

**ORDINANCE 13-2006**  
**AN ORDINANCE REGULATING AND CONTROLLING THE COLLECTION**  
**AND DISPOSAL OF SOLID WASTES AND RECYCLABLES WITHIN THE**  
**CITY OF NORTHFIELD AND REPEALING ALL ORDINANCES AND**  
**AMENDMENTS THERETO HERETOFORE ADOPTED, THE PROVISIONS OF**  
**WHICH ARE INCONSISTENT HEREWITH**

**Chapter 72: ARTICLE I**

**§ 72-1. Purpose.**

The purpose of this Article is to regulate and control the collection of solid waste and recyclable materials within the City of Northfield.

**§ 72-2. Disposal Methods.**

Pursuant to N.J.S.A. 40:66A-31; all solid waste collected within the City of Northfield shall be disposed of by the sanitary landfill or incinerator method in accordance with the standards for the design, operation and maintenance of sanitary landfills and incinerators contained in the State Sanitary Code.

**§ 72-3. Solid Waste Collected Outside of City Limits.**

1. No solid waste shall, at any time, be collected outside of the City of Northfield and disposed of within the City of Northfield. No person, firm or corporation, whether acting as contractor, agent, employee, collector or owner, shall dump, deposit, site-separate or dispose of any garbage, animal matter, refuse, rubbish, debris, salvage or any other waste material in or upon any lands anywhere within the City of Northfield.
2. No person shall bring, cart, remove, transport, collect, store, deposit or site-separate any solid waste whether garbage, paper, ashes, rubbish, waste materials, construction debris, bulk item, hazardous waste or trade waste, from outside the City of Northfield or into the City of Northfield for purpose of dumping or disposing thereof.
3. No person, firm or corporation, shall bring, cart, remove, transport or collect any trade waste, waste materials, construction debris, hazardous waste or bulk item from a nonresidential user and place same for collection with the solid waste of a residential user and, in these locations where residential and nonresidential users are located on the same premises, the solid waste shall be disposed of separately and in accordance with this article.

**§ 72-4. Violations and Penalties.**

1. Any person who shall violate the provisions of this article or any regulations adopted hereunder shall be subject to a fine not exceeding \$2,000 or imprisonment not exceeding 30 days, or both, in the discretion of the court hearing the same.

2. Each and every day in which a violation of any of the provisions of this article exists shall constitute a separate offense.
  
3. Any person assisting in the conviction of a violator of this article through the signing of a complaint, the giving of testimony in court or other significant assistance of the enforcement authorities thereof or who testifies in court in an action against an alleged violator of this article resulting in conviction shall receive a reward of \$250.

**§ 72-5. Definitions.**

As used in this article, the following terms shall have the meanings indicated:

**ALUMINUM CANS** — Empty all-aluminum beverage and food containers.

**ASHES** — The residue from fires used for cooking foods and heating fires within residential units.

**BULK ITEMS** — Any large, heavy and/or bulky household appliances, furniture and furnishings, which cannot easily and safely be placed in the common collection vehicles used for removal of solid waste within the City of Northfield.

**CARDBOARD or CORRUGATED PAPER** — Clean, heavy box materials commonly known as "cardboard boxes" and similar heavy-paper packaging containers that are free of plastic, foam and other contaminants, also including food-packaging boxes and other commercial packaging that is free of food contaminants, plastic, wax and foam materials that would make it undesirable for recycling purposes.

**COMMERCIAL ESTABLISHMENTS**— Those properties used primarily for commercial purposes.

**CONSTRUCTION DEBRIS** — Any scrap lumber, metal, earth, sand, bricks, block, tile, stone, plaster, sheetrock, piping, fencing, cabinets, doors, roofing and siding material, and other debris of a similar nature which accumulates and is incidental to the construction or renovation of homes, buildings, businesses or other projects.

**FERROUS CONTAINERS** — Empty steel or tin food or beverage containers.

**GARBAGE** — Any animal or vegetable wastes solids resulting from the handling, preparation, cooking or consumption of foods, but not including human wastes.

