

HAMPTON TOWNSHIP ORDINANCE #2019-08

AN ORDINANCE TO AMEND CHAPTER 70, ENTITLED “LITTERING”, OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HAMPTON, COUNTY OF SUSSEX, STATE OF NEW JERSEY.

BE IT ORDAINED by the Township Committee of the Township of Hampton, County of Sussex, State of New Jersey, that Chapter 70 of the Revised General Ordinances of the Township of Hampton, entitled “Littering”, shall be and is hereby amended as follows:

SECTION 1. Paragraph B, entitled “Definitions”, of Section 70-1, entitled “Word Usage; Definitions”, is amended to add the following definitions:

CONSTRUCTION DUMPSTER -- A roll-off waste container transported to and from the place of use by trucks or trailers and positioned at a site for the collection and eventual disposal of construction waste.

RESIDENTIAL PROPERTY – A tax lot which is or includes a private premises.

SECTION 2. Section 70-10, currently “Reserved”, is replaced with Section 70-10, entitled “Construction Dumpsters”, which shall read as follows:

Section 70-10. Construction dumpsters.

- A. No construction dumpster shall be located within 15 feet of an abutting residential property unless an adult owner or resident of the abutting residential property agrees to such and signs an authorization form which shall be submitted with the permit application for the construction dumpster.
- B. No construction dumpster shall be located on a public street or within five feet thereof unless a permit is obtained from the Township Construction Department. A construction dumpster shall not be placed on a public street or within five feet thereof if on-street parking for vehicles is not allowed at that location. A construction dumpster permitted to be placed on the public street shall be located directly in front of or on the side of the property address utilizing the construction dumpster and shall:
 - 1. Not be more than 18 inches from the curb;
 - 2. Not obstruct driveways of abutting properties;
 - 3. Not obstruct traffic;
 - 4. Be protected at both ends by a barricade, which after sunset shall have a flashing yellow light attached to it; and
 - 5. Have a reflector or reflective area of not less than 36 square inches at each end.

- C. Time limitation. A construction dumpster and any replacement construction dumpster placed under this section and not in a public street or within five feet thereof may not be so placed for more than a total of 30 days in any six-month period. A construction dumpster and any replacement construction dumpster placed upon a public street or within five feet thereof may not be so placed for more than a total of 14 days in any six-month period. Extensions of the foregoing time limitations may be granted by the Township Construction Officer on written request by the permittee if deemed necessary for completion of the project for which the construction dumpster is being used.
- D. Sanitation. The following requirements shall be maintained while the construction dumpster is on or at a site:
1. The area around the construction dumpster shall be kept free of debris and litter;
 2. Any construction dumpster into which animal or vegetable waste or material has been dumped or deposited shall be removed or emptied within 24 hours;
 3. Any construction dumpster producing or causing noxious, foul or offensive odors shall be immediately removed or cleaned to eliminate the odor;
 4. A full construction dumpster shall be removed from the site and emptied within two days after becoming full; and
 5. The construction dumpster must be covered at night and when not in active use.
- E. Usage. A construction dumpster shall only be used to contain and remove debris and material generated at the location where the construction dumpster is placed.
- F. Identification. The name and telephone number of the owner of the construction dumpster and/or the company that is responsible for the construction dumpster shall be displayed in a weatherproof manner on the construction dumpster.
- G. Permit required. A permit shall be required for a construction dumpster. The permit shall be obtained from the Township Construction Department after paying the required fee of \$25. The permit shall be displayed in a weatherproof manner on the construction dumpster.
- H. Abatement. In addition to other applicable remedies, procedures and penalties, any construction dumpster not in compliance with this section is hereby declared to be a public nuisance and may be abated by the Township at the owner's or responsible person's expense. Abatement shall, at the Township's option, include the removal and/or the emptying of the construction dumpster.

SECTION 3. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected thereby but shall remain in full force and effect.

SECTION 4. All ordinances or parts of ordinances inconsistent with or contrary to the provisions of this Ordinance are hereby repealed to the extent of such inconsistency or contrariness.

SECTION 5. This Ordinance shall take effect immediately on its final passage and publication as required by law.

CERTIFICATION

I hereby certify that Ordinance #2019-08 was adopted by the Township Committee at their regular meeting held August 27, 2019 at the Hampton Township Municipal Building, Baleville, Sussex County, New Jersey.

Date: _____

Kathleen Armstrong, RMC

Township Clerk

NOTICE

NOTICE IS HEREBY GIVEN that the attached Ordinance #2019-08 was introduced at a regular meeting of the Township Committee of the Township of Hampton, Sussex County, New Jersey, held on the 30th day of July, 2019, and passed on first reading, and that such Ordinance will be further considered for final passage and adoption at the regular meeting of the Township Committee to be held on the 27th day of August, 2019 at the Municipal Building, One Rumson Road, in the Township of Hampton, at 7:00 p.m., and that at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance.

HAMPTON TOWNSHIP NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance #2019-08 was adopted at Final Reading at the regular meeting of the Township Committee of the Township of Hampton, County of Sussex held on Tuesday, August 27, 2019, at the Hampton Township Municipal Building, Baleville, N.J.

Kathleen Armstrong, RMC
Township Clerk