

ORDINANCE NO. 2020-

**TOWNSHIP OF MIDDLETOWN
COUNTY OF MONMOUTH**

**ORDINANCE AMENDING SECTION 415-14 GOVERNING REGULATION OF BRUSH,
LEAVES AND TREE CUTTINGS**

WHEREAS, the Township of Middletown maintains Ordinance § 415-14, which regulates brush, leaves, and tree cuttings; and

WHEREAS, the Township Engineer has recommend various updates to this ordinance, which the Township Committee seeks to adopt.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Middletown in the County of Monmouth, State of New Jersey that Section 415-14 of the Code of the Township of Middletown be and is hereby amended and supplemented as follows:

SECTION 1. Amendment of § 415-14

A. [NO CHANGES].

B. Disposal of brush, leaves and tree cuttings by residents.

(1) Residents performing work on their own properties shall be permitted to dispose of up to ~~three~~ four cubic yards (~~approximately 12 thirty-gallon trash cans~~ comparable to approximately one full-size pickup truck bed filled to the top of cab) of brush, leaves and tree cuttings via curbside collection at any one scheduled official municipal collection date in conformance with the Township's Stormwater Regulations contained under Chapter 423.

(2)-(6) [NO CHANGES].

(7) Residents who generate more than ~~three~~ four cubic yards' worth of waste and who choose not to store the materials on their property will be required to individually arrange for the pickup and disposal of their materials.

C. [NO CHANGES].

D. ~~Leaf collection.~~ Collection of Materials.

- (1) ~~Residents and commercial landscapers shall not place leaves for~~ Leaves or brush shall not be set out for curbside collection more than one week prior to the scheduled ~~leaf~~ cleanup date for the street.
- (2) ~~Residents and commercial landscapers shall not place leaves for~~ Leaves or brush shall not be set out for curbside collection within 10 feet of any stormwater inlet or sewer.
- (3) Once public works has cleaned a street, residents must dispose of their leaves or brush by taking same to the appropriate Township ~~leaf~~ collection site or some other proper off-site disposal facility.
- (4) Leaves or brush shall never be placed in the street so as to cause a safety hazard or interfere with the ability of vehicles or pedestrians to safely use or travel upon the street.

SECTION 2. Repealer.

All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

SECTION 3. Severability.

Should any section, clause, sentence, phrase or provision of this ordinance be declared unconstitutional or otherwise invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 4. Effective Date.

This ordinance shall take effect upon final passage, adoption and publication in the manner prescribed by law.