



The Business Owners Guide to Litter Control, Garbage and Recycling Services in Long Branch



The Business Owners Guide to Litter Control, Garbage and Recycling Services

In the best interests of the health, safety and welfare of the residents, citizens and taxpayers of the City of Long Branch, the City provides for the control of litter, the collection and disposal of municipal solid waste and recyclable materials within the City. The purpose of this guide is to inform the business owner of the terms and conditions under which such services shall be provided. The information in this guide is a collection of city codes, specific to litter, garbage and recycling. At the end of this guide is information from the NJ Administrative Code for Refuse, Recyclables and Returnables as defined by the NJ Department of Health.

Chapter 215, LITTERING

ARTICLE I, General Littering Regulations

Definitions.

As used in this guide, the following terms shall have the meanings indicated:

GARBAGE -- Putrescible animal and vegetable waste resulting from the handling, preparation, cooking and consumption of food.

LITTER -- Garbage, refuse and rubbish as defined herein, and all other waste material which, if thrown or deposited as herein prohibited, tends to create a danger to public health, safety and welfare.

MUNICIPAL SEPARATE STORM SEWER SYSTEM -- A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels or storm drains) that is owned or operated by the City of Long Branch or their public body, and is designed and used for collecting and conveying stormwater. Municipal separate storm sewer systems do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources.

PERSON -- Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

PUBLIC PLACE -- All streets, sidewalks, boulevards, alleys, beaches or other public ways and all public parks squares, spaces, docks, grounds and buildings.

REFUSE -- All putrescible and nonputrescible solid waste (except body wastes), including garbage, rubbish, ashes, street cleanings, dead animals, abandoned automobiles and solid market and industrial waste.

RUBBISH -- Nonputrescible solid wastes consisting of both combustible and noncombustible wastes, such as paper, wrappings, cigarettes, cardboard, tin cans, yard clippings, leaves, wood, glass, bedding, crockery and similar materials.

STORMWATER -- Water resulting from precipitation (including rain and snow) that runs off

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the land(s) surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow-removal equipment.

VEHICLE -- Every device in, upon or by which any person or property is or may be transported or drawn upon a highway, including devices used exclusively on stationary rails or tracks.

General prohibitions.

No person shall sweep, throw, deposit or dump litter in or on any property, whether occupied, open or vacant, whether owned by that person, or in a public place or pond, lake or stream or other body of water within the city, except in public receptacles or in authorized private receptacles for collection.

Use of receptacles.

Persons placing litter in public receptacles or in authorized private receptacles shall do so in a manner which prevents the litter from being carried or deposited by the elements upon a public place or upon private property.

Sweeping litter into gutters prohibited.

No person, including merchants owning or occupying a place of business, shall sweep into or deposit in a gutter, road, right-of-way or other public place within the city the accumulation of litter from a building or lot or from a public or private sidewalk or driveway. Persons owning or occupying property shall keep the sidewalk in front of their premises free of litter.

Litter thrown by persons in vehicles.

No person while a driver or passenger in a vehicle shall throw or deposit litter in or upon any public or private property.

Transportation from outside city.

No person shall bring, cart, remove, transport or collect any litter from outside the city and bring it into the city for the purpose of dumping or disposing thereof. No truck or other vehicle containing litter which has been transported into the city shall be parked or allowed to remain standing on any street in the city or on any public property for a period in excess of two hours.

Distribution of advertisements and other materials.

Advertisements, handbills, circulars and papers may be distributed in the city only if they are so securely placed at each dwelling that they will not be blown away by the wind; otherwise, no person shall place any advertisement, handbill, circular or paper on or in any public street, sidewalk, building or vehicle within the city.

Violations and penalties.

A violation of this article shall be punishable as provided in Chapter 1, General Provisions, Article I of the city code.

ARTICLE II, Clean Communities Program

Implementation of program; program coordinator.

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The Department of Public Works shall be responsible for grant implementation for the application to be filed by the City of Long Branch for the Clean Communities Model Program in the Office of Recycling, New Jersey Department of Environmental Protection. The Public Works Director shall serve as coordinator of the program.

Litter receptacles required.

Litter receptacles and their servicing shall be required at the following public places where they exist in the City of Long Branch:

- A. Sidewalks used by pedestrians in active retail/commercially zoned areas. At least one receptacle shall be required every single linear quarter-mile.
- B. Buildings held out for use by the public, including but not limited to schools, government buildings and railroad and bus stations.
- C. Parks.
- D. Drive-in restaurants.
- E. Any street vendor locations.
- F. Self-service refreshment areas.
- G. Construction sites.
- H. Gasoline service station islands.
- I. Shopping centers.
- J. Parking lots.
- K. Campgrounds and trailer parks.
- L. Marinas, boat moorage and fueling stations.
- M. Boat launching areas.
- N. Public and private piers operated for public use.
- O. Beaches and bathing areas.
- P. At special events to which the public is invited, including sporting events, parades, carnivals, circuses and festivals.

