

O-19-25
04/17/19

**AN ORDINANCE AMENDING AND SUPPLEMENTING THE GENERAL ORDINANCES
OF THE CITY OF BAYONNE, CHAPTER 17, PROPERTY MAINTENANCE**

BE IT ORDAINED, by the Municipal Council of the City of Bayonne, as follows:

Section 1. That the Revised General Ordinances of the City of Bayonne, Chapter 17, PROPERTY MAINTENANCE, Subsections 17-3.1, 17-3.3, 17-3.6 and 17-3.10 are hereby amended and supplemented as follows (Additions **between asterisks and/or in bold and underlined**, deletions ~~{within brackets and/or struck through}~~):

CHAPTER 17 PROPERTY MAINTENANCE

17-3.1 Definitions

****Bulk Waste shall mean large items of waste material that are non-metal, including but not limited to:**

- a. **appliances;**
- b. **furniture: sofas, tables, chairs, beds and other woods furniture (even though there may be some incidental metal pieces attached to the furniture, i.e. wooden chair/table with metal legs);**
- c. **lamps;**
- d. **suitcases, trunks, chests;**
- e. **linoleum and similar types of flooring;**
- f. **carpeting (cut and tied);**
- g. **tree parts cut into sections with a maximum height of 4 feet, tree stumps cut into small sections and brush;**
- h. **mattresses covered in plastic.**

Bulk waste will be collected on the same days as regular garbage collection. There is a limit of four (4) bulky items per pick-up.

The following items are NOT included with this collection and shall be disposed of on the semi-annual Hudson County HHW Collection Day:

- a. **chain link fencing;**
- b. **radios;**
- c. **batteries;**
- d. **gas tanks, mufflers, tail pipes, catalytic converters;**
- e. **cable strapping;**
- f. **baling wire;**
- g. **metal-paint cans;**
- h. **motor oil;**

- i. smoke detectors;
- j. fluorescent lighting fixtures; and
- k. non-metallic material.

Construction, renovation, and demolition waste (“13C” or “C&D debris”) shall mean waste, building material and rubble resulting from construction, remodeling, repair and demolition operations on residential houses, commercial buildings, pavements and other structures. The following materials may be found in construction and demolition waste:

- a. treated and untreated wood scrap;
- b. wood pallets and large wooden items;
- c. concrete, asphalt, bricks, blocks and other masonry;
- d. plaster and wallboard;
- e. roofing materials;
- f. ferrous and nonferrous metal;
- g. non-asbestos building insulation;
- h. plastic scrap;
- i. dirt;
- j. glass (window and door); and
- k. other miscellaneous materials; but shall not include other solid waste types.**

Construction, renovation, and demolition waste will not be picked up by the City of Bayonne or its agents. These items must be disposed of by a private company.

It shall be permissible to dispose of the following types of household waste/debris, notwithstanding that such waste/debris may be considered C&D debris: toilets, plaster boards cut into a maximum of 4 feet by 4 feet sections and tiles. A sticker obtained from the Division of Solid Waste Management must be placed on these items before disposal. These items must be disposed of in accordance with the Division of Solid Waste Management and must be scheduled for pick-up through the Recycling Coordinator at 201-858-6070 or 201-858-6099 at least one business day prior to pick-up day.

***Electronic waste (E-Waste)* shall mean all computers, monitors, laptops, portable computers and televisions. These items must be scheduled for pick-up Monday-Friday through the Recycling Coordinator at 201-858-6070 or 201-858-6099 at least one business day prior to pick-up day. Please note that other electronic devices (keyboards, mice, printers, microwaves, etc.) are not included in E-waste.**

***Scrap metal* shall mean and include all discarded products made of steel, aluminum or other materials, used for any purpose, excluding food and/or beverage packaging *i.e.* refrigerators, freezers, toaster ovens, washers, dryers, furnaces, stoves, ranges, hot water heaters, air conditioners, trash compactors, dishwashers, metal files, and metal lockers. These items will be collected on Tuesdays.**

17-3.3 Illegal Dumping.

****a.**** It shall be unlawful for any person to discard or dump along any street or road, on or off any right-of-way or on private property, any household or commercial solid waste, rubbish, refuse, junk, vehicle or vehicle parts, rubber tires, appliances or furniture in any place not specifically designated for the purpose of solid waste storage or disposal. (1972 Code § 6-1.3; Ord. No. O-11-28).

**** b. It shall be unlawful for any person to commingle recyclable materials with solid waste for the purpose of solid waste or recycling materials storage or disposal. It shall also be unlawful to commingle construction, renovation, and demolition debris with solid waste and/or recyclable materials for the purpose of solid waste or recyclable materials storage or disposal.**

c. It shall be unlawful for any person to solicit or receive gratuities of any kind for any work or services provided by the City or its authorized agent, for collection of any household or commercial solid waste, recyclable material, rubbish, refuse, junk, vehicle or vehicle parts, rubber tires, appliances, furniture or for prohibited construction and demolition material. This shall not apply to small tokens of goodwill on special occasions as long as it does not result in favorable treatment for the giver.

d. Any violation of this section shall result in the payment of damages to the City of Bayonne in accordance with the General Provisions of Chapter One.

Editor's Note: See also Chapter 3, Police Regulations*

17-3.6 Use of Litter and Trash Receptacles

d. Enforcement.

1. Violation of any provision of this section shall be cause for an enforcement document to be issued to the violator by the ~~{Health Officer}~~****Police Department, Litter Inspector, Parking Enforcement Officers, Health Official, Recycling Coordinator,** or any municipal officials designated or authorized by ~~{those persons}~~****either the Department of Public Works, Director of Public Safety or the Health Officer.**** The recipient of an enforcement document shall be entitled to a hearing in a municipal court having jurisdiction to contest such action.

17-3.10 Construction Sites.

****a.**** It shall be unlawful for any owner, agent, or contractor in charge of a construction or demolition site to permit the accumulation of litter before, during, or immediately following completion of any construction or demolition project. It shall be

the duty of the owner, agent, or contractor in charge of a construction site to furnish containers adequate to accommodate flyable or non-flyable debris or trash at areas convenient to construction areas, and to maintain and empty the receptacles in such a manner and with such a frequency as to prevent spillage of refuse. (1972 Code § 6-1.10; Ord. No. O-11-28).

****b. It shall be unlawful for any owner, agent, or contractor in charge of a renovation, construction or demolition site to permit disposal of renovation, construction or demolition waste in any place not specifically designated for the purpose of construction or demolition debris storage or disposal.**

c. Any violation of this section shall result in the payment of damages to the City of Bayonne in accordance with the General Provisions of Chapter One.

d. Fines levied and collected pursuant to this section shall be deposited into the Recycling Program Income Account.

Editor's Note: See also Chapter 3, Police Regulations*