

**ARTICLE I      Collection, Disposal and Recycling (§ 354-1 — § 354-13.2)**

[Adopted 12-20-2005 by Ord. No. 2005:32

Editor's Note: This ordinance also repealed former Art. I, Collection of Used Newspaper, adopted 10-28-1986 by Ord. No. 86:72 (§ 11-7 of the 1986 Code).

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**§ 354-1      Definitions.**

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

**ALUMINUM CANS**

Recyclable cans made entirely of aluminum, which were used to hold beverages.

**ASHES**

The residue or product of burning of any combustible material or substance whether burned for heating, or disposal of refuse by incineration or otherwise and shall also include soot.

**BULKY WASTE**

Includes chairs (not recliners); sofas (not sofa beds); carpet that is cut, rolled and tied in three-foot lengths; small television sets; furniture; and similar items suitable for routine collection. This material is picked up on the second collection day of the week.

**BUNDLE**

Refers to the manner in which newspapers, cardboard, magazines and yard waste are packaged for pickup.

**COMMERCIAL PROPERTY**

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

**CORRUGATED CARDBOARD**

A type of paper in which a portion has been made to have a wavy surface (alternating ridge and grooves) and which is placed between two flat surfaces for the sake of strength.

**DEMOLITION MATERIALS**

The wastes resulting from the destruction or demolition of structures or buildings, including materials such as concrete blocks, broken concrete, wire and wood lath, timbers and wood building products and other similar nonrecyclable materials.

**GARBAGE**

The accumulations of animal, fruit or vegetable matter that attends the preparation, use, cooking or dealing in or storage of meats, fish, fowl, fruits or vegetables and shall include condemned food.

**GLASS**

All products made from silica or sand, soda ash and limestone, which are transparent or translucent and are used for packaging or bottling of various matter, including all other materials commonly known as "glass"; excluding, however, blue and flat glass commonly known as "window glass."

**HAZARDOUS WASTE**

Household products that generally carry labels such as "poison," "danger," "warning" or "caution." Follow manufacturers' directions for disposal. Not accepted with refuse unless container or package is completely empty.

**INDUSTRIAL REFUSE**

Solid waste resulting from industrial processes and manufacturing operations.

**INSTITUTIONAL PROPERTY**

Buildings and establishments dedicated to public service or culture, including but not limited to religious, educational, health care and governmental establishments.

**MAGAZINES**

Periodicals containing miscellaneous pieces such as articles and stories, often illustrated.

#### MIXED PAPER

Office paper, junk mail, softcover books, hardcover books with covers removed, computer paper, copy paper and telephone books.

#### NEWSPAPER

Includes 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; excluding, however, all magazines or other periodicals, as well as other paper products of any nature whatsoever.

#### OCCUPANT

Includes the owner, agent, tenant, lessee, lessor, caretaker or other person or corporation actually occupying or in charge of any dwelling or other premises affected by this article.

#### OFFICE PAPER

High-grade paper generally used in offices which is of high quality and does not have a glossy finish, including but not limited to computer, letterhead, ledger and photocopy paper.

#### PLASTICS

Plastic containers that are marked Type 1 (PETE) and Type 2 (HDPE) are recyclable. All other plastic containers, such as plastic flower pots, plastic dishes, etc., are not recyclable.

#### RECYCLABLES

Includes aluminum, grass clippings, glass, newspapers, plastics, corrugated cardboard, leaves, mixed paper, stumps, tin and steel cans, yard waste, vehicular batteries, white goods, motor oil, stumps, and household batteries.

#### RECYCLING YARD

The Municipal Recycling Center located on Pumphouse Road off of Route 46 East.

#### REFUSE

All waste such as garbage, ashes, and trash.

#### REGULATIONS

Includes such rules, implementation dates, schedules of times, and such other requirements promulgated by the Director of the Department of Public Works as may be necessary to carry out the purposes and objectives of this article.

#### RESIDENTIAL PROPERTY

All dwellings within the municipality, including multifamily and/or single-family developments, whether owned, leased and/or occupied.

#### STUMPS

Parts of tree remaining with the root after the trunk is removed.

#### WHITE GOODS

Includes all metal items, such as refrigerators with doors removed, stoves, washing machines, dryers, water heaters, dishwashers, car parts, and sheds and swing sets, disassembled without concrete.

#### YARD WASTE

Includes tree branches, shrubbery, brush, twigs and hedge trimmings.

### **§ 354-2            General obligations of property owners, lessees and/or occupants.**

#### A.

All persons who are owners, lessees and/or occupants of residential, commercial and institutional property in the Township shall separate recyclables from any other trash and garbage produced by any such residences or establishments and shall separately bundle recyclables for pickup and collection or deliver recyclables to the recycling yard in accordance with all applicable regulations.

**B.**

All commercial, institutional, multifamily and single-family developments which do not participate in curbside collection under applicable regulations are subject to the mandatory source separation and recycling requirements of this article and must submit documentation of recycled tonnage on a quarterly basis to the Township Recycling Coordinator.

**C.**

All persons who are owners, lessees and/or occupants of residential, commercial and institutional property in the Township shall be responsible to remove the leaves along the gutter of the roadway adjacent to their property.