**HAZARDOUS WASTE** — All waste which is deemed to be chemical waste, hazardous waste, or infectious waste as defined by N.J.S.A. 7:26-1.4, and which shall include but not be limited to wastes which are flammable, corrosive, radioactive or explosive or which by themselves or in combination with other waste would be hazardous to life or property.

**MEDICAL WASTE** — Any waste generated during treatment of a patient other than from an individual household source, including, but not limited to, all instruments, supplies, containers, etc., used by health-care facilities as described in the New Jersey Department of Health Regulations and N.J.S.A. 2A:170-25.17.

**INSTITUTIONAL ESTABLISHMENTS** — Those facilities that house or serve groups of people, including but not limited to hospitals, schools, nursing homes, places of worship, libraries and

governmental offices.

**PAPER** — Paper of the type commonly referred to as "newsprint", periodicals, magazines, and other wastepaper. Expressly excluded, however, are papers which have been soiled. Papers shall be deemed soiled if they have been exposed to substances or conditions rendering them unusable for recycling.

**NONRESIDENTIAL USER** — Any type of commercial, industrial, or business establishment, conducting a business whether for pecuniary profit or not for pecuniary profit and any apartment house, hotel, country club, or dwelling house having more than two dwelling units.

**PERSON** — Every owner, lessee and occupant of a residence, commercial or institutional establishment within the boundaries of the City of Northfield.

**RECYCLABLE MATERIALS** — Those materials which would otherwise become municipal solid waste and which may be collected, separated or processed and returned to the economic mainstream in the form of raw materials or products.

**VEGETATIVE WASTE** — Leaves, grass, lawn clippings, shrubbery clippings, tree trimmings and garden refuse.

**RESIDENTIAL USER** — A dwelling unit inclusive of a house or a multifamily dwelling of two or less units used for residential purposes.

**RUBBISH** — Includes rags, old clothes, leather, rubber, carpets, wood, sawdust, wood furniture and other combustible solids not of a highly volatile or explosive nature, metals, metal shavings, tin cans, glass, crockery, and other similar materials, exclusive of trade waste and waste resulting from building construction or alteration work, and exclusive of cellar or yard dirt.

**SOLID WASTE** — Garbage, refuse and other discarded solid material normally collected by a municipal or private hauler.

**SOLID WASTE COLLECTION CONTRACTOR** — A person or firm for hire, properly licensed in the State of New Jersey for the purpose of collection of solid waste and solid waste materials.

**STREET, SIDEWALK, CURB, ALLEY** — Any accepted public street, curb, sidewalk or alley.

**TRADE WASTE** — All material resulting from the prosecution of any business, trade, or industry, whether or not conducted for profit, and shall include all materials defined as rubbish, garbage, debris resulting from building construction or alteration work, ashes, hazardous waste and other waste materials except recyclable materials.

**WASTE MATERIAL** — Includes any and all garbage, refuse paper, ashes and wastes from building construction or alteration work, regardless of how originating and shall also include cellar or yard dirt.

#### **§ 72-6. Prohibited Materials.**

The following items are prohibited from being placed for collection or combined with acceptable solid waste for collection:

- (1) Recyclable materials.
- (2) Medical waste.
- (3) Trade waste.
- (4) Hazardous waste.
- (5) Construction debris.
- (6) Dead animals and animal waste.

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(7) Any other item which the City of Northfield may deem to be prohibited.

**§ 72-7. Mandatory Separation Program Established.**

There is hereby established a program for the mandatory separation of the following recyclable materials, as established by the municipality's recycling regulations in § 91, from the municipal solid waste stream by all persons within the City of Northfield, hereinafter referred to as the "municipality:"

1. Aluminum cans.
2. Ferrous containers.
3. Glass.
4. Paper and Cardboard.
5. Vegetative Waste.

**§ 72-8. Separation of Recyclables; Placement for Disposal.**

1. The recyclable materials designated in § 72-7 of this article, excluding paper and cardboard, shall be put in a suitable container, 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 hereinafter established in the municipality's recycling regulations. The container for recyclable materials shall be clearly labeled and placed at the curb or such other designated area for each collection.
2. Paper shall be bundled and tied with twine or placed in a kraft paper (brown paper) bag or an other suitable container and placed at the curb or other designated area for collection at such times and dates as are established in the municipality's recycling regulations. The maximum weight of each bundle of newspaper shall not exceed 30 pounds (approximately 12 inches high).