Responsibility for receptacles.

The proprietors of any location set forth above or the sponsor of any event listed therein, shall be responsible for the providing and servicing of the receptacles in such number as would reasonably be required for the amount of litter to be generated by the person(s) expected to use or be on the site at the event in question.

Household and commercial solid waste.

No household or commercial solid waste shall be discarded or dumped in any place not specifically designated for the purpose of solid waste storage or disposal.

Storage of tires.

Notwithstanding the provisions of Chapter 293, Solid Waste, Article I, Garbage Collection and Recycling, § 293-10, Tire pickup service, no tires shall be stored in or on any residentially zoned property unless located in a fully enclosed structure.

Storage of motor vehicles.

Notwithstanding the provisions of Chapter 332, Vehicles, Storage of, no inoperable or unregistered vehicle shall be kept or stored on any street, vacant lot or residential lawn unless

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located in a fully enclosed structure.

Leakage from vehicle loads.

No vehicle shall be used to transport a load of materials without the use of a cover to prevent the dropping, leaking or other manner of escaping of such material.

Construction site debris.

No materials or debris shall be accumulated on or around construction sites or stored in a manner that it is likely to be removed by natural forces onto adjacent property.

Open or overflowing disposal bins.

No open or overflowing disposal bins, dumpsters or containers of any kind shall be permitted.

Curb and sidewalk maintenance.

Every owner, lessee, tenant, occupant or person in charge of any building or structure shall be required to keep and cause to be kept the sidewalk and curb abutting said building or structure free from obstruction and nuisance of every kind and to keep said sidewalks, areaways, backyards, courts and alleys free from debris, litter and garbage of any kind.

Sweeping into gutters, streets, etc.

No person shall sweep into or deposit in any gutter, street, catch basin or other public place any accumulation of litter, debris or garbage of any kind from any public or private sidewalk or driveway. No person shall spill, dump or deposit any materials other than stormwater to the municipal separate storm sewer system operated by the City of Long Branch and no person shall spill, dump or dispose materials other than stormwater in such a manner as to cause the discharge of pollutants in the municipal separate storm sewer system. The exceptions to the prohibitions set forth in this provision are as follows:

- A. Water line flushing and discharges from potable water sources;
- B. Uncontaminated ground water (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising ground waters);
- C. Air conditioning condensate (excluding contact and non-contact cooling water);
- D. Irrigation water (including landscape and lawn-watering runoff);
- E. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows;
- F. Residential car-washing water and residential swimming pool discharges;
- G. Sidewalk, driveway and street wash water;
- H. Flows from fire-fighting activities;
- I. Flows from rinsing of the following equipment with clean water:
 - (1) Beach maintenance equipment immediately following their use for their intended purposes; and
 - (2) Equipment used in the application of salt and de-icing materials immediately following salt and de-icing material applications. Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or property discarded. Rinsing of equipment, as noted in the above

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situation is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

Sidewalk sweepings to be collected and containerized.

Every person who owns or occupies property upon which a sidewalk is located shall keep the sidewalk in front of his or her property or premises free of litter, debris or garbage of any kind. All sweepings of such material shall be collected and containerized for disposal in accordance with the requirements of this article.

Violations and penalties.

A violation of this article shall be punishable as provided in Chapter 1, General Provisions, of the city code.

Chapter 293 SOLID WASTE AND RECYCLING

Definitions.

As used in this guide, the following words and phrases shall be defined as follows:

ALUMINUM -- Only disposable items made of aluminum, including aluminum containers used for soda, beer or other beverages. Excluded are foil, wrappers, containers for food, construction siding, screen frames and lawn furniture.

ANIMAL and FOOD PROCESSING WASTES -- Processing waste materials generated in canneries, slaughterhouses, packing plants or similar industries, including animal manure when intended for disposal and not reuse. Also included are dead animals. Animal manure, when intended for reuse or composting, is to be managed in accordance with the criteria and standards developed by the Department of Agriculture as set forth in N.J.S.A. 4:9-38.

ASHES -- The solid matter remaining after the combustion of wood, coal, coke and any and all combustible materials used for heating purposes.

