

## Chapter 82: GARBAGE AND BULK TRASH COLLECTION AND RECYCLING

[HISTORY: Adopted by the Township Council of the Township of Medford 8-7-1995 as Ord. No. 1995-12. Editor's Note: This ordinance also repealed former Ch. 82, Garbage, Rubbish and Refuse, adopted 5-17-1988 as Ord. No. 1988-9. Amendments noted where applicable.]

### GENERAL REFERENCES

Brush, grass and weeds — See Ch. 49.

Fees and licenses — See Ch. 71.

Littering — See Ch. 89.

Nuisances — See Ch. 105.

### § 82-1. Purpose.

The Township of Medford finds that the reduction of the amount of solid waste and conservation of recyclable materials is an important public concern and is necessary to implement the requirements of SWMA and the County Plan. The separation and collection of paper, cardboard, glass, cans and any other materials which shall in the future be designated as "recyclables" for recycling from the residential, commercial and institutional establishments in this township will minimize the adverse environmental effects of landfilling by reducing the need for landfills and conserving existing landfill capacity, facilitate the implementation and operation of other forms of resource recovery called for by the County Plan, conserve natural resources and reduce the cost of solid waste disposal in general. This chapter will also establish regulations, enforcement and penalties concerning municipal services for the collection and disposal of nonrecyclable solid waste.

### § 82-2. Statutory authority.

The recycling sections of this chapter are adopted pursuant to Sections 6, 9 and 14 of P.L. 1987, c. 102 (effective April 20, 1987), N.J.S.A. 40:48-2, N.J.S.A. 40:66-1 and N.J.S.A. 40:49-2.1.

### § 82-3. Definitions.

A. As used in this chapter, the following definitions shall apply:

**ALUMINUM CAN** — Containers which are comprised entirely of aluminum and which contain or formerly contained only nonhazardous substances.

**APARTMENT COMPLEX** — Twenty-five apartments or more located on a single property or contiguous properties under common ownership or management. For this purpose, "apartment" shall mean an enclosed space that consists of one or more rooms occupying all or part of a floor or floors in a building of one or more floors or stories but not the entire building, and that is designed for use as a residence.

**BRUSH** — Products resulting from the pruning of trees, shrubs, bushes or vines, but excluding grass clippings, flowers or weeds. "Brush" shall not mean the product of tree removal or pruning by professional tree removers, trimmers or landscapers, nor shall it mean tree trunks or stumps.

**BULK** — All items of trash, debris or discarded household furniture, equipment or other item not falling within the definition of "solid waste" or "recyclable," which shall not fit in the trash containers assigned to the resident. "Bulk" items shall also include white goods, as defined herein.

**CANS** — Containers comprised of aluminum, tin, steel or a combination thereof, which contain or formerly contained only nonhazardous substances or such other substances as have been approved for recycling by OWM.

**CARDBOARD** — All corrugated cardboard normally used for packing, mailing, shipping or containerizing goods, merchandise or other material, but excluding plastic, foam or wax-coated or soiled corrugated cardboard.

**COMMERCIAL or COMMERCIAL USER** — Any person or other entity operating a business, trade, industry or other nonresidential activity.

**COMMERCIAL TRASH** — All nonrecyclable garbage and rubbish accumulated by any businesses operating within the township, limited to the capacity of the ninety- or three-hundred-gallon container(s) assigned to the commercial user.

**COMMINGLED** — Source-separated, nonputrescible recyclable materials that have been mixed at the source of generation (i.e., placed in the same container).

**CONDOMINIUM COMPLEX** — Twenty-five condominium units or more located on a single property or contiguous properties under common ownership or management. For this purpose, "condominium," as in N.J.S.A. 46:8B-1 et seq., shall mean a deed providing for ownership by one or more owners of units of improvements, together with an undivided interest in common elements appurtenant to each such unit.

**CONSTRUCTION DEBRIS** — A subcategory of bulk trash and shall mean all debris and rubbish generated as a result of residential or commercial construction taking place within the township. Only recyclable "construction debris" may be deposited at the municipal dropoff site or at curbside, if curbside collection is provided by the Department of Public Works. Recyclable "construction debris" shall not include any painted wood or other painted materials, any Formica or plastic derivative, metals or any asbestos shingles or other asbestos-containing material.

**COUNTY** — The County of Burlington, State of New Jersey.

**COUNTY PLAN** — The District Solid Waste Management Plan for Burlington County as approved by the New Jersey Department of Environmental Protection.

