

**TOWNSHIP OF STILLWATER  
SUSSEX COUNTY, NEW JERSEY**

**ORDINANCE NO. 2023-18**

**AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF STILLWATER REGARDING CONTAINERIZED YARD WASTE**

**WHEREAS**, the Township Committee of the Township of Stillwater has been directed by the State of New Jersey to implement this Ordinance and must comply with said directive.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Stillwater, that the Township Code shall be amended as follows:

**SECTION 1**

A new Chapter shall be added to the Township Code as follows:

**Chapter \_\_\_\_ . CONTAINERIZED YARD WASTE**

**§ \_\_\_\_-1. Purpose.**

An Ordinance to establish requirements for the proper handling of yard waste in the Township of Stillwater so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**§ \_\_\_\_-2. Definitions.**

For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

1. **Containerized** – means the placement of yard waste in a trash can, bucket, bag or other vessel, such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.
2. **Person** – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
3. **Street** - means any street, avenue, boulevard, road, parkway, viaduct, drive, or other way, which is an existing State, county, or municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas, and other areas within the street lines.
4. **Yard Waste** – means leaves and grass clippings.

**§ \_\_\_\_-3. Prohibited Conduct.**

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 ordinance.

**§\_\_\_\_-4. Enforcement.**

This Ordinance shall be enforced by the New Jersey State Police, and all Township and County Officials whose duties permit municipal code enforcement.

**§\_\_\_\_-6. Violations and Penalties.**

Unless another penalty is expressly provided by New Jersey Statute, any person convicted of a violation of this section shall be punished for a first conviction thereof by a fine of not more than \$100; for a second such conviction, such person shall be punished by a fine of not more than \$200.

**§\_\_\_\_-6. Severability.**

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**§\_\_\_\_-7. Effective Date.**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

**SECTION 2**

The Township Clerk shall take all necessary action to assure the Code is promptly updated to include this Ordinance.

**SECTION 3**

This Ordinance shall take effect immediately upon its passage.

ATTEST:

\_\_\_\_\_  
Lynda Knott, Clerk

\_\_\_\_\_  
Lisa Chamblings, Mayor

Introduced: August 15, 2023

Adopted: September 5, 2023

**CERTIFICATION ON FIRST READING**

**This Ordinance was introduced for First Reading by the Mayor and Township Committee of Stillwater Township, Sussex County at their Regular Meeting held on August 15, 2023. Final Adoption at Public Hearing will be conducted at the Township Committee's Regular Meeting of September 5, 2023, at the Stillwater Township Municipal Building at 7:00 p.m., at which time the public may comment.**

**Date:** \_\_\_\_\_

\_\_\_\_\_  
**Lynda M. Knott, RMC**  
**Township Clerk**