

**TOWNSHIP OF WANTAGE  
AN ORDINANCE REGULATING  
SOURCE SEPARATION AND RECYCLING**

**ORDINANCE 2009-04**

**WHEREAS**, the Wantage Township Committee believes it is in the best interest of the Township to demonstrate a long term commitment to an effective recycling program that meets the requirements of the Sussex County District Recycling Plan.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Wantage, that Chapter 20 of the General Ordinances of the Township of Wantage is repealed in its entirety and replaced with the following:

**Section 1.** Section 20-1 shall read as follows:

§20-1 – Definitions

As used in this Chapter, the following terms shall have the meanings indicated:

Commingled: A combining of non-putrescible source-separated recyclable materials for the purpose of recycling.

Designated recyclable materials: Those materials designated and defined within the Sussex County District Solid Waste Management Plan to be source separated for the purpose of recycling. These materials include:

For Residential Generators:

- a) Aluminum Cans
- b) Computer Printout/White Ledger paper
- c) Corrugated
- d) Glass Containers
- e) Leaves and Brush
- f) Magazine & Junk Mail
- g) Mixed Office Paper
- h) Newspaper
- i) Plastic containers
- j) Steel Cans
- k) Stumps, Logs and Tree Parts
- l) Textiles; Tires; Used Motor Oil.

For Non Residential Generators, Commercial and Institutional Sectors:

- a) All Designated recyclable materials identified for Residential Generators
- b) Antifreeze
- c) Concrete, Asphalt and Masonry/Paving Material
- d) Consumer Batteries (Does not include lead-acid batteries from vehicles)
- e) Heavy Iron
- f) Lead-Acid Batteries
- g) Mercury Containing Devices
- h) Scrap Autos
- i) Used Consumer Electronics
- j) White Goods & Light Iron
- k) Wood Scrap
- l) Non-Ferrous and aluminum Scrap.

Multifamily dwelling: Any building or structure, or complex of buildings in which (3) or more dwelling units are owner occupied or rented or leased, or offered for rental or lease, for residential purposes and shall include hotels, motels or other guest houses serving transient or seasonal guests.

Municipal Recycling Coordinator: The person or persons appointed by the municipal governing body and who shall be authorized to enforce the provisions of this Ordinance.

Recyclable Material: Those materials which would otherwise become solid waste and which may be collected, separated or processed and returned to the economic mainstream in the form of raw materials or products.

Source-separated recyclable materials: recyclable materials which are separated from solid waste for the purpose of recycling.

Solid waste: All solid waste generated at residential, commercial and institutional establishments within Wantage Township.

**Section 2.** Section 20-2 shall read as follows:

§20-2 – Mandatory Source Separation

- A. All persons who are owners, tenants or occupants of residential and non-residential premises, as well as government, schools and other institutional locations within Wantage Township shall separate designated recyclable materials from all solid waste. 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 for pickup.
- B. Exemptions: Intentionally omitted.
- C. Any resident may contract with a solid waste collector for the collection of additional recyclable materials not otherwise defined in this ordinance.

**Section 3.** Section 20-3 shall read as follows:

§20-3 – Collection of Recyclable Materials

All recyclable materials shall be placed prior to collection as near to the street without providing obstruction to traffic or pedestrians.

**Section 4.** Section 20-4 shall read as follows:

§20-4 Residential Dwelling Compliance Requirements

The owner of any property shall be responsible for compliance with this Ordinance. For multifamily units, the management or owner is responsible for setting up and maintaining the recycling system in accordance with guidelines or regulations established by the Township of Wantage. Violations and penalty notices will be directed to the owner or management. The owner or management shall issue recyclable collection rules to new tenants.

**Section 5.** Section 20-5 shall read as follows:

§20-5 – Non-Residential Compliance Requirements

- A. All commercial and institutional generators of solid waste shall be required to comply with the provisions of this Ordinance.
- B. The arrangement for collection of designated recyclables shall be the responsibility of the commercial, institutional or industrial property owner. All commercial, institutional or industrial properties which provide outdoor litter receptacles and disposal service for their contents shall also provide receptacles for designated recyclable materials and shall provide for separate recycling service for their contents.
- C. Any commercial, institutional or industrial property owner that maintains a clothing donation bin on its property is required to submit to the Municipal Recycling Coordinator annually a tonnage recycling report from the vendor soliciting clothing donations.

**Section 6.** Section 20-6 shall read as follows:

§20-6 Prohibition of the Collection of Solid Waste Mixed with Recyclable Materials

- A. It shall be unlawful for solid waste collectors to collect solid waste that is mixed with designated recyclable materials.
- B. It shall be the responsibility of the resident or occupant to properly segregate the uncollected solid waste for proper disposal or recycling.
- C. Once placed in a location identified by this Ordinance, no person, other than those authorized by the municipality, shall tamper with, collect, remove or otherwise handle designated recyclable materials.

**Section 7.** Section 20-7 shall read as follows:

§20-7 Enforcement

The recycling coordinator or his authorized agent is hereby authorized and directed to enforce this Chapter.

**Section 8.** Section 20-8 shall read as follows:

§20-8 Violations and Penalties

Any person, corporation, occupant or entity that violates or fails to comply with any provision of this ordinance shall, upon conviction, be punishable by a fine not less than \$250, nor more than \$1,000. Each day for which a violation of this ordinance occurs shall be considered a separate offense.

**Section 9. Severability.** If any provision of this ordinance or the application of this ordinance to any person or circumstances is held invalid, the remainder of this ordinance shall not be affected and shall remain in full force and effect.

**Section 10. Repealer.** All ordinances or parts of ordinances or resolutions inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

**Section 11. Effective Date.** This ordinance shall take effect after publication and passage according to law.

---

F. Park Space, Mayor

ATTEST:

---

James Doherty, Administrator/Municipal Clerk

**NOTICE**

TAKE NOTICE that the above entitled ordinance was introduced at a regular meeting of the Mayor and Township Committee of the Township of Wantage, County of Sussex, New Jersey, held on February 26, 2009, and will be considered for final passage after public hearing at a regular meeting of the Mayor and Township Committee to be held on March 12, 2009 at 7:00 p.m. in the Municipal Building, Route 23, Wantage, New Jersey. During the preceding week, copies of the ordinance will be made available at the Clerk's office in the Municipal Building to members of the general public.

---

James Doherty, Administrator