**DESIGNATED RECYCLABLE MATERIALS** — Those recyclable materials to be source-separated in this municipality. The term includes, but is not limited to, glass, paper, aluminum and ferrous cans, corrugated cardboard, plastic containers, food waste, ferrous and nonferrous scrap and white goods.

**DISPOSITION** — The proper and lawful transportation, placement or arrangement of designated recyclable materials for all possible end uses except disposal as solid waste, and in the case of solid waste, the proper and lawful transportation and disposal of solid waste. LeftCorner="§ 82-3"RightCorner="§ 82-3"

**GLASS** — All clear (flint), green and brown (amber) colored glass containers. "Glass" shall not include crystal, ceramics, light bulbs and plate, window, laminated, wired or mirrored glass.

**GRASS CLIPPINGS** — Products of pruning, lawn grass, flowers and weeds. "Grass clippings" shall not mean the products of pruning, lawn grass, flowers and weeds by professional cutters or landscapers.

**HOUSEHOLD TRASH** — All nonrecyclable garbage and rubbish generated by a resident at his household. "Household trash" shall not mean garbage or rubbish generated by a contractor or vendor.

**INSTITUTIONAL** — Any person or other entity, either public or private, either for profit or nonprofit, who operates for educational, municipal, charitable or other public purpose.

**LEAVES** — The vegetative product of tree branches that annually drop from the branches.

**MOBILE HOME PARK** — Twenty-five mobile homes or more located on a single property or contiguous properties under common ownership or management. For this purpose, "mobile home" shall mean a home, excluding travel trailers, which is a movable or portable unit, designed to be connected to utilities for year-round occupancy.

**TOWNSHIP** — The Township of Medford located within the County of Burlington, State of New Jersey.

**OWM** — The Burlington County Office of Waste Management, its successors and assigns.

**PAPER** — All newspaper, high-grade office paper, fine paper, bond paper, office paper, xerographic paper, mimeograph paper, duplication paper, magazines, paperback books, school paper, catalogs, computer paper, telephone books and similar cellulosic material, but excluding wax paper, plastic- or foil-coated paper, thermal fax paper, carbon paper, blueprint paper, food-contaminated paper, soiled paper and cardboard.

**PERSON** — Any individual, firm, partnership, corporation, association, cooperative enterprise, trust, municipal authority, federal institution or agency, state institution or agency, municipality, other governmental agency or any other entity or any group of such persons which is recognized by law as the subject of rights and duties. In any provisions of this chapter prescribing a fine, penalty or imprisonment, the term "person" shall include the officers and directors of a corporation or other legal entity having officers and a director.

**RECYCLABLE MATERIAL** — A material which would otherwise become solid waste, which can be collected, separated or processed and returned to the economic mainstream in the form of raw materials or products.

**RECYCLING** — Any process by which materials, which would otherwise become solid waste, are collected, separated or processed and returned to the economic mainstream in the form of raw materials or products.

**RECYCLING DROPOFF** — Any facility designed and operated solely for the receiving and storing of source-separated, nonputrescible metal, glass, paper, plastic containers and cardboard.

**RESIDENT** — Any person residing within the township on a temporary or permanent basis, but excluding persons residing in hotels and motels.

**ROADSIDE** — That portion of the township easement between the roadway's edge and the resident's property line.

**SOLID WASTE** — Garbage, refuse and other discarded materials resulting from industrial, commercial and agricultural operations and from domestic and community activities and shall include all other waste materials, except for solid animal and vegetable wastes collected by swine producers licensed by the State Department of Agriculture to collect, prepare and feed such wastes to swine on their farms.

**SOURCE-SEPARATE** — The proper separation of recyclable materials from the solid waste stream at the point of waste generation.

**SWMA** — The New Jersey Solid Waste Management Act, as amended. *Editor's Note: See N.J.S.A. 13:1E-1 et seq.*

**TOWNSHIP** — The Township of Medford.

**WHITE GOODS** — Household appliances, including, but not limited to, hot-water heaters, washers, dryers, ranges and

refrigerators with doors removed. "White goods" shall not mean hot-water heaters, washers, dryers, ranges and refrigerators generated by a commercial vendor.

- B. All other terms and phrases shall be as defined in SWMA, the regulations promulgated there under and/or the County Plan, unless the content clearly requires a different meaning.