**§ 354-3                    Provisions for collection and disposal of refuse and separated recyclables.****A.**

The Business Administrator may make provision, either by contract or through Township employees, or otherwise as circumstances may require, for the collection and disposal of refuse, bulky waste and recyclables considered in this chapter; and he is hereby authorized and empowered to determine from time to time the extent and frequency of collections, and to make suitable rules and regulations with respect to the same.

**B.**

The Director of the Department of Public Works shall promulgate reasonable regulations for mandatory separation of recyclables and the manner, dates and times for the collection of same in accordance with the terms of this chapter. A copy of such regulations promulgated by the Director of the Department of Public Works, as modified or amended, shall be available for public inspection at the Department of Public Works and at the office of the Township Clerk during regular office hours.

**§ 354-4                    Separation and placement of certain recyclable materials in containers/bundles.**

Certain separated recyclables shall be placed for pickup, collection and recycling in strict conformity with the following regulations:

**A.**

Newspapers shall be separated and secured in bundles not to exceed 12 inches in height. Such bundles shall not be contained in plastic or paper bags.

**B.**

Magazines shall be separated and secured in bundles not to exceed 12 inches in height. Such bundles shall not be contained in plastic or paper bags.

**C.**

Glass, plastics and aluminum shall be combined and contained in suitable, reusable containers supplied by the owner, lessee or occupant. Containers constructed of paper or cardboard materials shall be deemed not suitable for this purpose.

**D.**

Corrugated cardboard shall be separated and secured in bundles not to exceed 12 inches in height. Such bundles shall not be contained in plastic or paper bags.

**§ 354-5                    Disposal of certain recyclable and other materials at municipal recycling yard.**

The following recyclables and other materials must be brought to the recycling yard for disposal:

**A.**

Mixed paper.

**B.**

Stumps, free of dirt and rocks.

**C.**

Demolition materials.

**D.**

Building materials.

E.

Industrial refuse.

**§ 354-6                    Recyclable materials to become Township property.**

From the time of placement at the curb for pickup, collection and recycling, recyclables shall be the property of the Township of Parsippany-Troy Hills or its duly authorized agent. No person unauthorized by the Township of Parsippany-Troy Hills shall collect or pick up or cause to be collected or picked up any such recyclables. Each collection or pickup of recyclables in violation hereof from any one or more residences shall constitute a separate and distinct offense.

**§ 354-7                    Certain sale of recyclable materials permitted.**

No provision herein shall be construed to prohibit groups or individuals who shall be authorized by the Director of the Department of Public Works from collecting or picking up recyclables at curbside or otherwise in such manner and under such terms and conditions as shall be prescribed by the Director. No such collection or pickup shall conflict or interfere with pickup and collection by the Township and its duly authorized agent(s).

**§ 354-8                    Refuse required to be containerized for collection and disposal.**

The occupant or occupants of every building or buildings to which collection service is afforded shall provide reusable containers with lids, shall make these containers readily accessible for collection and removal, and shall keep these containers clean and in condition for safe handling. A container, together with its contents, shall not weigh more than 60 pounds or have a capacity greater than 35 gallons. Ashes will only be collected if double bagged prior to placement in container.

**§ 354-9                    Garbage must be drained.**

Garbage shall be drained and may be wrapped in newspaper or placed in plastic bags before it is containerized to await collection.

**§ 354-10                  Grass clippings and leaves.**

All grass clippings and leaves shall be placed at the curb only in biodegradable paper bags or reusable containers that are properly labeled, together with the contents thereof not exceeding 60 pounds, and shall be placed in such a way as to prevent the leaves and grass clippings from spilling or blowing out into the street and coming into contact with stormwater. The grass clippings and leaves shall be placed at the curb not more than seven days prior to scheduled collection and not closer than 10 feet to any storm inlet drain.

**§ 354-11                  Yard waste.**

All yard waste no thicker than three inches in diameter shall be tied in bundles no higher or longer than three feet nor in excess of 60 pounds in weight, or bagged in biodegradable paper bags or reusable containers not in excess of 60 pounds. Yard waste placed in biodegradable paper bags or reusable containers shall be placed in such a way as to prevent material from spilling or blowing out into the street and coming into contact with stormwater. Yard waste, whether bundled, bagged or containerized, shall be placed at the curb not more than seven days prior to the scheduled collection time and not closer than 10 feet to any storm drain inlet.

**§ 354-12                  Christmas trees.**

Christmas trees and holiday greens, exclusive of all garland, lights, decorations, tree stands, and wires attaching the foregoing, must be placed at the curb pursuant to specific guidelines. Trees shall be placed at the curb not more than seven days prior to the scheduled collection time and not closer than 10 feet to any storm drain inlet.

**§ 354-13                  Time of placement of containers.**

All containers, bundles and bulky wastes shall be placed at the curb no earlier than 4:00 p.m. on the day prior to the scheduled collection day. Empty containers shall be removed from the curb no later than 7:00 p.m. on the scheduled collection day.

**§ 354-13.1      Time of collection.**

Collection shall start not earlier than 6:00 a.m. Any containers or bundles placed at the curb later than 6:00 a.m. shall not be guaranteed collection.

**§ 354-13.2      Enforcement; random inspections.****A.**

The Health Officer is hereby designated and authorized as the Enforcement Officer of this article.

**B.**

The Director of the Department of Public Works or his duly authorized designee is hereby authorized and directed to perform random inspections of garbage set out for disposal in order to determine whether recyclables are contained therein in accordance with the Morris County District Recycling Plan and report violations to the Enforcement Officer for further investigation.