**§ 72-9. Separation of Vegetative Waste; Placement for Disposal.**

All persons within the municipality shall, separate vegetative waste from other solid waste generated at their premises and, unless the vegetative wastes are stored or recycled for composting or mulching on the premises, place the vegetative waste 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 in § 91-4.

**§ 72-10. Collection.**

1. Every residential user placing solid waste herein defined, for collection from, on, or in connection with residential property or residential unit, which property shall be within the boundaries of the City of Northfield, may have collection and removal provided for them by the City of Northfield subject to the rules and regulations set forth within this article.
2. Disposal of trade waste, waste material, construction debris, hazardous waste, and any items of solid waste not acceptable for collection as specified within this article shall be the

responsibility of property owner or his agent, the construction contractor or the producer thereof to have the construction debris and/or trade waste, waste material, and hazardous waste removed and disposed of at his expense by a solid waste collection contractor and the City of Northfield shall not be responsible therefore.

3. The City of Northfield shall not be responsible to furnish collection vehicles or personnel to remove and dispose of solid waste of nonresidential users within the City of Northfield.

#### **§ 72-11. Preparation of Solid Waste for Collection.**

1. Containers shall be provided by the owner, tenant, lessee, or occupant of the premises. Refuse containers shall be maintained in a clean, safe and good condition. Any container that does not conform to the provisions of this article or that may have ragged or sharp edges or any other defect liable to hamper or injure the person collecting the contents thereof shall not be utilized. The City of Northfield shall have authority to refuse collection services for failure to comply herewith.
2. Appropriate containers:
  - (a) The containers shall be of galvanized or plastic composition, shall not exceed 40 gallons in capacity, shall be no heavier than 50 pounds when filled, shall have a lid or cover and shall have two sturdy handles. A maximum of five (5) containers may be placed at the curb for collection.
  - (b) Plastic bags not less than two mils thick nor larger than 40 gallons may be used if properly tied.
  - (c) Substitute containers may be used in place of approved containers such as another bag, which is water repellant, and animal repellant, treated paper garbage and refuse bags or bag of similar nature. These bags shall not be less than two mils thick or larger than 40 gallons and shall be no heavier than 50 pounds when filled. All bags used shall be properly tied and secured so as to prevent escape of solid waste.
3. All garbage shall be thoroughly and completely drained of all liquids, wrapped securely in paper and placed in a receptacle as herein before set forth.
4. All grass, weeds, lawn clippings, leaves, and similar growths shall be placed in a container or bag so that they may be readily emptied. The total volume of such grass, weeds, and lawn clippings and similar growths shall not exceed 12 such containers in any one day's collection.
5. All broken glass or any other dangerous materials shall be placed in a secure container to facilitate safe loading of broken glass or other dangerous material.
6. All ashes shall be placed in a container covered in such a manner as to prevent contents of the container from becoming wet due to rain or snow. Ashes shall be cold and free from any hot coals to prevent the possibility of fire, and the container with the ashes shall not exceed 50 pounds in weight.
7. Hedge and shrubbery clippings, tree trimmings and garden refuse will be accepted only if securely tied in bundles not exceeding 36 inches in length and 24 inches in diameter. The total volume of such hedge or tree trimmings shall not exceed 12 such bundles in any one day's collection.
8. Household furniture will be accepted. However, separate arrangements must be made by the individual owner with the City of Northfield for the purpose of removal of said items. Three (3) items of bulky trash may be placed out for each collection. The City of Northfield

reserves the right to refuse excessively bulky or heavy items.

