

**ORDINANCE #2239-15**

**AN ORDINANCE OF THE CITY OF WOODBURY AMENDING  
CHAPTER 162, SOLID WASTE OF THE  
CODE OF THE CITY OF WOODBURY**

**NOW, THEREFORE BE IT ORDAINED**, by the Mayor and City Council of the City of Woodbury that Chapter 162, Solid Waste of the Code of the City of Woodbury is hereby amended as follows:

**Chapter 162. SOLID WASTE**  
**Part 1. Garbage, Rubbish and Refuse**  
**Article II. Collection and Disposal**

**§ 162-9. Definitions.**

For the purposes of Article II of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

**ALUMINUM**

All products made of aluminum, including aluminum cans, foil, wrappers, containers for prepared dinners or other foods, screen frames and lawn chairs.

**DEBRIS**

Stones, dirt, demolition material, broken concrete and other like material.

[Amended 8-18-1981 by Ord. No. 1394-81]

**GARBAGE**

Putrescible animal, fish, fowl, fruit or vegetable waste incident to and resulting from the use, preparation, cooking and consumption of food.

**GLASS**

All products made from silica or sand, soda ash and limestone, the product being transparent or translucent and being used for packaging or bottling of various matter and all other material commonly known as "glass," excluding, however, blue and flat glass and glass commonly known as "window glass."

**METAL**

All products made of metal, exclusive of aluminum, including washers, dryers, refrigerators, stoves, hot-water heaters, tire rims, springs, bicycles, bimetal cans (tin cans) or scrap metal.

**PLASTIC CONTAINER**

Any hermetically sealed, or made airtight with a metal or plastic cap, containers with a minimum wall thickness of .01 inch and composed of thermal plastic synthetic polymeric

material. Such description shall include the common two-liter plastic beverage containers as well as the common one-gallon plastic milk containers.

[Added 2-23-1988 by Ord. No. 1543-88]

### **TRASH**

Ashes, plastic material exclusive of objects within the definition of plastic containers herein, ceramics, blue and flat glass, nonputrescible solid waste, grass clippings, leaves, building materials, contaminated paper and other similar materials.

[Amended 8-18-1981 by Ord. No. 1394-81; 2-23-1988 by Ord. No. 1543-88]

### **WASTEPAPER PRODUCTS**

All uncontaminated paper material, such as used newspaper, magazines, books, paper, food cartons, cardboard boxes, wrapping paper, bags and discarded letters and envelopes.

### **YARD AND TREE REFUSE**

All grass clippings, lawn thatchings, limbs and branches (limbs over eight inches in diameter shall be split), brush, small trees, bushes and leaves shall be placed separately in reusable containers.

[Added 8-18-1981 by Ord. No. 1394-81]

### **§162-9.1. Enforcement.**

All sections of this ordinance may be enforced by the City of Woodbury Police Department, the City of Woodbury's Code Enforcement Officers and/or the City of Woodbury's Recycling Coordinator.

### **§162-10. Program for separation of solid waste established.**

There is hereby established a program for the mandatory separation of paper products, glass, aluminum, metal, garbage, trash and debris within the City of Woodbury.

- a. General trash, debris and garbage should be placed in receptacles in accordance with this ordinance. (162-11: A)
- b. Yard waste, appliances, paint, oil, tires, electronic waste and construction materials must be disposed of separately from general trash as indicated in the ordinance set forth.
- c. In 2012, the City of Woodbury established a co-mingle recycling collection program. The City will provide property owners one (1) blue recycling receptacle, free of charge. The blue recycling receptacles can be obtained by contacting the City of Woodbury Recycling Coordinator. Blue recycling receptacles can be used to dispose of paper, cardboard, glass, aluminum, cans/metal and plastics (#'s 1-7).

### **§162-11. Preparation of garbage and refuse for collection.**

- A. It shall be the duty of every property owner of every building within the corporate limits of the City of Woodbury to provide or cause to be provided and to keep on the premises, at all times one (1) metal or plastic, weather-tight, trash container with handles and one (1) blue City of Woodbury recycling container, each not to exceed 32 gallons and weigh no more than 50 pounds when filled. Recycling containers can be obtained through the City of Woodbury's Recycling Coordinator.

- B. THE CITY WILL NOT COLLECT PLASTIC AND/OR PAPER TRASH BAGS LEFT AT CURB SIDE.** All plastic and paper trash bags must be placed in a receptacle in accordance with this ordinance. Metal drums not originally designed to contain trash are NOT acceptable.
- C. If a property owner's trash (business or residential) consistently (over a 4 week period) exceeds the limits of the receptacles indicated in accordance with this ordinance, within the one-week collection period of the City's schedule, then the trash shall be collected, transported and disposed of by said business, property owner and/or tenant at their own expense, through a contracted service, excluding the collection and disposal of recyclables (i.e., in proper containers) which shall be collected by the City at no expense.
- D. Brush. Branches shall be tied in bundles not to exceed four feet in length and of sufficient size and weight, not to exceed 50 pounds, to be handled by one person.
- E. Large nonmetal items, such as furniture, rugs, mattresses, television sets and tires, shall be placed at curbside on the day designated for collection of such items.
- F. Yard and tree refuse. Grass clippings, lawn thatchings and leaves shall be placed separately in reusable containers or open plastic bags. The City designates a specific day of the week for pick up. Check the City website for the official schedule.[Added 8-18-1981 by Ord. No. 1394-81]

