

ORDINANCE 2011-2 AMENDING CHAPTER 70 OF CODE OF THE TOWNSHIP OF BERLIN, REGARDING THE CAPACITY OF RECEPTACLES FOR SOLID WASTE

WHEREAS, the Township of Berlin has established the standards for receptacles (containers) for garbage, rubbish and refuse; and

WHEREAS, Section 70-4.A of the Code of the Township of Berlin establishes the capacity of the receptacle to be between 2 ½ gallons and 20 gallons and Section 70.5.C. establishes a maximum weight of 50 pounds for bundled or packaged items; and

WHEREAS, there is no maximum weight established for the receptacles and contents; and

WHEREAS, many receptacles which are being placed for the collection of garbage, rubbish, and refuse, exceed the maximum capacity of 20 gallons and the weight of the receptacle and its contents exceed acceptable limits, resulting in difficulties and emptying the receptacles, increase in fatigue, and injuries to the collection personnel; and

WHEREAS, it is understood that the capacity of receptacles have increased since the adoption of the original Ordinance, reasonable limitations must be established for the capacity of the receptacles and the weight of the receptacle and its contents; and

WHEREAS, The Public Works Director has recommended that the capacity of the receptacles for garbage, rubbish, and refuse be increased to a maximum capacity of 40 gallons and the weight of the receptacles and its contents be limited to 50 pounds.

NOW, THEREFORE, BE IT, ORDAINED by the Mayor and Council of the Township of Berlin, County of Camden, State of New Jersey as follows:

1. Section 70-4 shall be amended as follows:

Standards for receptacles; placement for collection

- A. All receptacles shall be sufficiently strong for the purpose and may be pails or cans with a capacity of not less than 2 ½ gallons nor more than 40 gallons. They shall have close fitting covers, and said receptacles shall be kept covered, except when opened for filling or emptying of material. Receptacles shall not include paper bags or be made of other types of flimsy material.

2. Section 70-4.B,C,D,E – No change.

3. Add Section 70-4.F as follows:

- F. The weight of any receptacles and its contents shall not exceed 50 pounds. Any receptacles and its contents which exceed 50 pounds and/or 40 gallons shall be tagged by the Township. The occupant shall take the necessary measures to comply with this requirement and place the conforming receptacles for collection the next scheduled collection date.

Any Ordinance inconsistent with the provisions of this Ordinance, shall be repealed as to such inconsistencies only.

This Ordinance shall take effect twenty (20) days after final adoption and Publication as required by law.

Notice is hereby given that the foregoing Ordinance was introduced and passed upon first reading at a meeting of the Mayor and Council of the Township of Berlin, Camden County, New Jersey on January 10, 2011 and the same was ordered published pursuant to statute. Said ordinance will be further considered for final adoption at a meeting of the Mayor and Council of the Township of Berlin on January 24, 2011 at 5:00 p.m. at the Berlin Township Municipal Hall, 135 Route 73 South, West Berlin, NJ.

Catherine Underwood

Township Clerk