9. No persons shall place on the curb or anywhere else for purposes of collection any explosive or highly flammable materials or hazardous waste inclusive of but not limited to benzene, gasoline, petroleum, explosive powder, pool chemicals, nitrocellulose film, unbroken fluorescent tubes, or portable propane gas tanks.
10. Items such as refrigerators, freezers and air conditioners require a hazardous handling fee of \$15 to be paid to the City of Northfield prior to collection and will be collected in accordance with a schedule as determined by the Department of Public Works for the City of Northfield.
11. The City of Northfield, through its Department of Public Works, reserves the right to refuse excessively bulky or heavy items and will not dispose of items such as motor engine blocks, automobile bodies or portions thereof, truck bodies or parts, and other such items not ordinarily collected in the ordinary course of trash collection. No refrigerators shall be placed for collection or disposal unless and until the door of the refrigerator and/or freezer has been completely removed from the hinges and the lock has been rendered inoperable.
12. Arrangement for disposal of trees and stumps shall be made by the owner, occupant or person in control of the premises and shall not be collected by the City of Northfield.
13. Each container of solid waste shall be placed on level ground or surface by the property owner, tenant or other person placing garbage for collection, or from whose property such garbage is proposed to be collected, so that it does not easily upset.
14. If any container of garbage is upset or overturned other than by the City employees engaged in garbage or refuse collection, the property owner, tenant or other person placing the garbage for municipal collection shall promptly clean up such spill of garbage and restore it to a suitable container as defined herein before.
15. All items referred to in this article for collection shall be placed at the curb where easily accessible by the municipality or private disposal.
16. If any container of garbage is upset or overturned by a municipal employee other than as a result of improper preparation by the residential user, the municipal employee shall immediately collect such garbage and dispose of same in the collection vehicle.
17. If any City employee in the course of his duties observes noncompliance with any of the regulations of this article he shall immediately notify the tenant or land owner of noncompliance and the reason for not making the collection. Such notice may be given personally or by written statement left on the premises. Each such instance of non-collection shall be reported to the Supervisor of the Department of Public Works by the person in charge of the particular truck not making the collection.
18. Paper, cardboard, wood or plywood kegs, barrels, baskets or drums shall not be utilized for the storage of garbage, refuse, ash or other solid waste and containers of this type will be collected by the municipality and disposed of.
19. No person shall place in any receptacle any garbage, refuse or any other material which could be injurious to the collectors of the municipality.
20. No trash or garbage shall be deposited upon any public street or any other public place except at the curb for collection by the municipality in accordance herewith.
21. Receptacles by nonresidential users must meet the minimum requirements as set forth herein. However, said receptacles can be larger in size so long as they are covered to prevent any refuse from being scattered about by wind or other elements, are rodent-proof, are cleaned and sanitized as required and are conveniently located on the premises for

storage of refuse and are maintained in such a manner as to prevent creation of a nuisance or menace to the public health. Nonresidential users shall arrange to have refuse removed daily unless suitable facilities are provided for the storage of solid waste until its removal.

22. The owner, tenant, occupant or operator of every residential and/or commercial establishment shall provide a proper and sufficient number of authorized containers as herein defined for the storage of solid waste between collections. It shall be the duty of said owner, tenant, occupant or operator of every residential and/or commercial establishment to maintain such containers in good repair in a clean and satisfactory condition, and to store solid waste properly therein.
  
23. Municipal employees shall not be required to make garbage or trash collection from the premises of any residential user whereon a dog is permitted to run loose.
  
24. No person or persons shall prevent or interfere with any agent, servant, or employee of the City or any authorized contractor or collector of garbage, trash, or refuse, or his employees engaged in the discharge of their duties, in the sweeping or cleaning of any street or removal therefrom of sweepings, ashes, garbage, rubbish, paper, refuse or other waste materials or in the collection of garbage, trash, waste, ashes, rubbish or similar material.

#### **§ 72-12. Collection Schedules.**

Collection from residential users shall be in accordance with a schedule announced by the Department of Public Works within the City of Northfield. This schedule may be from time to time amended upon notice to counsel and publication.

#### **§ 72-13. Set-Out Time.**

1. For collection pursuant to a schedule announced by the Department of Public Works within the City of Northfield, all approved containers must be placed at the curb where easily accessible. No containers shall be set out prior to 5:00 p.m. on the day prior to collection, and no later than 7:00 a.m. on the day of collection. No occupant shall allow or permit any empty receptacle to remain along any street, curb, sidewalk or alley more than 12 hours after the contents have been collected.
2. When a regular collection day falls on a legal holiday, containers shall not be set out until the next regularly scheduled collection unless special announcement of collection is made by the City.