#### **Collection procedures and regulations.**

- A. Containers of construction debris will be collected from residential and multifamily properties only if placed in individual containers not weighing more than 50 pounds per container.
- B. Carpeting shall be cut, rolled and tied into four-foot to six-foot lengths and not weighing more than 50 pounds. No carpeting or construction debris shall be collected if the work was done by a contractor and/or subcontractor. The contractor and/or subcontractor is responsible for the removal of the trash from the property.
- C. FIVE GALLON BUCKETS are not considered a proper container for trash and/or recyclables. If recyclables or trash are placed in a FIVE GALLON BUCKET, **it will be collected as a recyclable item** as they are recyclable. Five Gallon Buckets are not considered reusable containers and may not be used. A reusable container must be used to insure proper pick-up.
- D. Yard waste is defined as such; leaves, weeds, grass clippings (should be placed in an open container or an open bag) and tree branches, cut into 4' lengths and bundled. Cans weighing OVER 50 pounds will NOT be picked-up.

- E. Appliances including washers, dryers, stoves, refrigerators and other large metal items can be left at the curb for pick. Doors shall be removed from refrigerators/freezers, washers, dryers, dishwashers, etc. and may also be left at the curb for pick up.
- F. Bricks, concrete, cinder blocks, wood, metal or wood posts (free of concrete) will be picked up by the City as long as they are separated from the general/recycling refuse. You must notify the local Public Works department for pick up.
- G. Home medical waste.
  - a. All property owners shall dispose of any duly prescribed medical waste (i.e., syringes, medical needles, etc.), in proper containers (i.e., metal or hard plastic) for disposal in the municipal trash collection. Any such items shall be placed in proper containers so that no injury/contact may be encountered in the removal by the municipal trash collectors.
  - b. Any prescribed home medical waste materials not properly discarded in the municipal trash collection system shall be returned to the property owner.
  - c. DO NOT PLACE ANY MEDICAL SHARPS IN RECYCLING CONTAINERS.
- H. Latex paint shall be picked up by the City of Woodbury as long as the paint can is identified as LATEX. It must be dried out in the can.

**Refuse not acceptable for collection. The following refuse shall not be acceptable for collection by the City of Woodbury:**

- A. Paint:
  - a. Oil based paints are hazardous and cannot be included in your weekly trash. The Gloucester County Solid Waste Complex has special days to allow for such disposal.
- B. Oil:
  - a. Used motor oil will not be collected by the City of Woodbury
- C. Tires will not be picked up by the City. The Gloucester County Solid Waste Complex has special days to allow for such disposal.
- D. Dangerous materials or substances such as poisons, acids, caustics, noxious chemicals, infected materials, explosives and ammunitions or any materials likely to cause injury to persons employed or damage to equipment used in making collections.
- E. Any materials resulting from the demolition, repair, excavation, construction, renovation and/or similar activities performed upon garages, buildings or structures on any residential properties, including but not limited to such materials as earth, plaster, mortar,

asphalt and/or asbestos shingles, carpeting, lumber, roofing materials and the like, if the work was performed by a contractor or subcontractor.

- F. Loose piles of vegetation or tree branches unless properly prepared for collection.
- G. Heavy units exceeding 50 pounds in gross weight.
- H. Materials which cannot be disposed of in strict accordance with the standards and regulations prescribed by the Department of Health of the State of New Jersey, the Department of Public Utilities of the State of New Jersey and any other governmental agency or department having jurisdiction, for the disposal of waste materials by sanitary landfill methods.

§ 162-13. Placement of receptacles for collection.

[Amended 3-9-1994 by Ord. No. 1734-94; 2-25-1997 by Ord. No. 1813-97]

All receptacles with the exception of the recycling containers referenced in §162-11 required herein shall be supplied by the occupant and/or owner of the premises and placed prior to collection between the curb and sidewalk where they shall be readily accessible to the collector. The owner and/or occupant shall keep all receptacles clean and in condition for safe holding. The following regulations shall apply to the placement and removal of receptacles.

- A. Storage. All refuse shall be stored in receptacles, as described in §162-11, which shall be kept covered at all times and shall be maintained in a clean and proper condition for safe handling.
- B. The City of Woodbury may affix a notice to containers which do not qualify under the requirements of this article indicating that the containers do not qualify and that further use of said containers may result in confiscation of the containers or refusal to make the collection as specified in this article. If at the next regularly scheduled collection date said containers still do not conform to the requirements of this article, the City of Woodbury may collect the containers as specified in this article. No refuse shall be collected by dumpsters.
- C. County landfill/incinerator. Nothing in this article shall prohibit anyone from transporting and/or disposing of garbage, trash, refuse, etc., at the county-owned/operated landfill and/or incinerator. All expenses incurred shall be paid by said party, and the City shall not be responsible for any costs of any party.
- D. Inspection. All garbage and refuse placed at the curblineline for collection shall be subject to random inspection by the City of Woodbury to ensure compliance with the provisions of this article.
- E. No receptacle or other items to be disposed may be placed in front of the premises for pick up prior to 5:00 p.m. of the day immediately preceding the day of collection.

