

**18-06**  
**ORDINANCE OF THE BOROUGH OF**  
**MERCHANTVILLE, COUNTY OF CAMDEN AND**  
**STATE OF NEW JERSEY AMENDING CHAPTER 71A,**  
**STORMWATER MANAGEMENT, TO THE CODE OF**  
**THE BOROUGH OF MERCHANTVILLE**

**BE IT ORDAINED** by the Mayor and Commissioners of the Borough of Merchantville, County of Camden, and State of New Jersey, that Chapter 71A, Stormwater Management, be and hereby is amended in the Code of the Borough of Merchantville, as follows:

**ARTICLE I.**

**Containerized Yard Waste**

**ARTICLE I.                      ARTICLE I.                      SECTION 71A-3.                      Prohibited**  
**Conduct.**

A.     The owner or occupant of any property 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 owner or occupant of any property must remove the yard waste from the street where the violation occurred, or said person or persons shall be deemed in violation of this Article.

B.     A contractor, and/or any employee of a contractor, and/or any person acting on behalf of the owner or occupant of any property, who is engaged by the owner or occupant of the property to provide lawn care or landscaping services, shall not sweep, rake, blow or otherwise place any yard waste in the street, regardless of whether the yard waste is

containerized or not. A contractor, and/or employee of a contractor, and/or person acting on behalf of the owner or occupant of any property shall be responsible for the removal of any and all lawn waste. A contractor, and/or any employee of a contractor, and/or any person acting on behalf of the owner or occupant of any property, who is engaged by the owner or occupant of the property to provide lawn care or landscaping services, who places yard waste in the street shall be deemed in violation of this Article, and shall be responsible for the removal of the yard waste placed in the street where the violation occurred.

**ARTICLE VII.**

**General Provisions**

**ARTICLE II.           ARTICLE VII.           SECTION 71A-22.           Violations;  
Penalties.**

Any person, firm or corporation who or which shall violate any of the provisions of this Chapter shall, upon conviction thereof, be liable for penalties or any combination thereof as set forth in Section 1-9 of the Code of the Borough of Merchantville, in the discretion of the Judge of the Municipal Court before whom such violation is heard and conviction made. Each day that a violation occurs shall be deemed a separate and distinct violation, subject to the penalty provisions of this Chapter.

**ARTICLE XI.**

**Private Storm Drain Inlet Retrofitting**

**ARTICLE III.           ARTICLE XI.           SECTION 71A-48.           Penalties.**

Repealed.

**ARTICLE XII.**

**Refuse Containers/Dumpsters**

**ARTICLE IV.                      ARTICLE XII.                      SECTION 71A-54.                      Penalties.**

Repealed.

**ARTICLE V.**

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

**ARTICLE VI.**

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

**THE BOROUGH OF MERCHANTVILLE**

**BY: \_\_\_\_\_**

**EDWARD F. BRENNAN, MAYOR**

**ATTEST:**

**\_\_\_\_\_  
DENISE BROUSE, BOROUGH CLERK**

The foregoing Ordinance was introduced by Mayor and Council at the regular meeting held on April 23, 2018. This Ordinance will be considered for adoption on final reading and public hearing to be held on May 14, 2018 at 7:30 p.m. in the Council Meeting Room, Merchantville Borough Hall, 1 West Maple Avenue, Merchantville, New Jersey.

The purpose of this Ordinance is to make certain amendments regarding enforceability of the regulations required by the N.J. Department of Environmental Protection in this Chapter in and for the Borough of Merchantville. A copy of this Ordinance is available at no charge to the general public between the hours of 8:30 AM to 4:30 PM, Monday through Friday (Legal Holidays excluded), at the Office of the Borough Clerk, Merchantville Borough Hall, 1 West Maple Avenue, Merchantville, New Jersey.