

**THE BOROUGH OF RIVERTON
BURLINGTON COUNTY**

ORDINANCE NO. 2005 -13

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON,
NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 74
OF THE RIVERTON BOROUGH CODE, TO ESTABLISH
REQUIREMENTS TO CONTROL LITTER IN THE BOROUGH OF
RIVERTON**

WHEREAS, the Mayor and Council of the Borough of Riverton feel a need to control litter in the Borough of Riverton to protect public health, safety and welfare and to prescribe penalties for the failure to comply;

**NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED BY THE
MAYOR AND THE COUNCIL OF THE BOROUGH OF RIVERTON, COUNTY
OF BURLINGTON, STATE OF NEW JERSEY THAT:**

I. Chapter 74, Garbage, Rubbish and Refuse be amended and supplemented as follows:

ARTICLE III

Litter Control

Section 74-14. 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. Litter - any used or unconsumed substance or waste material which has been

discarded, whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers or other packaging or

construction material, but does not include the waste of the primary processes of mining or other extraction processes, logging, sawmilling, farming or manufacturing.

b. Litter Receptacle – a container suitable for the depositing of litter.

c. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

Section 74-15. Prohibited acts and regulated activities:

1. It shall be unlawful for any person to throw, drop, discard or otherwise place any litter of any nature upon public or private property other than in a litter receptacle, or having done so, to allow such litter to remain.
2. Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat in violation of this ordinance, the operator or owner, or both, of the motor vehicle or boat shall also be deemed to have violated this ordinance.

Section 74-16. Enforcement:

This ordinance shall be enforced by the Code Enforcement Officer of the Borough of Riverton.

Section 74-17. Penalties:

Any person(s) who is found to be in violation of the provisions of this article shall be subject to a fine not to exceed \$500.00.

Section 74-18. 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.

II. This Ordinance shall take effect upon immediate adoption.

ATTEST:

BOROUGH OF RIVERTON

By: _____

By:

MARY LONGBOTTOM
BOROUGH CLERK

ROBERT MARTIN, MAYOR

CERTIFICATE OF CLERK

I, Mary Longbottom, Municipal Clerk of the Borough of Riverton, County of Burlington and State of New Jersey, do hereby **CERTIFY** that the foregoing to be a true and correct copy of an Ordinance introduced and passed by the Borough Council at a meeting of said Council held August 3, 2005, and said Ordinance was finally adopted at a regular meeting of the Borough Council held September 7, 2005, after a public hearing.

Mary Longbottom, RMC
Municipal Clerk

RECORDED VOTE AYE

NAY

ABSTAIN

ABSENT

DANIEL
VILLARI
SMYTH
GILMORE
CESARETTI
ALLS-MOFFATT
MAYOR (TIE)