

**THE BOROUGH OF RIVERTON
BURLINGTON COUNTY**

ORDINANCE NO. 2005 -9

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE
BOROUGH OF RIVERTON, IN THE COUNTY OF BURLINGTON,
NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER
106 OF THE RIVERTON BOROUGH CODE, TO PROHIBIT THE
IMPROPER DISPOSAL OF WASTE**

WHEREAS, the Mayor and Council of the Borough of Riverton, (the “Borough”) desire to prohibit the improper disposal of waste so as to protect the public health, safety and welfare and to prescribe penalties for 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 106, Sewers, be amended and supplemented as follows:

ARTICLE IV

Improper Disposal of Waste

Section 106-45. 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 [insert name of municipality] 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 106-46. Prohibited Conduct:

The spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system operated by the Borough of Riverton 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 106-47. 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 106-48. Enforcement:

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

Section 106-49. Penalties:

Any person(s) who continues to be in violation of the provisions of this ordinance, after being duly notified, shall be subject to a fine not to exceed \$500.00.

Section 106-50. 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: _____
MARY LONGBOTTOM
BOROUGH CLERK

By: _____
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)

