

§ 3-1. LITTER AND ILLEGAL DUMPING.

§ 3-1.1. Prohibition. [Ord. No. 11-5-64 § 2; Ord. No. 89-14 § 1]

It shall be unlawful for any person to throw, drop, discard or otherwise place litter of any nature upon any public or private property, other than a litter receptacle.

§ 3-1.2. Definitions. [Ord. No. 84-7 § 1; Ord. No. 89-14 § 1, 2]

For the purpose of this section:

AUTHORIZED PRIVATE RECEPTACLE — Shall mean a litter storage and collection receptacle provided by the owner or occupier of private premises.

LITTER — Shall mean 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; any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste; newspaper or 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.

LITTER RECEPTACLE — Shall mean a container suitable for the depositing of litter.

PARK — Shall mean a park, reservation, playground, recreation center or other public area of the Township or other public entity devoted to active or passive recreation by the public.

PRIVATE PREMISES — Shall mean any dwelling, house, building or other structure designed or used either wholly or in part for private residential purposes, whether inhabited or temporarily or continuously uninhabited or vacant, and shall include any yard, ground, walk, driveway, porch, steps, vestibule or mailbox belonging or appurtenant to such dwelling, house, building or other structure.

PUBLIC PLACE — Shall mean any and all streets, roads, sidewalks, alleys or other public ways and any and all public parks, squares, spaces, grounds and buildings.

VEHICLE — Shall mean every device in and upon or by which any person or property is or may be transported or drawn upon a highway, including devices used exclusively upon stationary rails or tracks.

§ 3-1.3. Litter Receptacle Requirements. [Ord. No. 89-14 § 2]

Litter receptacles and their servicing are required at the following public places which exist in the Township: sidewalks used by pedestrians in active retail commercially zoned areas, such that at a minimum there shall be no single linear 1/4 mile without a receptacle; buildings held out for use by the public, including schools, government buildings, and railroad and bus stations; parks; drive-in restaurants; all street vendor locations; self-service refreshment areas; construction sites; gasoline service station islands; shopping centers; parking lots; campgrounds and trailer parks; marinas, boat moorage and fueling stations; boat launching areas; public and private piers operated for public use; beaches and bathing areas; and at special events to which the public is

invited, including sporting events, parades, carnivals, circuses, and festivals. The proprietors of these places or the sponsors of these events shall be responsible for providing and servicing the receptacles such that adequate containerization is available.

§ 3-1.4. Litter in Public Places. [Ord. No. 84-8 § 2]

No person shall throw or deposit litter in or upon any street, sidewalk or other public place within the Township except in public receptacles or authorized private receptacles for collection.

§ 3-1.5. Placing Litter in Receptacles to Prevent Scattering. [Ord. No. 11-4-64 § 3; Ord. No. 84-8 § 3]

Persons placing litter in public receptacles or in authorized private receptacles shall do so in such a manner as to prevent it from being carried or deposited by the elements upon any street, sidewalk, road, alley or other public place or upon private property.

§ 3-1.6. Litter in Gutters Prohibited. [Ord. No. 11-4-64 § 4; Ord. No. 84-8 § 4]

No person shall sweep into or deposit in any gutter, street or public place within the Township the accumulation of litter from any building or lawn or from any public or private sidewalk or driveway. Persons owning or occupying property shall keep any sidewalk in front of their premises free of litter.

§ 3-1.7. Sweeping Litter into Street Prohibited. [Ord. No. 84-8 § 5]

No person owning or occupying a place of business shall sweep into or deposit in any gutter, street or public place within the Township the accumulation of litter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying places of business within the Borough shall keep the sidewalk in front of their business premises free of litter.

§ 3-1.8. Throwing Litter from Vehicles. [Ord. No. 11-5-64 § 5]

No person while a driver or passenger in a vehicle shall throw or deposit litter upon any street or other public place within the Township or upon private property.

§ 3-1.9. Uncovered Vehicles. [Ord. No. 84-8 § 6]

It shall be unlawful for any vehicle to be driven, moved, stopped or parked on any highway unless such a vehicle is constructed or loaded to prevent any of its load from dropping, sifting, leaking or otherwise escaping. Any person operating a vehicle from which any glass or objects have fallen or escaped, which could cause an obstruction, damage a vehicle or otherwise endanger travelers or public property, shall immediately cause the public property to be cleaned of all glass or objects and shall pay the costs therefor.

§ 3-1.10. Litter on Occupied Private Property. [Ord. No. 11-5-64 § 6; Ord. No. 84-8 § 7]

No person shall throw or deposit litter on any occupied private property within the Township whether owned by such person or not, except that the owner or person in control of private property may maintain authorized private receptacles for collection in such a manner that litter

will be prevented from being carried or deposited by the elements upon any street, sidewalk, or other public place, or upon any private property.

§ 3-1.11. Owner to Maintain Premises Free of Litter. [Ord. No. 84-8 § 8]

The owner or person in control of any private property shall at all times maintain the premises free of litter. This section shall not prohibit the storage of litter in authorized private receptacles for collection.

§ 3-1.12. Litter on Vacant Lots. [Ord. No. 84-8 § 9]

No person shall throw or deposit litter on any open or vacant private property within the Township, whether owned by that person or not.

§ 3-1.13. Illegal Dumping. [Ord. No. 89-14 § 3]

It shall be unlawful for any person to discard or dump along any street or road, on or off any right-of-way, any household or commercial solid waste, rubbish, refuse, junk, vehicle or vehicle parts, rubber tires, appliances, furniture or private property, except by written consent of the owner of the property, in any place not specifically designated for the purpose of solid waste storage or disposal.

§ 3-1.14. Storage of Household Solid Waste. [Ord. No. 89-14 § 4]

It shall be unlawful for any residential property owner to store or permit storage of any bulky household waste, including household appliances, furniture and mattresses, in areas zoned residential, except in a fully enclosed structure or during days designated for the collection of bulky items.

§ 3-1.15. Storage of Tires. [Ord. No. 89-14 § 5]

It shall be unlawful for any residential property owner to store or permit the storage of tires in areas zoned residential, except in a fully enclosed structure or on days designated for the collection of tires.

§ 3-1.16. Construction Sites. [Ord. No. 89-14 § 8]

It shall be unlawful for any owner, agent, or contractor in charge of a construction or demolition site to permit the accumulation of litter before, during, or after completion of any construction or demolition project. It shall be the duty of the owner, agent or contractor in charge of a construction site to furnish containers adequate to accommodate flyable or non-flyable debris or trash at areas convenient to construction areas, and to maintain and empty the receptacles in such a manner and with such a frequency as to prevent spillage of refuse.

§ 3-1.17. Open or Overflowing Waste Disposal Bins. [Ord. No. 89-14 § 9]

It shall be unlawful for any residential or commercial property owner to permit open or overflowing waste disposal bins on his or her property.

§ 3-1.18. Commercial Establishments and Residences. [Ord. No. 89-14 § 10]

It shall be the duty of the owner, lessee, tenant, occupant or person in charge of any structure to keep and cause to be kept the sidewalk and curb abutting the building or structure free from obstruction or nuisances of every kind, and to keep sidewalks, areaways, backyards, courts and alleys free from litter and other offensive material. No person shall sweep into or deposit in any gutter, street, catch basin or other public place any accumulation of litter from any public or private sidewalk or driveway. Every person who owns or occupies property shall keep the sidewalk in front of his or her premises free of litter. All sweepings shall be collected and properly containerized for disposal.

§ 3-1.19. Violations and Penalties. [Ord. No. 11-5-64 § 7; Ord. No. 84-8 § 11; Ord. No. 89-14 § 11; New]

Any person who violates or who fails or refuses to comply with any provision of this section shall, upon conviction, be subject to the penalty stated in Chapter 1, Section 1-5. If the violation is of a continuing nature, each day during which it continues constitutes a separate and distinct offense.