**ORDINANCE 20-2025**

**OF THE GOVERNING BODY**

**OF THE BOROUGH OF BLOOMINGDALE**

**AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, amending chapter 19 “Solid Waste management” of the Code of the Borough of Bloomingdale**

 **WHEREAS**, the Borough Code currently sets forth regulations, standards and procedures related to solid waste management efforts throughout the Borough; and

 **WHEREAS**, the Ordinance Review Committee & Property Maintenance Official have reviewed the Code and recommend certain changes be made to establish a permit and fee structure for the placement and use of roll-off containers within the Borough; and

 **WHEREAS**, the Borough Council has reviewed and accepted the recommended changes as being in the best interest of the Borough.

 **NOW THEREFORE BE IT ORDAINED**, by the Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey, as follows:

 **[**~~Strikeouts~~ deleted; underlined & **bold** added**]**

**SECTION 1.** Chapter 19 “Solid Waste Management”, Section 19-4.1 “Terms Defined” shall be amended to read as follows:

§19-4.1 **Terms Defined.**

**REFUSE CONTAINER**

Any container that a person controls whether owned, leased, or operated, including dumpsters, trash cans, garbage containers, recyclable materials containers, plastic trash bags, ~~and~~ private contractor flexible containers **and roll-off containers.**

All other portions of this Section not addressed herein shall remain unchanged.

**SECTION 2**. Chapter 19 “Solid Waste Management”, 19-6 ‘Residential Private Contractor Collection”, Sections 19-6.1 “Permitted Placement” & 19-6.2 ‘Prohibited Materials’ to read as follows:

**§ 19-6 RESIDENTIAL PRIVATE CONTRACTOR COLLECTION**

**§19-6.1 Permitted Placement.**

1. Private contractor flexible refuse containers shall be permitted in front yard areas, front-facing driveway areas, side yard and side-facing driveway areas abutting a public thoroughfare for no more than fourteen (14) days.
2. **Private roll-off containers shall be permitted in driveway and in public right-of-way for no more than 60 days. It cannot obstruct sidewalks or obstruct public safety access. If in the right-of-way cones, reflective markers and physical location must be approved by police prior to placement.**
3. **Any applicant for a private roll-off container shall file for a permit with the Property Maintenance Officer, on an official application form available from the Building Department.**
4. **In addition to submitting the application referred to in Code Subsection 19-6.1c above, each application shall be accompanied with an administrative fee to the Borough of Bloomingdale of fifty ($50) dollars for driveway location and two ($200) dollars for right-of-way location.**

§19-6.2 **Prohibited Materials**.

Food waste shall not be permitted in private contractor flexible refuse **or roll-off** containers.

All other portions of this Section not addressed herein shall remain unchanged.

**SECTION 3.** All ordinances or parts of ordinances of the Borough of Bloomingdale inconsistent herewith are repealed to the extent of such inconsistency.

**SECTION 4.** If any section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this Ordinance.

**SECTION 5.** This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

 BOROUGH OF BLOOMINGDALE

 COUNTY OF PASSAIC

ATTEST: STATE OF NEW JERSEY

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Breeanna Smith, Clerk John D’Amato, Mayor