewood Village Special Improvement District using a sealed garbage compactor is hereby required to have solid waste pickups at least twice per week.

2. Upon request of the Maplewood Health Officer, each Retail Food Establishment and Apartment located within the Maplewood Village Special Improvement District shall provide proof of compliance with the provisions of this ordinance;
3. Any party violating a provision of this ordinance shall be subject to a fine of \$100.00 for the first offense, \$250.00 for a second offense and \$500.00 for the third and any subsequent offense.

SECOND: All dumpsters located within the Maplewood Special Improvement District shall be equipped with latches which shall affix the lid of the dumpster to the body of the dumpster. Dumpsters shall be latched at all times.

Any party violating a provision of this ordinance shall be subject to a fine of \$100.00 for the first offense, \$250.00 for a second offense and \$500.00 for the third and any subsequent offense.

THIRD: No dumpster or sealed garbage compactor located within the Maplewood Special Improvement District shall be located closer than ten (10') feet to an entrance/exit to a Retail Food Establishment.

Any party violating a provision of this ordinance shall be subject to a fine of \$100.00 for the first offense, \$250.00 for a second offense and \$500.00 for the third and any subsequent offense.

FOURTH: **Severability**

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the specific section, paragraph, subparagraph, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

FIFTH: Repeal of Prior Ordinances

Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of any such inconsistencies.

SIXTH: Effective Date

This Ordinance shall take effect after final passage and publication and as provided by law.

PUBLIC NOTICE is hereby given that the foregoing proposed Ordinance was introduced and read by title for the first time at a meeting of the Township Committee of the Township of Maplewood, held on July 17, 2012, and that Committee met on August 7, 2012, and the Committee met again on September 4, 2012, at 7:30 p.m. at the Municipal Building, 574 Valley Street, Maplewood, New Jersey, at which time and place the Committee proceeded to consider the said Ordinance on second reading and final passage.

ELIZABETH J. FRITZEN, R.M.C.
Township Clerk