- F. Upon collection, all receptacles or containers shall be removed no later than 7:00 p.m. of the scheduled day of collection.
- G. All receptacles, when not placed for curbside collection, shall be located to the rear of the property and shall not be subject to public view from the front of the property. [Added 5-11-1999 by Ord. No. 1871-99<sup>11</sup>] [1]: *Editor's Note: This ordinance also provided for the redesignation of original Subsections C and D as Subsections D and E, respectively.*
- H. The owner or occupant of any property, or any employee or contractor of such owner or occupant engaged to provide lawn care or landscaping services, shall not sweep, rake, blow or otherwise place yard waste, unless the yard waste is containerized, in the street. If yard waste that is not containerized is placed in the street, the party responsible for placement of yard waste must remove the yard waste from the street or said party shall be deemed in violation of this article.[Added 3-28-2005 by Ord. No. 191-05<sup>12</sup>] [2]:*Editor's Note: This ordinance also redesignated original Subsections D and E as Subsections F and G, respectively.*
- I. Sweeping, raking, blowing or otherwise placing yard waste that is not containerized at the curb or along the street is only allowed during the seven days prior to a scheduled and announced collection and shall not be placed closer than 10 feet from any storm drain inlet. Placement of such yard waste at the curb or along the street at any other time or in any other manner is a violation of this article. If such placement of yard waste occurs, the party responsible for placement of the yard waste must remove the yard waste from the street or said part shall be deemed in violation of this article. [Added 3-28-2005 by Ord. No. 1991-05]

**Penalties:**

- A. The penalty for failure to comply with the prescribed times for placement or removal of a receptacle shall be as follows:[Amended 5-11-1999 by Ord. No. 1871-99]
  - 1. First violation: Written warning.
  - 2. Second and additional violations: As prescribed by § **162-16**.
- B. All fines may be made payable through the Municipal Violations Clerk.
- C. The owner and/or occupant shall be individually or jointly responsible for compliance with the provisions of this section.

**§162-14. Collection by unauthorized personnel.** [Amended 3-29-1994 by Ord. No. 1734-94; 11-28-2005 by Ord. No. 2015-05]

From the time of placement at the curb by any one of the categories described herein for collection by the City of Woodbury in accordance with the terms hereof, items shall be and become property of the City of Woodbury or its authorized agent. It shall be a violation of this article for any person unauthorized by the City of Woodbury to collect or pick up or cause to be collected or picked up any such items during the twenty-four-hour period commencing at 5:00

p.m. on any day preceding a day designated for collection. Any and each such collection in violation hereof from one or more residences during said twenty-four-hour period shall constitute a separate and distinct offense punishable as hereinafter provided.

**§162-15. Responsibility of contractors for hire.** [Added 6-12-1990 by Ord. No. 1620-90<sup>11</sup>; amended 12-7-1993 by Ord. No. 1720-93]

- A. All construction debris and/or trade waste arising from work performed by a contractor for hire shall be the sole responsibility of such contractor, and not the City of Woodbury.
- B. All construction debris and/or trade waste shall be removed by the contractor for hire within 15 days of work completion.
- C. Nothing herein shall be interpreted to preclude the pickup of construction debris and/or waste generated by work physically performed by a resident at the property which he or she owns or in which he or she resides in the City of Woodbury through normal trash removal or arrangement with the Department of Public Works.

[1]: *Editor's Note: This ordinance also repealed original § 92-15, Violations and penalties.*

#### **Collection contracts authorized; bids.**

- A. Specific to the municipality, not private or commercial property owners, The City of Woodbury shall have the power, if in its opinion it is more advantageous to have the municipal garbage and other animal and vegetable refuse collected, removed and disposed of by persons other than the authorities of the municipality, to make a contract or contracts for such work or any portion thereof with any individual or individuals, corporation or corporations. Said contract shall be entered into and made only after bids therefor have been advertised for according to law, and then only to the lowest responsible bidder or bidders, unless such bidder or bidders shall be willing to pay for the privilege of collecting such garbage and other animal and vegetable refuse, and then to the responsible person who is willing to pay the greatest amount for said privilege. The person to whom such contract is awarded shall give satisfactory bond or security for the faithful performance of the work.

#### **City Owned Trash Receptacles**

City owned trash receptacles, located along Broad Street, in front of City Hall and throughout all the City's public parks, are only to be used by pedestrians. Residential and commercial trash may not be disposed of in City owned trash receptacles. Any resident or business owner found using City owned trash receptacles for their main source of trash disposal will be fined accordingly.

#### **§162-16. Violations and penalties.**

[Amended 11-28-2005 by Ord. No. 2015-05]

A violation of this Part of this chapter shall be under the jurisdiction of the Woodbury Municipal Court, and upon conviction such violator shall be punished by one or more of the following: a fine not exceeding \$1,000; imprisonment for a term not exceeding 90 days; or a period of