BRUSH -- Waste materials, branches, stumps, limbs and clippings, measuring not more than six inches in diameter, from trees, shrubs, hedges and other garden or yard plantings. Brush also includes leaves, yard rakings and other vegetative waste, but does not include grass clippings.

BULK WASTE -- Large items of waste material such as appliances, furniture, glass (window and door), carpets and padding and cable. Discarded automobile and cycle tires collected from residential properties are also included in this category. Bulk waste does not include construction and demolition waste, discarded truck tires, discarded trailer tires or discarded tires of any type from nonresidential properties.

CABLE -- Discarded wire cable or wire rope, whether spooled or loose.

CHIPBOARD and PAPERBOARD -- Single-ply paper packaging, such as cereal boxes and gift boxes.

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CONSTRUCTION and DEMOLITION WASTE -- Waste building material and rubble resulting from construction, remodeling, repair and/or demolition operations on houses, commercial buildings, pavements and other structures. The following materials may be found in construction and demolition waste: treated and untreated wood scrap, including wood shingles; concrete, asphalt, bricks, blocks and other masonry; plaster, Sheetrock and wallboard; roofing materials; nonasbestos building insulation; and other miscellaneous materials; but shall not include other solid waste types or dirt.

CORRUGATED CARDBOARD -- The brown, heavy cardboard usually found in boxes used for packing materials (two layers with a waffle layer in between), including brown kraft grocery bags.

ELECTRONIC RECYCLING—“**Computer**” means an electric, magnetic, optical, electrochemical or other high-speed data processing device performing logical, arithmetic, or storage function and may include both a computer central processing unit and a monitor. “**Covered electronic device**” means a desktop or personal computer, computer monitor, portable computer, or television sold to a consumer. “**Monitor**” means a separate video display component of a computer, whether sold separately or together with a computer central processing unit and computer box and includes a cathode ray tube, liquid crystal display, gas plasma, digital light processing, or other image projection technology, greater than four inches measured diagonally and its case, interior wires and circuitry, cable to the central processing unit, and power cord. “**Orphan device**” means a covered electronic device for which no manufacturer can be identified, or for which the original manufacturer no longer exists. “**Television**” means a standalone display system containing a cathode ray tube or any other type of display primarily intended to receive video programming via broadcast, having a viewable area greater than four inches measured diagonally, able to adhere to standard consumer video formats and having the capability of selecting different broadcast channels and support sound capability. “**Video display**” means an output surface having viewable area greater than four inches when measured diagonally that displays moving graphical images or a visual representation of image sequences or pictures, showing a number of quickly changing images on a screen in fast succession to create the illusion of motion, including, if applicable, a device that is an integral part of the display and cannot be easily removed from then display by the consumer that produces the moving image on the screen. “Video display” typically uses a cathode ray tube, liquid crystal display, gas plasma, digital light processing, or other image projection technology. **Items accepted include** answering machines, compact disc players, fax machines, scanners, hard drives, laptops, mobile phones, modems, microwave ovens, pagers, personal computers (CPU, monitors, keyboards, mouse, and peripherals), printers, printed circuit boards, radios, remote controls, stereos, tape players, telephones/telephone equipment and VCR’s. Residents are responsible for removal of any personal data contained on electronic devices and computer hard drives.

DRY INDUSTRIAL WASTE -- Waste materials resulting from manufacturing, industrial and research and development processes and operations, and which are not hazardous in accordance with the standards and procedures set forth at N.J.A.C. 7:26G. Also included are

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nonhazardous oil spill cleanup waste, dry nonhazardous pesticides, dry nonhazardous chemical waste and residue from the operations of a scrap metal shredding facility.

FOOD WASTE -- Consists of putrescible animal, fish, fowl, fruit or vegetable waste incidental to and resulting from the use, preparation, cooking and consumption of food.

GARBAGE – Non-putrescible solid waste, contaminated paper, food waste, non-recyclable plastics, ceramics, blue and flat glass and other similar materials, excluding building materials and household hazardous waste.

GLASS -- Products made from silica or sand, soda, ash and limestone, the product being transparent and translucent and being used for packaging or bottling of various matters, including food, beverages and medicine. Does not include light bulbs, glassware, ceramics or blue or flat glass, commonly known as "window glass."

HIGH-GRADE OFFICE and COMPUTER PAPER -- This paper includes white letterhead, copy paper and computer paper.

HOUSEHOLD HAZARDOUS WASTE -- Includes wet paint, lawn and garden chemicals, household cleaners, gasoline, motor oil, antifreeze, mercury thermostat switches, wet or dry batteries and other toxins.

