

**CITY OF BRIDGETON
ORDINANCE ESTABLISHING RECYCLING RULES**

WHEREAS, the City of Bridgeton has enacted ordinance provisions concerning recyclable materials collection pursuant to N.J.A.C. 7:26A-11.1 et seq.; and

WHEREAS, the City of Bridgeton is desirous of updating such ordinance to properly reflect a transition from dual to single stream recycling collection requirements and practices; and

WHEREAS, the City of Bridgeton recognizes the importance of a clean community and the need to effectively manage waste materials, and

WHEREAS, the City of Bridgeton deems that single-stream recycling benefits both the city and the environment.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Bridgeton that Chapter 270 of the Code of the City of Bridgeton be, and is hereby, added and shall hereafter read as follows:

CHAPTER 270, RECYCLING RULES

DEFINITIONS

MULTI-DWELLING UNIT

A property (such as an apartment building) having more than one tenant.

RECYCLABLE MATERIALS

Those materials designated as recyclable by the Recycling Coordinator through regulations promulgated by the Department of Public Works.

RECYCLE

The act of commingling recyclable materials at the point of their collection for the purpose of recycling by methods that may differ from traditional waste disposal methods. This practice is also known as single-stream recycling (SSR).

RECYCLING COORDINATOR

The person appointed by the Mayor who shall be authorized to, among other things, enforce the provisions of this chapter, and any rules and regulations which may be promulgated hereunder.

ARTICLE I Recycling Program (§ 270-1 — § 270-7)

§ 270-1 Statement of intent.

It is the specific intent of this chapter to require all persons, businesses, and institutions generating solid waste within the City of Bridgeton to recycle all waste materials classified as recyclable materials pursuant to the requirements of N.J.A.C. 7:26A-11.1 et seq.

§ 270-2 Collection responsibilities, applicability, and regulations.

The recycling program requires mandatory commingling of recyclable materials in strict conformity with Municipal Code Chapters 270 and 300 and supplemental waste material disposal policies and regulations promulgated by the Department of Public Works.

§ 270-3 Recycling Coordinator Authority and Responsibilities.

The Recycling Coordinator, under the supervision of the Director of Public Works, shall:

- A. Exercise general supervision of the recycling program, within the requirements of this chapter, and subject to any associated preemptive statutes and regulations as may be enacted into law.
- B. Prepare written regulations that identify the acceptable collection and disposal methods for recyclable materials.
- C. Maintain, and promulgate, the official list of materials that must be recycled.
- D. At least once every 6 months, notify all persons occupying residential, commercial, and institutional premises within the municipal boundaries of local recycling opportunities, and the recycling requirements of Municipal Code Chapters 270 and 300. This requirement may be satisfied by one, or more, of the following actions:
 - (a) Placing an advertisement in the official newspaper.
 - (b) Posting a notice where public notices are customarily posted.
 - (c) Supplementing official periodic notifications mailed to taxpayers.
- E. Be responsible to prepare and submit an annual Recycling Tonnage Report pursuant to N.J.S.A. 13:1E-99.16 et seq. as is required for an application for a Recycling Tonnage Grant, codified at N.J.A.C. 7:26-15.5.
- F. Develop and make available a recycling exemption request form pursuant to §270-5.
- G. Maintain recycling records pursuant to §270-3(E) and §270-5.

§ 270-4 Collection hours.

The Bridgeton City Council may limit the collection of designated recyclable materials to specified operating hours in order to preserve peace and quiet in neighborhoods during the hours when most residents are asleep.

§ 270-5 Recycling exemptions.

Persons occupying commercial and institutional premises within its municipal boundaries may be exempted from the recycling requirements of Municipal Code Chapters 270 and 300 provided that:

- A. An exemption request form is completed and submitted to the Recycling Coordinator for evaluation; and
- B. The Recycling Coordinator shall submit a report containing the results of the evaluation, a recommendation that the exemption be granted or denied, and the reasons for that decision.
- C. The completed recycling exemption request form and the Recycling Coordinator's evaluation report shall be provided to the City Clerk within 10 calendar days from the receipt of the completed exemption request form.
- D. The exemption application is approved by the Bridgeton City Council.

§ 270-6 Master Plan and new developments.

- A. The Bridgeton City Council shall, at least once every 36 months, require a review of the master plan and development regulations it has adopted pursuant to (N.J.A.C. 7:26A-11.4.) for possible revisions to reflect changes in Federal, State, county and municipal laws, policies and objectives concerning the collection, disposition and recycling of designated recyclable materials.
- B. A provision for a Recycling Coordinator review and comment shall be included on all zoning and planning board applications to ensure that the appropriate waste collection, storage, and recycling considerations are brought to the attention of the board members.

§ 270-7 Coordinator Training and qualifications.

- A. The Recycling Coordinator shall have achieved professional certification in compliance with the requirements of N.J.S.A. 13:1E-99 et seq., the provisions of the county recycling plan, and the municipal recycling ordinance passed pursuant to N.J.S.A. 13:1E-99.11 et seq.
- B. Detailed records of all training provided to the Recycling Coordinator shall be kept by the Coordinator, specifying names of personnel trained, the dates when training occurred and the type and extent of training provided.
- C. All recycling training documentation shall be maintained for three years from the date the training occurred.

§ 270-8 Enforcement.

The provisions of this chapter may be enforced severally by the Bridgeton Recycling Coordinator, Department of Public Works Code Enforcement Officials, or the Cumberland County Department of Health – Environmental Division as follows:

- A. The mandatory recycling provisions of this chapter shall be enforced in accordance with the rules and regulations pursuant to §270-2.
- B. Inspections may consist of sorting through containers and opening of waste bags.
- C. Inspection findings (including any Notices of Violation) identified by other than the Bridgeton Recycling Coordinator shall be conveyed in writing to said Coordinator.
- D. Nothing contained within this chapter shall prohibit the enforcement of any other chapter of the Municipal Code of the City of Bridgeton.

ARTICLE II Violations and penalties (§ 270-9 — § 270-10)

§ 270-9 Violations and penalties.

- A. Failure to comply with any provision of this chapter shall be a violation.
- B. The penalties for violations of this Chapter shall follow the provisions of §300, Article V.
- C. Anyone who is convicted of violating this Chapter may also be subject to additional penalties as provided by County, State, and Federal law such as an additional fine as a repeat offender pursuant to N.J.S.A 40:49-5.

§270-10 Severability.

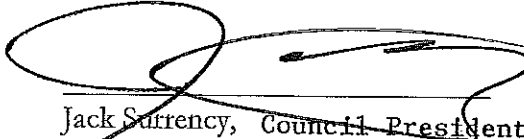
In the event that it is determined, by a Court of competent jurisdiction, that any provision or section of this chapter is unconstitutional, all other sections and provisions shall remain in effect.

BE IT FURTHER ORDAINED that this ordinance shall take effect according to law, or following the residential distribution of the 96 (or 35)-gallon SSR containers, whichever is the later date.

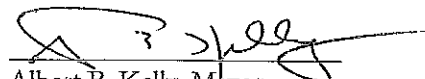
ADOPTED at a regular meeting of the City Council of the City of Bridgeton held on the 21 day of October, 2014

ATTEST:


Jeanne Hitchner
Deputy Municipal Clerk


Jack Surrency, Council President

APPROVED:


Albert B. Kelly, Mayor