

BOROUGH OF NORTHVALE
County of Bergen
State of New Jersey

ORDINANCE #828-2006

**AN ORDINANCE TO AMEND SECTION 152 OF THE CODE OF THE
BOROUGH OF NORTHVALE – LITTER**

WHEREAS, there exists a need to amend Section 152 of the Code of the Borough of Northvale; and

WHEREAS, the New Jersey Pollutant Discharge Elimination System Tier A Municipal Stormwater Master Permit requires the Borough to adopt and enforce certain specific Ordinances to prohibit the Improper disposal of waste;

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Northvale, that Section 152 of the Code of the Borough of Northvale be amended as follows:

Section 1. Definitions.

1. “LITTER” - any used or unconsumed substance or waste material which has been discarded, whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers or other packaging or construction material, but does not include the waste of the primary processes of mining or other extraction processes, logging, sawmilling, farming or manufacturing.

2. “LITTER RECEPTACLE” – a container suitable for the depositing of litter.

3. “PERSON” – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

Section 2. Enforcement.

The Police Department and Division of Building and Code Enforcement of the Borough of Northvale shall enforce this ordinance.

Section 3. Violations and Penalty.

Any person who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$1,000.

Section 4. Severability.

Each section, subsection, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void or ineffective for an cause, or reason, shall not affect any other portion of this Ordinance.

Section 5. Effective date.

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

JOHN E. ROONEY, MAYOR

ATTEST:

Wanda A. Worner
Borough Clerk

Introduced: July 12, 2006

Passed: August 23, 2006