METAL -- All products made of metal, exclusive of aluminum, including washing machines, dryers, refrigerators, stoves, hot-water heaters and scrap metal, including construction siding, screen frames and lawn furniture.

MIXED PAPER -- Includes unwanted mail, greeting cards, gift wrap, magazines, books (with hard covers removed), phone books and other scrap paper.

MUNICIPAL SOLID WASTE -- Nonrecyclable waste originating in the community from private residences, commercial establishments (including but not limited to restaurants, stores, markets, theaters, hotels and warehouses), institutional establishments (including but not limited to schools, hospitals, research institutions and public buildings) and industrial establishments. Municipal solid waste shall include animal and food processing wastes, ashes, chipboard and paperboard, food waste, garbage and trash. The following materials are not included as part of municipal solid waste: recyclable materials, construction and demolition waste, household hazardous waste, dry industrial waste, laboratory, infectious and/or medical wastes, grass clippings, dirt, bulk waste, tires, brush and any other matter not specifically permitted.

MUNICIPAL SOLID WASTE COLLECTION SERVICES -- The collection and disposal of municipal solid waste by the City of Long Branch.

NEWSPAPER -- Paper of the type commonly referred to as "newsprint" and distributed at stated intervals, usually daily or weekly, having printed thereon news and opinions and containing advertisements and other matters of public interest. Expressly excluded, however,

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are all magazines or other periodicals as well as all other paper products of any nature whatsoever.

PERSON -- Includes any individual, firm, partnership, association, corporation, company or organization of any kind.

RECYCLABLE MATERIALS -- Those items which must be source separated from other solid wastes for recycling and eventual reuse. As used in this chapter, the term "recyclable materials" shall refer to newspaper, mixed paper, glass, tin and steel food and beverage containers, aluminum food and beverage containers, stumps and large tree parts, grass, leaves, concrete and asphalt, hazardous and liquid waste, tires, appliances containing Freon (e.g., refrigerators, air conditioners and dehumidifiers), metal products, white goods (large metal appliances such as washers and dryers), and batteries (household and automotive). In addition to the items specified herein, high-grade office and computer paper and corrugated cardboard are considered to be recyclable materials from commercial, institutional and industrial establishments. The term "recyclable materials" also includes any other matter or items which is/are banned from disposal at the Monmouth County Reclamation Center Landfill.

SOLID WASTE -- The term "solid waste" is a universal term which refers to all nonrecyclable waste produced by private residences, commercial, institutional and industrial establishments and any other properties located within the City. This item includes all materials, whether or not they are collectible under the municipal solid waste collection services program.

TRASH -- Ashes, plastic materials, ceramics, blue and flat glass, nonputrescible solid waste, contaminated paper and other similar materials, excepting building materials and construction and demolition waste.

VEGETATIVE WASTE -- Waste materials from farms, nurseries and greenhouses that are produced from the raising of plants. This waste includes such crop residues as plant stalks, hulls, leaves and tree wastes processed through a wood chipper.

General requirements.

The City of Long Branch shall provide municipal solid waste collection services to all real properties located within the City, subject to the terms, conditions and limitations contained in the city ordinance. Such services shall include pickup of the items included in the definition of "municipal solid waste," which may be commingled.

The service referenced above shall be provided curbside along public roads and streets that have been dedicated to and accepted by the City. Employees or agents of the City shall not be required to enter upon private property in order to remove municipal solid waste, bulk waste or brush, and such services shall be limited to curbside collection, except as specifically provided for. The containment areas located in our business districts are one exception.

The date(s) and frequency of collection by the City or the City's authorized agents shall be in accordance with a schedule to be established by the Department of Public Works. Any changes or deviation in the schedule of collections will be announced and made public by the

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City.

The municipal solid waste collection services provided by the City or the City's authorized agents shall not include pickup of the following items, and such items must be disposed of through private arrangement of the property owner, lessee or occupant, at their own expense:

- (1) Construction and demolition waste.
- (2) Household hazardous waste.
- (3) Dry industrial waste.
- (4) Laboratory, infectious and/or medical wastes.
- (5) Grass clippings.
- (6) Dirt.
- (7) Any other matter not specifically permitted.

Under no circumstances shall any of the materials referenced above be collected by the City or the City's authorized agents, and it shall be a violation for any property owner, lessee or occupant to place such materials (either separately or commingled with other materials) for collection by the City. However, a property owner, lessee or occupant may arrange for the disposal of construction and demolition waste by the City or the City's authorized agents through the temporary use of a City-owned dumpster.

