

**CHAPTER 246 SOLID WASTE**

[HISTORY: Adopted by the Mayor and Board of Aldermen 4-19-2004 by Ord. No. 9-2004 .

Editor's Note: This ordinance also repealed former Ch. 246, Solid Waste, adopted 12-17-1990 as Ch. XIV of the 1990 Code, as amended.

Amendments noted where applicable.]

**GENERAL REFERENCES**

Littering — See Ch. 170.

**ARTICLE I Garbage (§ 246-1 — § 246-5)****§ 246-1 Definitions.**

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

**BULK METAL**

Large items comprised primarily of metal, excluding white goods, which can be recycled such as, but not limited to, bicycles, railings, floor lamps, furnaces, storm doors and air conditioners.

**BULKY WASTE**

Nonrecyclable items that do not fit readily into a typical garbage can or similar waste container:

**A.****LARGE BULKY WASTE**

— Large items, including but is not limited to television sets larger than 27 inches, mattresses and box spring sets, large furniture, household construction debris (as defined in this section), large trash and similar materials

**B.****SMALL BULKY WASTE**

— Small items, including but not limited to twenty-seven-inch television or smaller; dinette chair; night stand; microwave; individual mattress or box spring; rugs and individual rolls of carpeting.

**CONSTRUCTION DEBRIS**

Waste resulting from the destruction or demolition of structures or buildings, or parts thereof, including materials such as, but not limited to, concrete blocks, broken concrete, wire and wood lath, timbers and wood building products, and shall include all Class B recyclable materials as defined by the State of New Jersey Department of Environmental Protection.

**EQUIVALENT RESIDENTIAL UNIT**

Unit of measurement equal to the number of containers that the occupant of a residential unit is permitted to place at the curb for collection on a designated collection day without incurring an additional charge.

**GARBAGE**

Waste or decayed animal or vegetable matter ordinarily incidental to the conduct of a household, or the handling, storage, sale and service of foodstuffs. Examples include, but are not limited to, discarded waste materials, crockery, china, containers, nonrecyclable paper, straw, excelsior, rags, ordinary floor sweepings and discarded empty nonrecyclable cartons and similar containers.

**GARBAGE CAN**

Includes any light-gauge steel, plastic or galvanized receptacle, closed at one end and open at the other, furnished with snug-fitting top or lid and of not more than 30 pounds when full. It shall also mean plastic bags or liners of 0.125 gauge or heavier, securely tied at the top, not exceeding 30 pounds gross weight.

**HAZARDOUS MATERIALS**

Wastes that are hazardous by reason of their pathological, explosive, radiological or toxic characteristics.

**HOUSEHOLD CONSTRUCTION DEBRIS**

Debris from household construction, not requiring a construction permit, that can be contained in a garbage bag and does not exceed 30 pounds gross weight.

**PUBLIC CONTAINER**

Any container or receptacle owned by the Town of Boonton, located on Town property or otherwise contained within the Town of Boonton, the intended purpose of which is the collection/depositing of trash generated by the general public while on the premises wherein said containers are located.  
[Added 11-21-2005 by Ord. No. 26-2005]

**RECYCLABLE MATERIALS**

Items and/or materials identified in the Morris County district recycling plan and items defined as Class B recyclable materials by the State of New Jersey Department of Environmental Protection.

**RESIDENTIAL UNIT**

A single-family dwelling unit or living quarters.

**WHITE GOODS**

Large household appliances comprised mostly of metal such as refrigerators, stoves, dishwashers, washing machines, dryers, air conditioners and water heaters.

**§ 246-2                      Preparation and removal.**

All garbage, bulky waste and white goods shall be segregated, prepared for collection and placed in a readily accessible location at the curb in front of the premises by the occupant or occupants thereof in the manner hereinafter specified.

**A.**

Garbage. Each residence or business utilizing the Town's curbside collection service shall be entitled to collection of two garbage cans per equivalent residential unit as defined in § 246-1 above, not exceeding 30 pounds gross weight each, per pickup day without incurring an additional charge. For each additional container or for each container in excess of 30 pounds, the occupant must purchase a sticker from the Municipal Clerk. The hauler is forbidden to collect any additional containers or overweight containers without stickers having been affixed thereto. The following schedule of equivalent residential units shall apply as indicated:

