

First Reading:	05-03-2018
Publication:	05-10-2018
Second Reading:	05-17-2018
Publication:	None

ORDINANCE NO. 2529

**AN ORDINANCE AMENDING CHAPTER XL, SECTION 3012 OF THE CODE
OF THE BOROUGH OF ROSELLE PARK, ENTITLED "DUMPSTERS"**

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, County of Union and State of New Jersey that Chapter XL, Section 3012 of the Code of the Borough of Roselle Park be and hereby is amended as follows:

SECTION 1. 40-3012 DUMPSTERS.

A. No dumpsters shall be permitted to be placed in the street or public right-of-way, unless it is impossible to place the dumpster anywhere else. Any dumpster located in the public right-of-way should be illuminated or marked with reflector markings.

B. Regardless of where the dumpster is placed, same shall be removed and emptied within ~~seven (7)~~ **thirty (30)** business days.

C. Under no circumstances shall hazardous or toxic material be placed or stored in a dumpster in any zone.

D. Any individual requesting the use of a construction "roll-off" type dumpster of ten (10) yards or more will be required to apply for a permit through the Department of Code Enforcement at a fee of one hundred (\$100.00) dollars and to demonstrate proof of third party liability insurance. In addition, any individual requesting the placement of a construction "roll-off" type dumpster of ten (10) yards or more will be required to indemnify and hold the Borough of Roselle Park harmless from any and all claims resulting from the placement of that dumpster regardless of whether it is in or out of the municipal right-of-way.

SECTION 2. Invalidity

If any section or portion of a section of this Code shall be invalid for any reason, such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 3. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances, to the extent that they are inconsistent herewith, are hereby repealed.

SECTION 4. Captions.

Captions contained in this Ordinance have been included only for the purpose of facilitating reference to the various sections and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

SECTION 5. Effective Date.

This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

Introduced: Pending May 3, 2018

Adoption Pending: **Defeated** (May 17, 2018)

DEFEATED

Mayor

Attest: **DEFEATED**

Borough Clerk

Record of Vote – Introduction				
	Aye	Nay	Abstain	Absent
Petrosky	X			
Shiple	X			
Fahoury	X			
Connelly	X			
Negron	X			
DeIorio	X			

Record of Vote – Adoption				
	Aye	Nay	Abstain	Absent
Petrosky		X		
Shiple		X		
Fahoury		X		
Connelly		X		
Negron		X		
DeIorio		X		