All municipal solid waste that is intended to be disposed of through the City's municipal solid waste collection services shall be thoroughly and completely drained of all liquids.

All municipal solid waste that is intended to be disposed of through the City's municipal solid waste collection services shall be placed in a container(s) made of galvanized iron or heavy-duty plastic, or in a heavy-duty plastic bag(s), for pickup. All containers and bags shall be covered or closed, as applicable, at all times. The term "container" shall include a receptacle, can or barrel. Containers shall comply with the following requirements:

- (1) All containers shall have a capacity of not more than 32 gallons and shall not exceed 50 pounds when filled.
- (2) All containers shall be water tight.
- (3) All containers shall be provided with suitable handles and a tight-fitting cover that will prevent access of flies and other insects to the contents.
- (4) All containers shall at no time be filled any higher than three inches below the top, shall be kept covered and in an upright position and shall be regularly disinfected.

All municipal solid waste that is intended to be disposed of through the City's municipal solid waste collection services shall not be mixed or commingled with any matter not specifically permitted.

Each property or individual dwelling unit or individual commercial, institutional, industrial or other type of unit, as applicable, shall be limited to a total of **four containers or four heavy-duty plastic bags of municipal solid waste per unit per pickup day.** Containers or bags of leaves shall not be included in the computation of the number of containers or bags of municipal solid waste.

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Property owners, lessees or occupants may agree to forgo the municipal solid waste collection services provided by the City and provide for their own collection and disposal services through private arrangement at their own expense. If so, then such property owners, lessees or occupants must advise the Director of the Department of Public Works of such arrangement and provide the name, address and telephone number of their hauler to the Director, along with such other information as the Director of the Department of Public Works may require. This is necessary for State reporting purposes.

If any property or individual dwelling unit or individual commercial, institutional, industrial or other type of unit produces a quantity of municipal solid waste that regularly exceeds the limitations established by this chapter, then the Department of Public Works may require that the property or unit provide a dumpster for its solid waste collection and disposal. All dumpsters shall comply with the requirements established by the City.

Bulk waste.

(1) Bulk waste shall be collected by the City or the City's authorized agents **from residential properties only.**

Discarded truck tires, discarded trailer tires or tires of any type from nonresidential properties are not collectible as part of bulk waste pickup.

Brush.

(1) Brush shall be collected by the City or the City's authorized agents **from residential properties only.** Grass clippings are not considered brush and shall not be collected.

Collection

Municipal solid waste and bulk waste shall not be placed at the curb for collection earlier than 5:00 p.m. of the day preceding the day of collection. No person shall allow or permit any empty container to remain on the curb or on any part of the street, sidewalk or adjacent property for more than 12 hours after the contents thereof have been collected.

When placed curbside, municipal solid waste and bulk waste shall not block or impede the flow of pedestrian or vehicular traffic, and shall not exceed more than three feet into the street from the curb. Additionally, municipal solid waste and bulk waste shall not be placed in a loose or haphazard manner such that the same may be dispersed by wind, forces of nature, passersby or traffic.

No municipal solid waste, bulk waste or brush collection services will be provided on New Year's Day, Thanksgiving Day or Christmas Day. No collection will be made in substitution for those dates.

The City reserves the right to suspend municipal solid waste, bulk waste or brush collection services due to weather conditions when the depth of snow exceeds three inches or more or public or private roads are not reasonably passable due to inadequate plowing.

The City reserves the right to suspend or terminate the provision of municipal solid waste,

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bulk waste or brush collection services from any property if, in the discretion of the Director of the Department of Public Works, such collection presents a hazard to the City's employees or authorized agents, or to the general public.

No person shall throw, lay, deposit or leave in any vacant lot or open space, yard, street, avenue, alley, highway, sidewalk, parking space or lot any item of solid waste, bulk waste, brush, grass clippings, substances of a like nature or any other debris in a manner other than as specifically permitted by this chapter.

No person shall burn any solid waste, dead matter or any other type of refuse.

It shall be a violation of the ordinance to transport or import into the City any solid waste for the purpose of dumping the same, or placing the same for municipal collection, within the City of Long Branch.

Dumpsters.

Any owner, lessee or occupant of real property within the City may wish to utilize dumpster(s) for the collection and disposal of its municipal solid waste.

However, the City shall no longer provide municipal dumpster pickup service to nonresidential properties, and the owners, lessees or occupants of such properties must arrange for and fund the disposal of solid waste from their dumpster(s) through private means at their own expense.

Use of City-owned dumpsters.