	<b>Description</b>	<b>Number of Equivalent Residential Units</b>	<b><u>B.</u></b> Bulky waste and white goods. Residents and businesses desiring collection of bulky waste and white goods must purchase a sticker for each item as set forth in the schedule in § 246-3. Bulky waste shall be placed at the curb on the regular day of garbage collection, and white goods shall be placed at the curb for collection by the Town's Public Works Department upon purchase of a sticker. The hauler may not collect white goods; nor may the hauler collect bulky items that have no stickers affixed to them.
	Residential unit	1	
	Medical office	2	
	Restaurant	10	
	Deli, bakery or other food-serving business	3	
	Tavern	1	
	Post office	1	
	Laundromat	3	
	Nursing home	5	
	Club, fraternal or charitable organization	1	
	Hotel, for each 3 rooms	1	
	Offices and nonfood retail	1	

C.

Schedule. All residents and businesses utilizing the curbside collection service provided by the Town shall place solid waste at the curb no sooner than 6:00 p.m. on the evening prior to the designated day of collection. All garbage cans as defined in § 246-1 above must then be retrieved on the day of collection according to the following schedule:

Category	Schedule
Residents	No later than 8:00 p.m.
Main Street businesses	No later than 11:00 a.m.
Industry and other businesses	Upon closing, but no later than 8:00 p.m.

D.

As an alternative service, residents may take any large items constructed of metal to the Town garage during normal operating hours, Monday through Friday, without

charge.

E.

Hazardous and/or industrial wastes are expressly prohibited.

F.

Residents and businesses may not place cooking oil, including but not limited to that from deep fat fryers or collected in grease traps, at the curb for collection. Food-handling establishments shall engage the services of a recycling company or such other contractor licensed by the New Jersey Department of Environmental Protection to recycle or otherwise dispose used cooking oil generated on the premises. Residents and commercial establishments who for practical considerations, e.g., inadequate space, cannot engage the services of an oil recycler shall dispose used cooking oil at the Town's recycling center in the manner prescribed by the Public Works Superintendent.

[Added 10-3-2005 by Ord. No. 24-2005]

G.

Using a public container for anything other than pedestrian-generated trash, including but not limited to household or commercially generated trash, is prohibited.

[Added 11-21-2005 by Ord. No. 26-2005]

**§ 246-3                      Sticker program.**

A.

Fees. Stickers for additional or overweight garbage containers, bulky waste or white goods shall be made available for purchase at the Town Clerk's office and at the Public Works Department during normal business hours. The fees for said stickers are established as follows and are nonrefundable:

[Amended 12-20-2004 by Ord. No. 24-2004]

Description	Fee
Excess containers, each	\$2.50
Small bulky waste, each item	\$5.00
Large bulky waste, per item	\$10.00
White goods, each item	\$10.00

B.

Placement. Garbage can stickers must be affixed to the top item in the can so they are plainly visible when the solid waste collector removes the lid. For garbage bags, bulky items and white goods, stickers shall be affixed directly on

the item so that they are plainly visible to the collector. Stickers are not reusable.

C.

Prohibitions. Only stickers issued by the Town of Boonton and paid for by the occupant will be acceptable under this program. Anyone attempting to circumvent the sticker program by using counterfeit or facsimile stickers or reusing previously used stickers will be in violation of this article and shall be subject to the penalties set forth herein.

**§ 246-4                    Violations and penalties.**

Any person violating any of the provisions of this article, or failing or refusing to conform to any section or provision hereof, shall, upon conviction thereof, be liable to the penalty stated in Chapter [1](#), General Provisions, Article [III](#), General Penalty.

**§ 246-5                    Responsibility of owners.**

The owner of any building, lot or land, or part thereof, where anything in violation of this article shall exist or occur, or any contractor, agent or corporation who assists in the commission of any such violation, shall each be guilty of a separate violation of this article and, upon conviction thereof, shall each be liable to the penalties set forth in § [246-4](#) above.

**ARTICLE II                Mandatory Recycling (§ 246-6 — § 246-16)**

**§ 246-6                    Definitions.**

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

**ALUMINUM CANS**

Cans made entirely of aluminum, which were used to contain beverages. Specifically excluded are other aluminum products such as foil, pie pans and aluminum siding.

**COMMERCIAL**

Any nonresidential building or establishment, including, but not limited to, those used for retail, wholesale, dining, offices, professional services, shipping and receiving areas and cafeterias.

**COMMINGLED**

Recyclable items placed together in a common container(s) for collection as permitted and/or required by contract with the vendor.

