

**TOWNSHIP OF EDGEWATER PARK  
ORDINANCE NO. 15-2005**

*An Ordinance Of The Township Of Edgewater Park, County Of Burlington,  
State Of New Jersey, Prohibiting Improper Disposal of Waste into the Municipal  
Separate Storm Sewer System(s). Creating Chapter 8.88 Entitled  
“Improper Disposal of Waste to the Municipal Separate Storm Sewer System(s)”*

**WHEREAS**, the Township Committee of the Township of Edgewater Park is desirous of establishing requirements prohibiting Improper Disposal of Waste into the municipal separate storm sewer system(s).

**SECTION I. Purpose:**

An ordinance to prohibit the spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) operated by the **Township of Edgewater Park**, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

**SECTION II. Definitions:**

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

- a. Municipal separate storm sewer system (MS4)– a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by Township of Edgewater Park or other public body, and is designed and used for collecting and conveying stormwater.
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. Stormwater – water resulting from precipitation (including rain and snow) that runs off the land’s surface, is transmitted to the subsurface, is captured by

separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

### **SECTION III. Prohibited Conduct:**

The spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system operated by **Township of Edgewater Park** is prohibited. The spilling, dumping, or disposal of materials other than stormwater in such a manner as to cause the discharge of pollutants to the municipal separate storm sewer system is also prohibited.

### **SECTION IV. Exceptions to Prohibition:**

- a. Water line flushing and discharges from potable water sources
- b. Uncontaminated ground water (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising ground waters)
- c. Air conditioning condensate (excluding contact and non-contact cooling water)
- d. Irrigation water (including landscape and lawn watering runoff)
- e. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows
- f. Residential car washing water, and residential swimming pool discharges
- g. Sidewalk, driveway and street wash water
- h. Flows from fire fighting activities
- i. Flows from rinsing of the following equipment with clean water:
  - Beach maintenance equipment immediately following their use for their intended purposes; and
  - Equipment used in the application of salt and de-icing materials immediately following salt and de-icing material applications. Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded.

Rinsing of equipment, as noted in the above situation is limited to exterior,

undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

### **SECTION V. Enforcement:**

This ordinance shall be enforced by the Police Department, Public officer, Property Maintenance Inspector, Local Board of Health Property Maintenance Department and/or other Municipal Officials of Township of Edgewater Park.

### **SECTION VI. Penalties:**

- A. Any person(s) who is found to be in violation of the provisions of this ordinance shall upon conviction thereof in a proceeding before a court of competent jurisdiction be subject to the following fines:
  - 1. Residential violation: A fine of not less than twenty-five dollars (\$25.00) and not more than one thousand dollars (\$1,000.00);
  - 2. Commercial or institutional violation: A fine of not less than five hundred dollars (\$500.00) and not more than one thousand dollars (\$1,000.00);
- B. Each continuing violation of this chapter shall constitute a separate offense.

### **SECTION VII. Severability:**

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

### **SECTION VIII. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

Richard M. Tucker, Mayor

Linda M. Dougherty, R.M.C.,  
Municipal Clerk/Administrator

NOTICE

The foregoing ordinance was introduced by the Edgewater Park Township Committee at its meeting held on September 13, 2005. This ordinance will be consider for adoption of final reading and public hearing to be held on September 27, 2005 at 7:00 PM, or shortly thereafter, and place to which such meeting may be adjourned, in the Municipal Building, 400 Delanco Road, Edgewater Park, New Jersey. At which time and place all persons interested will be given an opportunity to be heard concerning said Ordinance. During the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's office to the members of the general public who shall request the same.

Record Vote of the Township Committee on First Reading					
Committee Member	Yes	No	Abstain	Absent	Motioned By:
Mr. Atzert					
Mrs. Hall					
Mr. Pullion					
Mr. Van Brunt					
Mayor Tucker					

NOTICE OF FINAL ADOPTION:

Notice is hereby given that the foregoing ordinance was approved for final adoption by the Township Committee of the Township of Edgewater Park at a Regular Meeting held on \_\_\_\_\_ at the Municipal Building, 400 Delanco Road.

TOWNSHIP OF EDGEWATER PARK

Richard M. Tucker, Mayor

Linda M. Dougherty, R.M.C.,  
Municipal Clerk/Administrator

- 1<sup>st</sup> Reading:
- Publication:
- Amendment:
- 2<sup>nd</sup> Reading:
- Publication:
- Adoption:

Record Vote of the Township Committee on Second Reading					
Committee Member	Yes	No	Abstain	Absent	Motioned By:
Mr. Atzert					
Mrs. Hall					
Mr. Pullion					
Mr. Van Brunt					
Mayor Tucker					