Upon request, and subject to payment of the fee set forth below, the City shall provide City-owned dumpsters for short-term use by owners, lessees or occupants of property for the disposal of municipal solid waste, bulk waste or construction and demolition waste. The City shall provide for the collection and disposal of such items.

The fee for short-term use of City-owned dumpsters shall be \$175 per collection, which shall be payable in advance at the Department of Public Works.

Recycling: General requirements.

It shall be mandatory for all owners, lessees or occupants of real property within the City of Long Branch to separate recyclable materials from all other matter. It shall be a violation for any property owner, lessee or occupant to commingle recyclable materials with any other nonrecyclable matter and place the same for collection by the City.

The City shall provide for the collection and disposal of certain recyclable materials, as specified below, from all properties located within the City in accordance with the terms and conditions contained in this chapter. The City may elect to use municipal personnel to perform the service or may enter into agreement(s) with qualified person(s) authorizing them to collect recyclable materials.

The City's recyclable service shall be provided curbside along public roads and streets that

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have been dedicated to and accepted by the City. Employees or agents of the City shall not be required to enter upon private property in order to remove recyclable materials except as specifically provided for.

The date(s) and frequency of collection by the City or the City's authorized agent(s) shall be in accordance with a schedule to be established by the Director of the Department of Public Works. Any changes or deviation in the schedule of collections will be announced and made public by the City.

The following recyclable materials shall be collected as part of the City's curbside recyclable collection service:

- (1) Newspapers.
- (2) Mixed paper products.
- (3) Glass.
- (4) Tin and steel food and beverage containers.
- (5) Aluminum food and beverage containers.
- (6) Recyclable plastics.

All other recyclable materials, as defined earlier in this chapter, shall be disposed of by the owner, lessee or occupant in the following manner:

- (1) Through the City's bulk waste or brush pickup service, if permitted, depending upon the type of material; or
- (2) Through disposal at the City's recyclable drop-off center (location as determined by the Department of Public Works) or at another approved facility. If such disposal is required, then the same shall be performed by the owner, lessee or occupant through private means at their own expense; (Electronic Recycling must be handled in this manner).

All commercial, industrial and institutional establishments within the City shall be required to recycle high-grade office and computer paper and corrugated cardboard in addition to all of the other items listed in the definition of recyclable materials in this guide.

All service stations, oil retailers and motor vehicle inspection or reinspection stations with used oil holding tanks shall accept up to five gallons at a time of used motor oil from individuals changing oil from cars, lawn mowers or motorcycles and shall post a sign informing the public that they are a "Used Oil Collection Site."

Recyclable materials shall not be mixed with any matter not specifically permitted.

All recyclable materials shall be stored, prior to disposal or placement for collection, in such a manner as not to become a nuisance to the occupants of any adjacent property.

All recyclable materials that are intended to be collected as part of the City's curbside recyclable collection service, except for newspaper and mixed paper products, may be commingled and shall be placed for disposal in a reusable metal or heavy-duty plastic container which is supplied by the owner, lessee or occupant. All containers must have handles and shall accommodate a capacity of not more than 32 gallons and shall not exceed

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50 pounds when filled.

Recyclable materials shall not be collected in plastic bags.

Each property or individual dwelling unit or individual commercial, institutional, industrial or other type of unit, as applicable, shall be limited to a total of four containers of recyclable materials per unit per pickup day. If any property or individual dwelling unit or individual commercial, institutional, industrial or other type of unit produces a quantity of recyclable materials that regularly exceeds the limitations established by ordinance, then the Department of Public Works may require that the disposal of recyclable materials from that property be arranged through private means at the expense of the property owner, lessee or occupant, as applicable.

Newspaper, mixed paper products and corrugated cardboard products shall be compacted and tied securely in separate bundles with a rope or cord sufficient in strength to facilitate handling and in a manner to prevent scattering. Newspaper, mixed paper products and corrugated cardboard products shall not be commingled but shall be tied and bound separately. The bundles or packages shall be of a size and weight to permit ease of handling by one person and shall not exceed 50 pounds in weight. No more than eight separately tied bundles of corrugated cardboard products shall be collected per unit per pickup. No newspaper or mixed paper products shall be collected in plastic bags.

No recyclable containers or bundles of newspaper or mixed paper products shall be placed at the curb earlier than 5:00 p.m. of the day preceding the day of collection. No person shall allow or permit any empty containers to remain on the curb or any part of the street, sidewalk or adjacent property for more than 12 hours after the contents thereof have been collected.

No person shall throw, lay, deposit or leave in any vacant lot or open space, yard, street, avenue, alley, highway, sidewalk, parking space or lot any item of recyclable material in any manner contrary to the provisions the ordinance.

