

**Model Ordinance on Recycling in Multifamily Housing
according to N.J.S.A. 13:1E-99.13.a.**

(Note: This model ordinance was created by the NJDEP and NJDCA. The Morris County MUA has made suggested modifications below. Deletions are indicated by strikethrough text thus and insertions are indicated by underlined text thus.)

An ordinance supplementing the site plan/subdivision ordinance of the _____ of _____ in the County of Morris and the State of New Jersey, establishing facilities for the collection or storage of source separated recyclable material in new multifamily housing developments.

Be it ordained by the _____ of the _____ of _____ in the County of Morris and the State of New Jersey as follows:

1. As used in this ordinance:

“Multifamily housing development” means a building containing three or more dwelling units occupied or intended to be occupied by persons living independently of each other, or a group of such buildings;

“Recycling area” means space allocated for collection and storage of source separated recyclable materials.

2. There shall be included in any new multifamily housing development that requires subdivision or site plan approval ~~an~~ indoor and/or outdoor recycling areas for the collection and storage of residentially-generated recyclable materials. The number of sites and dimensions of the recycling areas shall be sufficient to accommodate recycling bins or containers which are of adequate size and number, and which are consistent with anticipated usage and with current methods of collection in the area in which the project is located. The number of sites and dimensions of the recycling areas and the bins or containers shall be determined in consultation with the municipal recycling coordinator, and shall be consistent with the district recycling plan adopted pursuant to section 3 of P. L. 1987, c.102 (N.J.S.A.13:1E-99.13) and any applicable requirements of the municipal master plan, adopted pursuant to section 26 of P.L. 1987, c102.

3. The recycling areas shall be conveniently located for the residential disposition of source separated recyclable materials, preferably near, but clearly separated from, a refuse dumpster.

4. The recycling areas shall be well lit, and shall be safely and easily accessible by recycling personnel and vehicles. Collection vehicles shall be able to access the recycling areas without interference from parked cars or other obstacles. Reasonable measures shall be taken to protect the recycling areas, and the bins or containers.

5. The recycling areas or the bins containers placed therein shall be designed so as to provide protection against adverse environmental conditions which might render the collected materials unmarketable. Any bins or containers which are used for the collection of recyclable paper or cardboard, and which are located in an outdoor recycling area, shall be equipped with a lid, or otherwise covered, so as to keep the paper or cardboard dry.

6. Signs clearly identifying the recycling areas and the materials accepted therein shall be posted adjacent to all points of access to the recycling areas. Individual bins or containers shall be equipped with signs indicating the materials to be placed therein.

7. Landscaping and/or fencing shall be provided around any outdoor recycling areas and shall be developed in an aesthetically pleasing manner.

8. All provisions of the Ordinance are severable. If, for any reason, any provision of this Ordinance is held to be invalid, the validity of the remainder of the ordinance shall not be affected.

9. This ordinance shall be effective immediately.