

ORDINANCE # 1-2018

**AN ORDINANCE AMENDING CHAPTER 60: GARBAGE AND TRASH, PART I
COLLECTION; RECYCLING, ARTICLE II RECYCLING, SECTION 60-7
MANDATORY SOURCE SEPARATION; EXEMPTION FROM REQUIREMENTS OF
THE CODE OF THE BOROUGH OF CLAYTON**

WHEREAS, the Borough of Clayton (hereinafter referred to as "Borough") has a need to amend Chapter 60: Garbage And Trash, Part I Collection; Recycling, Article II Recycling, Section 60-7 Mandatory Source Separation; Exemption From Requirements of The Code of the Borough of Clayton to clarify the provision and use of recycling containers in the Borough; and

WHEREAS, the governing body has determined that it is in the best interest of the Borough to make this change.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Clayton, County of Gloucester and State of New Jersey that the governing body does hereby amend Chapter 60: Garbage And Trash, Part I Collection; Recycling, Article II Recycling, Section 60-7 Mandatory Source Separation; Exemption From Requirements of The Code of the Borough of Clayton by adding a new subsection to read as follows:

Section 1. § 60-7 Mandatory source separation; exemption from requirements.

A. Mandatory source separation. It shall be mandatory for all persons who are owners, tenants, or occupants of residential and nonresidential premises, which shall include, but not be limited to, retail and other commercial locations, as well as government, schools and other institutional locations within the Borough of Clayton, to separate designated recyclable materials from all solid waste. Designated recyclable materials shall be deposited separate and apart from other solid waste generated by the owners, tenants, or occupants of such premises and shall be placed separately at the curb in a manner and on such days and times as may be advertised by the Borough and County.

- (i) The Borough of Clayton supplies recycling containers to residential owners in the Borough at no cost to the residential owner. These containers remain Borough property. If a Borough owned recycling container, which has been issued to a residential owner, is damaged or destroyed such that a new container must be issued by the Borough, the residential owner will be responsible for the replacement cost of the new container.

Section 2. Repealer

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

Section 3. Severability

Each section of this Ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective, shall not be deemed to affect the validity or constitutionality of any other sections or parts hereof.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon formal approval by the Clayton Borough Council and publication as required by law.

BOROUGH OF CLAYTON



THOMAS BIANCO, Mayor

Attest:



CHRISTINE NEWCOMB, Borough Clerk

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BOROUGH OF CLAYTON

NOTICE OF INTRODUCTION

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TAKE NOTE that the foregoing ordinance was introduced at a meeting of the Mayor and Council of the Borough of Clayton held on January 25, 2018 and was then read for the first time. The said ordinance will be further considered for final passage by the Mayor and Council at the Municipal Building, 125 N. Delsea Drive, Clayton, New Jersey, at a meeting beginning 7:30 p.m. on February 8, 2018, at which time and place, or any time and place to which such meeting be adjourned, all persons interested will be given an opportunity to be heard concerning such ordinance.

BY ORDER of the Mayor and Council of the Borough of Clayton.

Christine Newcomb
Borough Clerk

NOTICE OF ADOPTION

ORDINANCE # 1-2018

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The foregoing Ordinance was finally adopted by the Mayor and Council of the Borough of Clayton on February 8, 2018.

Christine Newcomb
Borough Clerk