Recyclable materials shall be the property of the City of Long Branch once placed at the curbside or brought to the City's recyclable drop-off center. It shall be a violation of this section for any person unauthorized by the City to pick up or cause to be picked up recyclable materials after they are placed at the curbside or brought to a drop-off center. Each such collection and violation hereof shall constitute a separate and distinct offense punishable as provided by the ordinance.

Notwithstanding the provisions as stated above, any owner, lessee or occupant of any property within the City may donate or sell its recyclable materials to any person, whether or not operating for profit. Said person shall not, however, pick up such recyclable materials at curbside or at any drop-off center.

Any private haulers collecting recyclable materials from any property not serviced by the City's recyclable collection program shall register with the Recycling Coordinator, providing the name, address and phone number of their company and the name and address of the

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property or establishment from which they are collecting recyclable materials. Again, this is for State reporting purposes.

All owners, lessees or occupants, as applicable, of property not serviced by the City's recycling collection program shall register with the Recycling Coordinator the name and address of the private hauler with whom such person has contracted to provide recycling collection services.

It shall be mandatory for all haulers of recyclable materials from residential or nonresidential properties not serviced by the municipal recycling program to provide a record to the City's Recycling Coordinator of the types and quantities of materials recycled. Weight receipts and/or letters on official company stationary should clearly describe the quantity and disposition of each material.

It shall be a violation to transport or import into the City any recyclable materials for the purpose of dumping the same, or placing the same for municipal collection, within the City of Long Branch. It shall also be a violation to deposit at the City's recyclable drop-off center any recyclable materials that were not utilized within the City.

Enforcement authority.

The terms and conditions of the ordinance shall be enforced by the Department of Public Works, the Fire Official, the Fire Prevention Bureau, the Recycling Coordinator and/or the Police Department of the City of Long Branch.

Violations and penalties.

Any person found guilty in the Municipal Court of the City of Long Branch of a violation of the terms or conditions of this ordinance shall be punishable as provided in Chapter 1, General Provisions, Article I, of the Code of the City of Long Branch. In addition to said penalty, the City shall be permitted to recover any actual costs associated with disposal of solid waste or recyclable materials in violation of this chapter, and any other incidental costs occasioned by the City in performing remedial activities related thereto. As an alternate penalty to any violation of this chapter, a convicted person may be ordered to perform community service for a period not to exceed 90 days.

Each day that such violation or neglect is committed or permitted to continue shall constitute a separate offense and shall be punishable as such.

Notwithstanding any other penalty mention in this guide, if the Director of the Department of Public Works or the Recycling Coordinator determines that any recipient of municipal solid waste collection services or dumpster pickup services from the City or the City's authorized agents has disposed of matters that are not permitted to be disposed of with municipal solid waste, then the City may refuse pickup on the occasion of the violation, issue a summons for violation of the ordinance and seek reimbursement of costs, if applicable. The City may also provide a warning that future dumpster collection services (if applicable) will be in jeopardy if violations continue. If such violations continue after two written warnings are issued, then the City may permanently cease the provision of dumpster pickup services

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CHAPTER 24 (N.J.A.C. 8:24)

“Sanitation in Retail Food Establishments and Food and Beverage Vending Machines”

Subchapter 5. WATER, PLUMBING & WASTE

8:24-5.5 Refuse, recyclables, and returnables

(a) If located within the retail food establishment, a storage area for refuse, recyclables, and returnables shall meet the requirements specified under N.J.A.C. 8:24-6.

(b) An outdoor storage surface for refuse, recyclables, and returnables shall be constructed of nonabsorbent material such as concrete or asphalt and shall be smooth, durable, and sloped to drain.

(c) If used, an outdoor enclosure for refuse, recyclables, and returnables shall be constructed of durable and cleanable materials.

(d) Receptacles and waste handling units for refuse, recyclables, and returnables and for use with materials containing food residue shall be durable, cleanable, insect-resistant, rodent-resistant, leakproof, and nonabsorbent, except that plastic bags and wet strength paper bags may be used to line receptacles for storage inside the retail food establishment, or within closed outside receptacles.

(e) Receptacles and waste handling units for refuse, recyclables, and returnables used with materials containing food residue and used outside the retail food establishment shall be designed and constructed to have tight-fitting lids, doors, or covers.

(f) Receptacles and waste handling units for refuse and recyclables such as an on-site compactor shall be installed so that accumulation of debris and insect and rodent attraction and harborage are minimized and effective cleaning is facilitated around and, if the unit is not installed flush with the base pad, under the unit.

