

#1212

AN ORDINANCE ADDING ARTICLE 5 TO CHAPTER 186, PROPERTY MAINTENANCE, IN THE CODE OF THE TOWNSHIP OF HADDON

BE IT ORDAINED by the Board of Commissioners of the Township of Haddon, County of Camden, and State of New Jersey, that Article 5, is hereby added to Chapter 186, Property Maintenance, in the Code of the Haddon of Township, as follows:

ARTICLE 186-5. Regulations as to the Usage of Storage Containers, Trash Dumpsters and Roll-Off Containers

ARTICLE 186-5 . 1 . Bulk Storage Containers-Public Property.

No bulk storage container, storage container, storage device, “pod”, or similar container shall be placed or maintained by any private party in or on any Township property, street or right of way.

ARTICLE 186-5 .2. Bulk Storage Containers-Private Property.

No bulk storage container, storage container, storage device, “pod”, or similar container shall be placed or maintained on any private property unless it complies with one of more of the following provisions:

A. Such containers may be placed or maintained on a driveway or other suitably paved area for the purposes of packing or unpacking goods and material of the owner or occupant of the property in preparation for and/or subsequent to moving into or out of the property of not more than ten (10) consecutive days.

B. Such containers may be placed or maintained on a driveway or other suitably paved area for purposes of storing the goods and materials of the owner or occupant of the property when necessary during renovation or rehabilitation of the structure located on the premises in which the goods or materials would otherwise be located during the period of renovation or rehabilitation and up to ten (10) days prior to commencement and ten (10) subsequent to completion of the work. This time period may be extended by the Construction Code Official but in no event shall be more than a total of sixty (60) days.

ARTICLE 186-5 .3. Trash Dumpsters and Roll-off Containers.

No trash dumpster, roll-off container, or similar container for trash or debris of any type may be placed or maintained by any private party in or on any Township property, street, or right of way

except in compliance with the provisions of this ordinance. Furthermore, no trash dumpster, roll-off container, or similar container for trash and debris of any type may be placed or maintained on any private property within the Township except in compliance with the provisions of this ordinance or in a manner and location as set forth on a duly approved site plan.

ARTICLE 186-5 .4. Permits Required

Prior to the placement of any dumpster, roll-off container, or similar container in or on any Township property, street, or right of way, or on any private property (not covered by a duly approved site plan) the owner or user if such containers shall apply for and receive a permit from the Township pursuant to the provisions and standards set forth herein.

A. Application for the permit shall be made to the Office of the Township Clerk or such other offices as the Township Council may from time to time designate on a form provided by the Township. The application shall require, among other things, the full name, address and other contact information for both the owner of the container and the owner of the property with which the use of the container is associated. The application shall be accomplished by a permit fee of Twenty-Five Dollars (\$25.00) for the placement of any dumpster, roll-off container, or similar container in or on any Township property, street, or right of way. There shall be no application fee for the placement of any dumpster, roll-off container, or similar container on private property.

B. Any container to be placed on a street or right of way shall be placed on the street in a legal parking space as approved or designed by the Township and shall be equipped with appropriate reflectors or other safety markings so that the container will not constitute a hazard to traffic. The specific number, location and nature of the markings shall be determined by the Township Police in the exercise of their discretion and shall be noted on the permit condition of its issuance. An inspection of container shall be made by the Superintendent of Public Works to determine its best location and placement so to ensure no damage to the Township's street or right of way, and shall be noted on the permit as a condition of its issuance.

C. Any permit issues for placement of a container on the street, right of way or other public property shall be valid for a period of five (5) days and sticker or notice shall be prominently displayed on the street side of the container indicating the commencement and expiration date of the permit.

D. Any container placed on private property shall be placed on a suitable base to assure stability. If in the opinion of the Township Police, the location is sufficiently near to a public vehicular or pedestrian path, the permit may require suitable safety markings as set forth in

subArticle “B”, above.

E. Any permit issues for placement of a container on private property shall be valid for a period of ten (10) days and sticker or notice shall be prominently displayed on the street side of the container indicating the commencement and expiration date of the permit.

F. Upon a showing of continued need for the container (such as during the course of major construction projects), permits may be renewed up to three times for periods of up to five (5) days upon application for renewal and payment of an additional Fifteen Dollar (\$15.00) fee.

ARTICLE 186-5 .5. Responsibility.

The owner of the container and the owner of the property associated with its use shall be jointly responsible for compliance with the provisions of this Ordinance. Copies of the penalty provisions of this ordinance shall be appended to the permit and shall be mailed with a copy of the permit to the owner of the container, the property, and any other interested party.

ARTICLE 186-5 .6. Violations; penalties.

Any person who violates any provision of this Article shall upon conviction in the Municipal Court of the Township of Haddon, or such other court having jurisdiction, be liable to a fine not exceeding One Thousand Two Hundred and Fifty Dollars (\$1,250.00), or imprisonment for a term not exceeding ninety (90) days, or community service for a term not exceeding ninety (90) days, or all of the above. Each day that a violation occurs shall be deemed a separate and distinct violation, subject to the penalty provisions of this Article.

ARTICLE 186-5 .7 .

All Ordinances contrary to the provisions of this Ordinance are hereby repealed to the extent that they are inconsistent herewith.

ARTICLE 186-5 .8.

This ordinance shall take effect upon passage and publication according to law.

THE TOWNSHIP OF HADDON

Randall W. Teague, Mayor

John C. Foley, Commissioner

Paul Dougherty, Commissioner

ATTEST:

Richard F. Klineburger, III, Solicitor

Denise P. Adams, Township Clerk

The foregoing Ordinance was introduced by the Board of Commissioners of the Township of Haddon at the regular meeting held on February 26, 2008. This ordinance will be considered for adoption on final reading and public hearing to be held on March 18, 2008 at 7:00 p.m. in the Meeting Room, 135 Haddon Avenue, Haddon Township, New Jersey.

The purpose of this Ordinance is to adopt regulations as to usage of storage containers, trash dumpsters, and roll-off containers in the Township of Haddon. A copy of this Ordinance is available at no charge to the general public between the hours of 9:00 a.m. to 4:00 p.m., Monday through Friday (Legal Holidays excluded), at the Office of the Township Clerk, Township of Haddon, 135 Haddon Avenue, Haddon Township, New Jersey.