

TOWNSHIP OF DOWNE
COUNTY OF CUMBERLAND, STATE OF NEW JERSEY

ORDINANCE NO. 2024-07

**AN ORDINANCE REGULATING THE SHORT-TERM AND LONG-TERM USAGE AND STORAGE OF DUMPSTERS
(i.e. trash bins, personal or construction dumpsters)
LOCATED WITHIN THE TOWNSHIP OF DOWNE, COUNTY OF CUMBERLAND AND STATE OF NEW JERSEY**

WHEREAS, the Township Committee of the Township of Downe believes that an ordinance concerning the short-term and long-term usage and storage of trash dumpsters within the Township boundaries needs to be governed by the Township to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

NOW THEREFORE, BUT IT ORDAINED, by the Township Committee of the Township of Downe that the Township of Downe be and is hereby amended as follows:

DUMPSTERS

ARTICLE 1.

Definition - A dumpster is a movable waste or debris container designed to be brought and taken away by a special collection vehicle, or a bin that a specially designed garbage or debris truck lifts, empties into its hopper, and lowers on the spot.

ARTICLE 2.

Placement - The placement of a dumpster may not be placed by a resident on any property owned by the Township of Downe, its parking lots, or roadways or any property on any County roadways or parking lots without the written permission of the Township and/or County prior to its placement.

When a resident leases a dumpster, the resident shall make sure that the dumpster is placed on their property in a manner as to not impede the neighboring property.

A dumpster may not be placed on the shoulder of a Township or County roadway/street in a manner that would cause the shift of traffic or block the view of merging traffic from a stop street or intersection entering onto or exiting the roadway.

ARTICLE 3.

- A. Maintained - A dumpster being utilized for the construction of a home or structure of any type must be emptied or removed upon it being full to the leasing company's specifications of load limits or every 30 days, whichever comes first.
- B. A dumpster being utilized at a residence, restaurant or places of business that disposes of matter that will decay or for the disposal of food waste and/or garbage, said dumpster shall be enclosed in a fence type structure to help avoid access of stray animals.
- C. A dumpster of this type shall be maintained weekly by the leasing company that is supplying the dumpster to avoid any health or wellness/happiness of neighboring properties.

ARTICLE 4.

Fines - any violation of the above shall be given 48 hours upon the discovery of said violation of this Ordinance to correct said issue.

If a violation is found to be on a weekend or holiday, then said violation shall be corrected upon the start of the normal business week or earlier, if a correction can be arranged.

Failure to comply with a notice of violation shall result in a summons being issued by the Code Enforcement Officer.

A sustained or guilty violation of this Ordinance shall result in a fine of the following: **FINE TO BE SET**

SECTION VII. Effective date:

This Ordinance shall take effect immediately after final adoption and publication as required by law.

ATTEST:


Nadine E. Lockley, Municipal Clerk


Michael L. Rothman, Mayor

STATE OF NEW JERSEY :
: ss
COUNTY OF CUMBERLAND :

Please take notice that the above Ordinance was adopted after a Public Hearing at a meeting of the Downe Township Committee on the 8th day of April, 2024 at the Downe Township Municipal Building in Newport, New Jersey.

ATTEST


Nadine E. Lockley, Municipal Clerk



**TOWNSHIP OF DOWNE
CUMBERLAND COUNTY, NEW JERSEY
RECORD FOR ORDINANCE # 2024-07**

Introduce Ordinance on First Reading

Motion: CAMPBELL

Second: BYRNE

Introduce Ordinance / First Reading Date: March 11, 2024
 Ordinance Published: March 15, 2024
 Ordinance Posted: March 11, 2024
 Public Hearing / Second Reading Date: April 8, 2024

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Jordan, L.	X			
Byrne, S.	X			
Rothman, M.	X			
Bart, E.	X			
Campbell, R.	X			

Adoption of Ordinance

Motion: CAMPBELL

Second: BYRNE

ROLL CALL	YES	NO	ABSTAIN	ABSENT
Jordan, L.	X			
Byrne, S.	X			
Rothman, M.	X			
Bart, E.	X			
Campbell, R.	X			

Final Adoption Date: APRIL 8, 2024
 Notice of Final Passage Published: APRIL 16, 2024
 Notice of Final Passage Posted: APRIL 8, 2024

April 8, 2024
 Date

Nadine E. Lockley
 Nadine E. Lockley, Municipal Clerk