(g) Requirements for storage areas, rooms, and receptacles, capacity and availability shall include the following:

1. An inside storage room and area and outside storage area and enclosure, and receptacles shall be of sufficient capacity to hold refuse, recyclables, and returnables that accumulate.
2. A receptacle shall be provided in each area of the retail food establishment or premises where refuse is generated or commonly discarded, or where recyclables or returnables are placed.
3. If disposable towels are used at handwashing sinks, a waste receptacle shall be located at each sink or group of adjacent sinks.

(h) Suitable cleaning implements and supplies such as high pressure pumps, hot water, steam, and detergent shall be provided as necessary for effective cleaning of receptacles and waste handling units for

refuse, recyclables, and returnables, except off premises based cleaning services may be used if on premises

cleaning implements and supplies are not provided.

(i) Requirements for the location of storage areas, redeeming machines, receptacles and waste handling units shall include the following:

1. An area designated for refuse, recyclables, returnables, and, except as specified in (i)2 below, a redeeming machine for recyclables or returnables shall be located so that it is

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separate from food, equipment, utensils, linens, and single-service and single-use articles, and a public health hazard or nuisance is not created.

2. A redeeming machine may be located in the packaged food storage area or consumer area of a retail food establishment if food, equipment, utensils, linens, and single-service and single-use articles are not subject to contamination from the machines, and a public health hazard or nuisance is not created.

3. The location of receptacles and waste handling units for refuse, recyclables, and returnables shall not create a public health hazard or nuisance or interfere with the cleaning of adjacent space.

(j) Refuse, recyclables, and returnables shall be stored in receptacles or waste handling units so that they are inaccessible to insects and rodents.

(k) Storage areas, enclosures, and receptacles for refuse, recyclables, and returnables shall be maintained in good repair.

(l) Outside storage prohibitions shall include the following:

1. Refuse receptacles that are not rodent resistant, unprotected plastic bags and paper bags, or baled units that contain materials with food residue may not be stored outside, except as specified in (l)2 below.

2. Cardboard or other packaging material that does not contain food residues and that is awaiting regularly scheduled delivery to a recycling or disposal site may be stored outside without being in a covered receptacle if it is stored so that it does not create a rodent harborage problem.

(m) Receptacles and waste handling units for refuse, recyclables, and returnables shall be kept covered under the following circumstances:

1. Inside the retail food establishment if the receptacles and units:

- i. Contain food residue and are not in continuous use; or
- ii. After they are filled; and

2. With tight-fitting lids or doors if kept outside the retail food establishment.

(n) Drains in receptacles and waste handling units for refuse, recyclables, and returnables shall have drain plugs in place.

(o) A storage area and enclosure for refuse, recyclables, or returnables shall be maintained free of unnecessary items, as specified under N.J.A.C. 8:24-6.5(j), and shall be clean

(p) Requirements for cleaning receptacles shall include the following:

1. Receptacles and waste handling units for refuse, recyclables, and returnables shall be thoroughly cleaned in a way that does not contaminate food, equipment, utensils, linens, or single-service and single-use articles, and

waste water shall be disposed of as specified under N.J.A.C. 8:24-5.4(e).

2. Soiled receptacles and waste handling units for refuse, recyclables, and returnables shall be cleaned at a frequency necessary to prevent them from developing a buildup of soil or becoming attractants for insects and rodents.

(q) Refuse, recyclables, and returnables shall be removed from the premises at a frequency that will minimize the development of objectionable odors and other conditions that attract or harbor insects and rodents.

(r) Refuse, recyclables, and returnables shall be removed from the premises by way of:

1. Portable receptacles that are constructed and maintained in accordance with N.J.A.C.7:26, Solid Waste; or

2. A transport vehicle that is constructed, maintained, and operated in accordance with N.J.A.C. 7:26, Solid Waste.

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(s) Solid waste not disposed of through the sewage system, such as through grinders and pulpers, shall be recycled or disposed of in a public or private community recycling or refuse facility; or solid waste shall be disposed of in an individual refuse facility such as a landfill or incinerator which is sized, constructed, maintained, and operated in accordance with N.J.A.C. 7:26, Solid Waste. d shall be clean.

Important Numbers

City Hall- (732) 222-7000

Administration- (732) 571-5645

Police- (732) 222-1000

Public Works- (732) 571-6520

Health Department- (732) 571-5665

Building and Development- (732) 571-5651

Court- (732) 571-6500

Recreation and Human Services- (732) 571-6545

Notes