**CORRUGATED CARDBOARD**

The term used to identify a type of paper in which a portion has been made to have a wavy surface (alternating ridge and grooves) and is placed between two flat surfaces for the sake of strength and which is commonly used to form cartons.

**DESIGNATED MATERIALS**

Those materials identified in the Morris County District Recycling Plan that must be separated for recycling such as, but not limited to, newspapers, corrugated cardboard, mixed paper (high-grade magazines, junk mail, scrap paper, etc.), aluminum food and beverage containers, plastic bottles, glass bottles and jars, tin/steel cans, yard waste, tires, vehicular batteries, white goods, motor oil, oil-contaminated soil (nonhazardous, Type 27), stumps (logs, branches, natural wood waste) and asphalt roofing shingles and household dry cell batteries.

**GLASS**

Bottles and jars made of silica, soda ash and limestone, being transparent or translucent and breakable. Specifically excluded are plastics or any other glass products such as window glass and ceramics.

**INSTITUTION**

An established organization or foundation dedicated to public service or culture, including, but not limited to, religious, educational, health care and governmental establishments.

**NEWSPAPER**

Newsprint-grade paper that is printed and distributed daily or weekly that contains news. The recycling of such material excludes soiled paper.

**OFFICE PAPER**

High-grade papers generally used in offices that are of high quality and do not have a glossy finish, including, but not limited to, computer, letterhead, ledger and photocopy paper.

**RESIDENT**

Any person who owns, leases and/or occupies dwellings within the municipality, including those in multifamily dwellings and/or single-family developments.

**TIN CANS**

Ferrous containers, including all metal containers made of steel and/or tin, the most common being food cans. Bimetal cans with steel sides and bottoms and aluminum tops are included in this material.

**TIRES**

Motor vehicle tires from passenger automobiles and light trucks and shall not include tires from vehicles with a loading capacity exceeding 1 1/2 tons.

**WHITE GOODS**

Any large household appliance, including refrigerators, stoves, dishwashers, water heaters, washers, dryers or other similar appliances.

**YARD WASTE**

Includes fallen leaves and brush (chippable, up to three inches in diameter). Grass clippings are also included in this definition.

**§ 246-7            Mandatory recycling; goals.**

It shall be mandatory for all residential, institutional and commercial inhabitants of the Town to source separate designated materials from all other solid waste for recycling. This shall be done in the manner described in § [246-8](#). The Town accepts the state policy directive of achieving and maintaining at least a fifty-percent recycling rate of municipal solid waste.

**§ 246-8            Program responsibilities and descriptions.****A.**

Residents of single-family units shall separate newspaper, glass, aluminum cans, tin cans and yard waste (hereinafter collectively termed "recyclables") from all other solid waste and shall segregate such recyclables for the Town curbside recycling program or recycling depot. Materials shall be prepared and placed at the curb or brought to the recycling center in accordance with rules and procedures that may be developed from time to time by the Town's Recycling Coordinator and approved by the Town Administrator. Generally, the following rules shall govern collection and dropoff:

**(1)**

Newspaper, corrugated cardboard and brown paper, mixed paper and commingled materials will be collected at the curb by employees of the Town's contracted hauler according to an established schedule; or may be taken to the Town recycling center (located at the Town garage) during hours and days of the week designated by the Town.

**(2)**

Yard wastes. Leaves are collected each fall by the Street Department, but grass clippings and brush must be taken by residents to the Town garage.

**B.**

Residential developments (multi- and single-family) shall be responsible for establishing recycling programs for the collection of designated recyclable materials. These materials are to be stored for collection by the municipality, a private recycling vendor or deposited at the municipal recycling depot.

**C.**

Institutions shall source separate corrugated cardboard, office paper, glass, aluminum cans and tin cans for recycling. Designated materials may be deposited at the recycling center. Otherwise, the institution shall be responsible for establishing recycling programs for collection, transportation and marketing of designated recyclable materials. Documentation of tonnage of material recycled is to be submitted in accordance with § [246-](#)

[9.](#)

[D.](#)

Commercial establishments shall source separate corrugated cardboard, office paper, glass, aluminum cans and tin cans for recycling center, if prepared according to the above specifications. Otherwise, each establishment shall be responsible for establishing recycling programs for the collection, transportation and marketing of designated recyclable materials. Documentation of tonnage of material recycled is to be submitted in accordance with § [246-9](#).

[E.](#)

In the case of multi-generator buildings such as apartment buildings, hotels or office buildings, the building management as well as the generator and/or hauler shall be responsible for compliance with county- and Town-mandated material source separation recycling requirements.

