

BOROUGH OF HELMETTA  
ORDINANCE NO. 2005 – 12

AN ORDINANCE TO AMEND CHAPTER 40A (LITTERING;  
PROPERTY MAINTENANCE) IN THE BOROUGH OF  
HELMETTA, MIDDLESEX COUNTY, NEW JERSEY.

BE IT ORDAINED, by the Borough Council of the Borough of Helmetta in the  
County of Middlesex and State of New Jersey, as follows:

Section 1. Section 40A-1 (Littering prohibited) is deleted and replaced as  
follows:

**Section 40A-1. Littering prohibited.**

A. It shall be unlawful for any person to throw, drop, discard or otherwise  
place any litter of any nature upon public or private property other than in a litter  
receptacle; or having done so, to allow such litter to remain.

B. Whenever any litter is thrown or discarded or allowed to fall from a  
motor vehicle or boat in violation of this Ordinance, the operator or owner, or  
both, of the motor vehicle or boat shall also be deemed to have violated this  
Ordinance.

Section 2. Section 40A-2 (Definitions) is amended to add the following:

CONTAINERIZED –the placement of yard waste in a trash can, bucket,  
bag or other vessel, such as to prevent the yard waste from spilling or blowing out  
into the street and coming into contact with stormwater.

PERSON – any individual, corporation, company, partnership, firm,  
association or political subdivision of this Sate subject to municipal jurisdiction.

STREET – any street, avenue, boulevard, road, parkway, viaduct, drive or other way which is existing in the Borough, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas and other areas within the street lines.

YARD WASTE – leaves and grass clippings.

Section 3. 40A-13 (Removal of brush, weeds and trash; vision clearance) is renamed as follows and amended to add the following:

**Section 40A-13. Removal of brush, weeds and trash; vision clearance; yard waste collection program.**

...  
C. Yard Waste Collection. Sweeping, raking, blowing or otherwise placing yard waste that is not containerized at the curb or along the street is only allowed during the seven (7) days prior to a scheduled and announced collection, and shall not be placed closer than ten (10) feet from any storm drain inlet. Placement of such yard waste at the curb or along the street at any other time or in any other manner is a violation of this Ordinance. If such placement of yard waste occurs, the party responsible for placement of the yard waste must remove the yard waste from the street or said party shall be deemed in violation of this Ordinance.

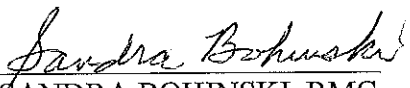
Section 2. If any part of parts of this Ordinance are for any reason held to be invalid, such adjudication shall not affect the validity of the remaining portions of this Ordinance.

Section 3. All Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency. All other parts of Chapter 40A of the Code of the Borough of Helmetta not inconsistent herewith are ratified and confirmed.

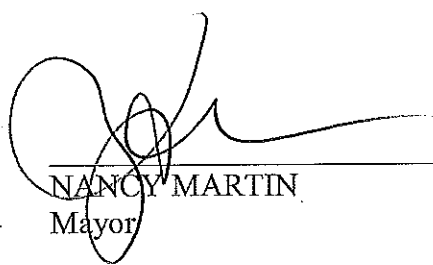
Section 4. This Ordinance shall become effective immediately upon its final passage and publication as required by law.

**NOTICE**

PUBLIC NOTICE IS HEREBY GIVEN that Ordinance No. 2005-<sup>12</sup> was introduced at a meeting of the Mayor and Council of the Borough of Middlesex in the County of Middlesex and State of New Jersey on the 14<sup>th</sup> day of September 2005 and was then read for the first time. The said Ordinance will be further considered for final passage by the Mayor and Council at Borough Hall at 7:30 P.M. on the 28<sup>th</sup> day of September, 2005. At such time and place, or at any time or place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said Ordinance.

  
SANDRA BOHINSKI, RMC  
Municipal Clerk

APPROVED:

  
NANCY MARTIN  
Mayor

First reading and introduction:

Passed on First Reading: *September 14*

Second Reading and Final Hearing: *September 28*

Approved: