

ORDINANCE NO. 1609

AN ORDINANCE AMENDING CHAPTER 108 OF THE CODE OF THE BOROUGH OF SOUTH PLAINFIELD ENTITLED "GARBAGE, RUBBISH AND REFUSE"

In conformance with the requirements of New Jersey Statute 40:66-5.1, the governing body of the Borough of South Plainfield hereby adopts a proof of service ordinance which requires all responsible solid waste generators to contract or otherwise legally provide for the collection of solid waste generated at those premise in the manner provided by this ordinance as follows:

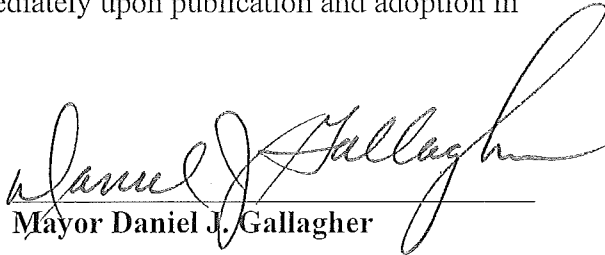
1. In the case of single family residential housing, each responsible solid waste generator is required, in those instances where a solid waste collection system is not otherwise provided for by the municipality and if he has not already done so, to enter into a contract for regular solid waste collection service with any person lawfully providing private solid waste collection services within the municipality;
2. In the case of multi-family residential housing, the responsible solid waste generator is required, in those instances where a solid waste collection system is not otherwise provided for by the municipality and if he has not already done so, to enter into a contract for regular solid waste collection service with any person lawfully providing private solid waste collection services within the municipality; except that there is an exemption from this requirement in those instances where the responsible solid waste generator is transporting the solid waste which is generated at his residential premises directly to the solid waste facility utilized by the municipality for disposal. It shall be the responsibility of the owner of the multiple dwelling to provide a sufficient number of appropriate solid waste containers for the deposit of nonrecyclable waste materials to be disposed of as solid waste;
3. In the case of commercial or institutional building or structure located within the boundaries of the municipality, the responsible solid waste generator is required, in those instances where regular solid waste collection services are not otherwise provided for, to enter into a contract with any person lawfully providing private solid waste collection services within the municipality; and
4. In the case of a responsible solid waste generator, within the municipality, who is transporting the solid waste which is generated at his residential premises directly to the solid waste facility utilized by the municipality for disposal, every such responsible solid waste generator within the municipality is

required to furnish proof that the responsible solid waste generator is transporting the solid waste which is generated at this residential premises directly to the solid waste facility utilized.

The Governing Body, through the Borough Clerk, shall within six (6) months of the effective date of this ordinance and at least once every six (6) months thereafter notify all responsible solid waste generators of the requirements of the ordinance. In order to fulfill the notification of this section the Governing Body, through the Borough Clerk, may at its discretion place an advertisement in a newspaper circulating in the municipality, post a notice in public places where public notices are customarily posted, include a notice with other official notifications periodically mailed to taxpayers or any combination thereof as the municipality deems necessary and appropriate.

All other provisions of Chapter 108 of the Code of the Borough of South Plainfield shall remain in full force and effect.

This Ordinance shall take effect immediately upon publication and adoption in accordance with New Jersey Law.



Mayor Daniel J. Gallagher

ATTEST:



Vincent Buttiglieri
Municipal Clerk