[F.](#)

Tires shall be brought to the Town recycling center at designated times and in accordance with the fee schedule.

[G.](#)

Vehicular batteries shall be brought to the Town recycling center at designated times.

[H.](#)

White goods shall be picked up curbside after purchase of an appropriate sticker.

[I.](#)

Household batteries shall be brought to the Town recycling center at designated times.

#### **§ 246-9            Documentation.**

[A.](#)

All commercial, institutional and multifamily developments, which are not serviced by municipal recycling collection systems, must submit recycling documentation on an annual basis to the Municipal Recycling Coordinator. Each annual report must be filed by January 8 of the succeeding year.

[B.](#)

The Municipal Recycling Coordinator will compile all recycling documentation and file an annual recycling tonnage report with NJDEP and the County Recycling Coordinator.

[C.](#)

Those not complying will be subject to enforcement penalties defined in § [246-15](#).

#### **§ 246-10            Antiscavenger clause.**

Recyclable materials placed at the curb or recycling depot are the property of the Town or its authorized agent. It is a violation of this article for any person unauthorized by the Town to collect or pick up or cause to be collected or picked up any such recyclables. Any and each such collection in violation hereof shall constitute a separate and distinct offense punishable as hereinafter provided in § [246-15](#).

#### **§ 246-11            Sale and donation of material.**

Any person who is an owner, lessee or occupant may donate or sell recyclable materials to any person (whether operating for profit or not for profit), as long as the recycling individual or company submits documentation to the Municipal Recycling Coordinator as described in § [246-9](#).

#### **§ 246-12            Authorized enforcement agent.**

The Municipal Health Administrator, Code Enforcement Officer, Police Department, Public Works Department, Town Administrator and Recycling Coordinator are hereby authorized and directed to enforce all provisions of this article.

#### **§ 246-13            Enforcement.**

The Town Recycling Coordinator or his designee shall conduct inspections of garbage set out for disposal in order to determine whether recyclables are contained therein. Such inspections shall be conducted at random.

**§ 246-14            Unlawful acts.**

A.

It shall be unlawful to combine designated, unsoiled recyclables with other solid waste. Failure to source separate designated materials for recycling is a violation of this article.

B.

It shall be unlawful for solid waste collectors to collect solid waste that contains visible signs of designated recyclable materials. It is also unlawful for solid waste collectors to remove for disposal those bags or containers of solid waste/recyclables that visibly display a warning notice, sticker or some other device indicating that the load of solid waste contains designated recyclable materials and therefore should not be removed for disposal.

C.

It shall be the responsibility of the nonrecycler, whose solid waste was not removed because it contained recyclables, to properly segregate the uncollected waste for proper recycling. Allowing such nonseparated refuse to accumulate will be considered a violation of this article and the local sanitary code.

D.

All recycling receptacles shall be properly placed and maintained. The areas surrounding the receptacles shall be kept free of spilled recyclable materials and debris.

**§ 246-15            Violations and penalties.**

Any person who violates or neglects to comply with this article or any regulations promulgated pursuant thereto shall, upon conviction thereof, be punishable by a fine of not less than \$25 and not to exceed \$1,000; except that the maximum fine for failure to comply with §§ [246-7](#), [246-8](#) and [246-9](#) shall not exceed \$50 for an initial violation. Each and every day that the violation continues shall be considered a separate offense.

**§ 246-16            Responsibility of owners.**

The owner of any building, lot or land, or part thereof, where anything in violation of this article shall exist or occur, or any contractor, agent, person or corporation who assists in the commission of any such violation, shall each be guilty of a separate violation of this article, and, upon conviction thereof, shall each be liable to the penalties set forth in § [246-4](#) above.

**ARTICLE III        Dumpsters (§ 246-17 — § 246-22)**

**§ 246-17            Permit required.**

No person shall park or leave unattended any waste or refuse container, commonly known as a "roll-off dumpster" or "roll-off container," on or along any Town street or road or on any public property without first having obtained a permit from the Town Clerk. A permit shall be valid and remain in effect for a period of not more than 30 days, but may be renewed by the Town Clerk upon application therefor.

**§ 246-18            Application procedure.**

A.

Permits under this article shall be issued by the Town Clerk. Applications shall at a minimum include the following information:

(1)

Name and address of the applicant.

(2)

Dimensions of the dumpster.

(3)

Proposed location.

(4)

Requested time period.

(5)

Effect on parking meters.

B.

The Chief of Police and Superintendent of Public Works shall review each application for safety concerns, effect on traffic, inconvenience to the public and other potential problems. No permit shall be issued by the Clerk without the written approval of the Police Chief and Superintendent of Public Works.

**§ 246-19**            **Fees.**

The fee shall be \$25 per application plus \$5 per day per metered parking space that will be rendered unusable by the placement of the dumpster.

**§ 246-20**            **Warning devices.**

To warn the operators of vehicles of the presence of a traffic hazard requiring the exercise of unusual care, any roll-off dumpster or roll-off container parked on or along any street or road shall be equipped with and display markers consisting of all yellow reflective diamond-shaped panels having a minimum size of 18 inches by 18 inches. These panels shall be mounted at the edge of the dumpster or container at both ends nearest the path of passing vehicles and facing the direction of oncoming traffic. These markers shall have a minimum mounting height of three feet from the bottom of the panels to the surface at the roadway.

**§ 246-21**            **Insurance.**

No permit shall be issued until the applicant has obtained general liability insurance coverage with aggregate policy limits of \$2,000,000. Prior to the issuance of a permit, the applicant shall furnish the Town with a certificate of insurance from an insurance company satisfactory to the Town. Each such certificate of insurance shall identify the coverage provided and shall provide that such insurance shall not be changed or canceled without giving 30 days' prior written notice to the Town by certified mail, return receipt requested. All such policies of insurance shall name the Town as an additional insured and shall be primary to all other available coverage. Specific reference to the dumpster and its location shall be made in all policies of insurance.

**§ 246-22**            **Violations and penalties.**

A person who is convicted of a violation of this article shall pay a fine of not more than \$100 for each violation. In default of the payment of a fine, imprisonment in the county jail for a period of not more than 90 days may be imposed.

**ARTICLE IV**            **Disposal of Building Materials at Town Garage (§ 246-23 — § 246-28)**

**§ 246-23**            **Restricted to Town residents.**

Only Town residents, who have applied for and received the necessary receipt/permit, shall be allowed to dispose building materials at the Town garage, provided that these materials originated from a residential dwelling unit located within the corporate limits of the Town.

**§ 246-24**            **Materials allowed to be disposed; quantities.**

A.

Building materials, as used in this article, shall be limited to the following: wood (as used in framing and/or siding), wood moldings, window frames and glass, plumbing fixtures and piping, plaster, stucco, concrete, concrete blocks, bricks, drywall, insulation, electrical wiring and fixtures, heating fixtures and piping, shingles, tar paper, gutters (wood and aluminum), doors (wood, aluminum or metal), auto parts and tires.

B.

The maximum size vehicle that will be allowed to dispose building materials at the Town garage is a 3/4 ton pickup truck. Dump trucks or mason trucks of any size are expressly prohibited.

**§ 246-25            Procedures.**

The procedures to be followed for the disposal of building materials at the Town garage are as follows:

A.

An application is to be completed and submitted to the Town Clerk, along with the appropriate fee. This application shall include, at a minimum, the following information:

(1)

Name, address and phone number of applicant (this must be the owner of the property where the building materials originate).

(2)

Description of materials to be disposed.

(3)

Quantity of material (truck load, station wagon, pickup truck load).

(4)

Name, address and phone number of person disposing the building materials (if different than the applicant).

(5)

Address of residential dwelling where the building materials originate.

B.

A two-part receipt/permit will be issued by the Town Clerk's office authorizing the disposal of the building materials at the Town garage. This receipt/permit is to be signed by the Superintendent of Public Works (or his designee at the Town garage responsible for monitoring the dumping of building materials), who will also keep one copy of the receipt/permit for the Town's records.

C.

Hours of operation are to be set by the Superintendent of Public Works.

**§ 246-26            Rejection of loads.**

Any load of building materials approved for disposal at the Town garage may be rejected if it is determined that:

A.

The load is a larger quantity than specified on the receipt/permit.

B.

The load contains materials not included in § [246-24](#).

C.

The load is determined to have originated from out-of-town.

**§ 246-27            Fee schedule.**

The fee schedule for the dumping of building materials at the Town garage shall be as follows:

Description	Fee
Trunk load and small station wagon	\$10.00
Station wagon/SUV/minivan	\$15.00
Small pickup truck load	\$30.00
Large pickup truck load	\$50.00

**§ 246-28  
Violations and penalties.**

Any person who shall violate the provisions of this article shall be liable to the penalty stated in Chapter [1](#), General Provisions, Article [III](#), General

Penalty.