#### **§ 72-14. Regulation of Solid Waste Collection.**

1. Collection shall be done in a quiet and orderly manner in compliance with all applicable statutes and noise ordinances within the City of Northfield.
2. All solid waste collection contractors shall comply with the ordinances of the City and rules and regulations and orders of the Department of Public Works, as well as all applicable state, county, and federal laws and regulations.
3. All vehicles of solid waste collection contractors shall be of a closed type and of such construction and loaded in such a fashion that no part of the contents shall fall, leak or spill

therefrom.

**§ 72-15. Placement for Collection.**

1. All materials set or placed for collection by residential users shall be set or placed as near as possible upon or along the curb and shall not be set or placed in any gutter, road or on any walk, sidewalk or public thoroughfare so as to interfere with public travel.
2. City collectors of solid waste are prohibited from entering upon any unaccepted lands, streets, service area, driveway or alleys or any privately owned buildings or portion of any such buildings for purpose of removing refuse materials to the curb and if solid waste of residential users is not placed in accordance with this article, the City of Northfield will not accept the waste for collection.
3. When it shall appear to be more efficient for collection by the municipality, the municipality on written request or permission by the owner may authorize township collectors to enter upon and collect garbage and refuse placed at the curb or sideline of such unaccepted streets, lanes, alleys, driveways, service areas or other thoroughfare area as they may designate, subject to such conditions as they may impose. Such collection service shall not, however, be construed to be an acceptance of any such unaccepted thoroughfare or area.

**§ 72-16. Collection by Unauthorized Persons Unlawful.**

1. It shall be a violation of this article for any unauthorized person or organization to collect, pick up or cause to be collected or picked up within the boundaries of the City of Northfield any of the recyclable materials designated in § 72-7 of this article. Each such collection in violation of this article shall constitute a separate and distinct offense punishable as hereinafter provided.
2. No scavenger or other person shall break into, untie, overturn, spill, scatter, rout through, pull apart or scavenge or otherwise unbundle any container, bundle or package of paper, solid waste or bulk item that has been placed out for collection, nor shall any person remove anything from any authorized container of garbage, trash or other items set out for collection.

**§ 72-17. Illegal Dumping; Solid Waste in Lakes and Fountains; Littering.**

1. No person shall sweep, throw, deposit or dump litter or any other type of waste, which includes grass, yard clippings and the like, in or on any property whether owned by that person, or in a public place or pond, lake or stream or other body of water within this the City of Northfield.
2. Persons placing litter in public receptacles or in authorized private receptacles shall do so in a manner which prevents the litter from being carried or deposited by the elements upon a public place or upon private property.

3. No person, including persons owning or occupying said property, shall sweep into or deposit in a gutter, road, right-of-way or other public place within the City of Northfield the accumulation of litter from a building or lot or from a public or private sidewalk or driveway. Persons owning or occupying property shall keep the sidewalk in front of their premises free of litter by keeping said property broom clean on a daily basis so as to keep it from debris, paper and other forms of litter and maintaining a neat appearance to the sidewalk, including removal of weeds within pavers and sidewalk areas.
  
4. No person while a driver or passenger in a vehicle shall throw or deposit litter in or upon any public or private property.
  
5. It shall be unlawful to distribute, discard, dump, leave or in any manner whatsoever to place any solid waste materials, refuse, trash, paper, garbage, bulk items, hazardous waste, ashes, medical waste, construction debris, recyclable material, junk, tires, vehicle or vehicle parts, appliances, furniture or any other matter or substance in or upon any public or private property; any vacant lot; or in or upon any portion of street, road, bike path, sidewalk, alley or public right-of-way.

**§ 72-18. Refusal to Collect.**

Any solid waste placed for collection by a residential user not in accordance with this article will be refused by the City of Northfield and it shall be the responsibility of the residential user to remove said solid waste from the curb line and have it properly containerized, packaged or secured for purposes of collection on the next scheduled date or the residential user shall have same disposed of privately by a solid waste collection contractor.

This Ordinance shall take effect immediately upon final passage and publication according to law.

**ATTESTED:**

**CITY OF NORTHFIELD**

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**CAROL A. RAPH, RMC/CMC**

By:

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**FRANK PERRI, MAYOR**

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