

**THE BOROUGH OF RIVERTON
BURLINGTON COUNTY**

ORDINANCE NO. 2013 -9

**AN ORDINANCE OF THE BOROUGH OF RIVERTON AMENDING CHAPTER 52
AND ARTICLE IV OF CHAPTER 74**

WHEREAS, the Public Safety Committee has recommended that Chapter 74 be amended to provide for enforcement of the litter control ordinance by the Riverton Police Department; and

WHEREAS, the Public Safety Committee has further recommended that there is a need to specify the responsibilities of the owners of real property located in the Borough of Riverton to maintain the exterior of their premises in Chapter 52; and

WHEREAS, the need to control litter and to maintain the exteriors of premises within the Borough are necessary for the public's health, safety and welfare;

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Riverton that Chapters 52 and 74 be and are hereby amended as follows:

I.

Chapter 52

BRUSH, WEEDS, DEBRIS AND LITTER

§ 52-2. Definitions. (New)

The following terms, wherever used herein, shall have the following meanings, unless a different meaning clearly appears from the context:

EXTERIOR OF PREMISES

Those portions of a building or structure which are exposed to public view or are visible from adjoining or adjacent lots, including all outside surfaces and appurtenances thereto and including all signs and fences, as well as the open land space of any premises which may be unimproved by any building or structure.

NUISANCE

A. Any public or private condition that would constitute a nuisance according to the statutes, laws or regulations of the State of New Jersey, its governmental agencies or the ordinances of the Township.

B. Any physical condition existing in or on the exterior of any premises which is potentially dangerous, detrimental or hazardous to the life, health or safety of persons on, or passing within the proximity of, premises where such condition exists.

OCCUPANT

Any person residing, living or sleeping on or on the premises or having actual possession, use or occupancy of a dwelling, premises or rooming unit, or any person or entity in possession of or using any premises, or part thereof, whether or not the owner thereof, and regardless of the duration of time of such possession, use or occupancy.

OPERATOR

Any person, persons or entity, not the owner, who has charge, care or control of a dwelling or premises, or a part thereof, with or without the knowledge, consent or authority of the owner.

OWNER

Any person, persons or entity, who shall have legal or equitable title in any form whatsoever to any premises, or part thereof, with or without accompanying actual possession thereof, or who shall have charge, care or control of any lot, premises, building, structure, or part thereof, as owner or agent of the owner or as a fiduciary, trustee, receiver, guardian, lessee or mortgagee in possession, regardless of how such possession was obtained. Any person, group of persons or entity who is a lessee, sub lessee or assignee of a lessee of any part or all of any building, structure or land shall be deemed to be a co-owner with the lessor for the purpose of this chapter and shall have responsibility over the portion of the premises so sublet, leased or assigned.

PREMISES

One or more lots, plots or parcels of any/or rights-of-way, including the buildings or structures which may exist thereon.

REFUSE or RUBBISH

All discarded, useless, unusable, unused or worthless solid waste matter or materials, combustible or noncombustible, including, but not limited to, garbage, trash, ashes, paper, paper goods and products, wrappings, cans, bottles, containers, yard clippings, garden waste, debris, junk, glass, boxes, crockery, wood, mineral matter, plastic rubber, leather, furniture, household goods, appliances, bedding, scrap lumber scrap metal, construction material, inoperable machinery or parts

§ 52-3. Maintenance of Exterior of Premises. (New)

It is the responsibility of all owners, operators or occupants, of property located within the Borough to maintain the exterior of all premises in a clean and safe condition, free from the following:

- A. Noxious, dangerous, overgrown or unsightly weeds (including ragweed) or brush
- B. Dead or dying trees
- C. Refuse or rubbish.
- D. Trash, garbage, debris or litter (including paper, plastic, bottles, cans, wrappers and containers)
- E. Abandoned or unused appliances
- F. Nuisances.
- G. Discarded or unused household goods and furniture

§ 52-8. Enforcement. (New)

The provisions of this chapter shall be enforced by the Code Enforcement Official of the Borough of Riverton with the assistance of the Riverton Police Department and others as needed.

II.

Chapter 74

GARBAGE, RUBBISH AND REFUSE

**ARTICLE IV
Litter Control**

§ 74-21. Enforcement.

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

III. This ordinance shall take effect upon final passage.

ATTEST:

BOROUGH OF RIVERTON

By: _____
Mary Longbottom
Borough Clerk

By: _____
William C. Brown, Jr.
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 November 13, 2013 and said Ordinance was finally adopted at a regular meeting of the Borough Council held December 11, 2013 after a public hearing.

Mary Longbottom, RMC
Municipal Clerk

RECORDED VOTE	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
AZELBY	_____	_____	_____	_____
CREIGHTON	_____	_____	_____	_____
CAIRNS-WELLS	_____	_____	_____	_____

CORBI
KINZLER
MYERS
MAYOR (TIE)

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____