**ARTICLE V      Recycling Center (§ 246-29 — § 246-31)****§ 246-29      Restricted to Town residents and property owners.**

Town residents or owners of residential property in the Town shall be allowed to dispose of recyclables at the Town recycling center, provided that these materials originate from a residential dwelling property located within the corporate limits of the Town, and further provided that such recyclables are separated in accordance with procedures established by the Town.

**§ 246-30      Procedures.**

The following procedures are to be followed for disposal of recyclables at the Town recycling center:

**A.**

Except as permitted by Subsection **C** below, any person using the Town recycling center shall show proof of ownership of a residential property or proof of residence in the Town of Boonton. Such proof shall be in form satisfactory to the Town attendant at the center.

**B.**

Except as permitted in Subsection **C** below, only passenger automobiles, standard size or smaller vans and 3/4 ton or smaller pickup trucks shall be allowed access to the recycling center. Use of the center by any other vehicle is strictly prohibited.

**C.**

Grass clippings removed from residential properties in the Town of Boonton by landscaping contractors may be disposed at the recycling center in accordance with the following procedure:

**(1)**

A landscaping contractor must first obtain a permit from the Town Clerk before using the Town recycling center. Applications for a permit shall include the name and address of the contractor and the license plate number of his truck. The fee for an annual permit shall be \$1,000.

**(2)**

No truck larger than a 3/4 ton pickup and no trailers shall be allowed access to the recycling center. Contractors shall be permitted to dump Monday through Friday from 7:00 a.m. to 3:00 p.m. Landscaping contractors shall not be allowed access to the recycling center on Saturdays or Sundays.

**(3)**

Landscaping contractors may dispose only grass clippings that originate from residential dwellings located within the Town as required by § **246-29**. For each load, the contractor must submit a certification signed by the resident or property owner stating the resident's name(s), the owner's name and the property address and certifying that the materials were removed solely from the qualifying residential property.

**D.**

The disposal of any materials other than those materials that are recycled by the Town of Boonton shall be strictly prohibited. The dumping of any materials from outside the Town is strictly prohibited.

**E.**

Hours and days of operation of the recycling center shall be set by the Superintendent of Public Works. No materials shall be disposed of at the recycling center except when the center is open and a Town attendant is present.

**F.**

Residents shall be allowed to dispose of grass clippings at the Town recycling center during regular business hours at no cost.

**G.**

Qualified senior citizens' grass clippings and yard waste will be picked up curbside on a twice-monthly basis from May through October as follows:

**(1)**

There will be a total of 12 pickups from May through October. In order to participate in the program, a senior

citizen must fill out an application and show need for the service. Applications are available through the office of the Town Clerk.

**§ 246-31**            **Violations and penalties.**

Any person who shall violate the provisions of this article shall be subject to the penalties set forth in Chapter [1](#), General Provisions, Article [III](#), General Penalty, of the Town Code.

**ARTICLE VI**        **Leaf Collection (§ 246-32 — § 246-34)**

**§ 246-32**            **Collection schedule.**

**A.**

Leaves shall be placed in the roadway for DPW pickup beginning November 1 of each year. No other items shall be mixed with the leaves (brush, grass clippings, tree branches, etc.)

**B.**

Although collection may not be complete, no additional leaves shall be placed in any roadway after the second pickup or December 15, whichever occurs first.

**C.**

Each section of the Town will receive two pickups in the following order:

**(1)**

First - Park.

**(2)**

Second - Hill.

**(3)**

Third - Flats.

**D.**

Any leaves not picked up during the normal schedule due to circumstances beyond the control of the DPW (vehicle parking, etc.) shall be the responsibility of the owner to remove.

**E.**

Leaves shall be placed in the street no sooner than seven days prior to a scheduled or announced collection date; and shall be placed no closer than 10 feet to any storm drain.

[Added 3-21-2005 by Ord. No. 4-2005]

**§ 246-33**            **Temporary waiver of provisions.**

The provisions of Chapter [170](#), § [170-1](#) of the Code of the Town of Boonton, which prohibits the placing of leaves in roadways, shall not be enforced during the DPW collection period.

**§ 246-34**            **Violations and penalties.**

The violation of any section of this article shall result in a written warning which shall include a reasonable amount of time to abate the violation. If said violation is not abated, the penalties stated in Chapter [1](#), General Provisions, Article [III](#), General Penalty, of the Code of the Town of Boonton, shall apply.