

Chapter 240

YARD WASTE

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[HISTORY: Adopted by the Borough Council of the Borough of Mountain Lakes as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Improper disposal of waste to storm sewer system — See Ch. 135.	Streets and sidewalks — See Ch. 204.
Sewers — See Ch. 191.	Subdivision of land — See Ch. 208.
Solid waste — See Ch. 200.	

ARTICLE I

**Requirements for Proper Handling
[Adopted 9-26-2005 by Ord. No. 15-05]****§ 240-1. Purpose.**

To establish requirements for the proper handling of yard waste in the Borough of Mountain Lakes, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 240-2. Definitions.

For the purpose of this article, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this article 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.

CONTAINERIZED — The placement of yard waste in a trash can, bucket, bag or other vessel, such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.

PERSON — Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

STREET — Any street, avenue, boulevard, road, parkway, viaduct, drive, or other way, which is an existing state, county, or municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas, and other areas within the street lines.

YARD WASTE — Leaves and grass clippings.

§ 240-3. Prohibited conduct.

The owner or occupant of any property, or any employee or contractor of such owner or occupant engaged to provide lawn care or landscaping services, shall not sweep, rake, blow or otherwise place yard waste, unless the yard waste is containerized, in the street. If yard waste that is not containerized is placed in the street, the party responsible for placement of the yard waste must remove the yard waste from the street or said party shall be deemed in violation of this article.

§ 240-4. Enforcement; violations and penalties.

- A. The provisions of this article shall be enforced by Police Department of Mountain Lakes.
- B. Any person, firm or corporation who is found to be in violation of any of the provisions of this article shall, upon conviction, be punished by a fine not to exceed \$1,000 or by imprisonment in the county jail for a period not to exceed 90 days, or by both such fine and imprisonment, and each violation of any of the provisions of this article and each day the same is violated shall be deemed and taken to be a separate and distinct offense.