

ORDINANCE # 24-08-OA B

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XX, ENTITLED "SOLID WASTE MANAGEMENT" SO AS TO AMEND VARIOUS SECTIONS

February 26, 2024

SECTION 1. Chapter 20 of the Township Code of the Township of Berkeley, entitled "Solid Waste Management," is hereby amended and supplemented so as to amend §20-1.2, entitled "Containers; Pickup Schedule", which shall now read as follows:

§20-1.2 Containers; Pickup Schedule

- a. Containers for garbage shall be made of galvanized iron or plastic. They shall be equipped with a proper fitting cover and be watertight. Containers shall have a capacity not in excess of 32 gallons and, when filled, shall not exceed 50 pounds in weight. Drums of any type shall not be used for garbage, even if fitted with lids and handles.
- b. Solid waste collection shall be limited to curbside collection along public streets or roads that have been dedicated to and accepted by the Township. The Township Sanitation Department shall not enter upon private property to remove solid waste from dumpsters or other containers.
- c. The Mayor is hereby authorized and directed to establish and promulgate reasonable regulations detailing the manner, days and times for the collection of solid waste as are required to implement this section.
- d. An automated refuse container can be obtained from the Department of Public Works. A second automated refuse container may be purchased at the following rate: \$65 for a large container and \$55 for a small container.

John A. Bacchione *Keith Busci*
JOHN A BACCHIONE Mayor KEITH BUSCIO, Council President
Angelo Guadagno, Council Vice Pres.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Berkeley, in the County of Ocean, State of New Jersey, held on February 26, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 18th day March, 2024, at 6:00 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 627 Pinewald-Keswick Road, Bayville, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

Karen Stalling
KAREN STALLING, RMC
Township Clerk, Township of Berkeley

e. Extra garbage collection can be scheduled with the Department of Public Works for a fee of \$250 per pickup.

SECTION 2. Chapter 20 of the Township Code of the Township of Berkeley, entitled "Solid Waste Management," is hereby amended and supplemented so as to amend §20-1.12, entitled "Cleanout/Moveout Fees", which shall now read as follows:

§20-1.12 Cleanout/Moveout Fees

No person shall place at the curb or anywhere else the contents of a residential dwelling for collection at the time of an entire cleanout of the dwelling unless and until a fee of \$250 is paid to the Township of Berkeley and arrangements are made with the Department of Public Works for such collection. The \$250 fee is limited to a collection that would fill a 4x4x8 container. Amounts in excess of that limitation will necessitate additional \$250 fee(s) as applicable.

SECTION 2. Chapter 20 of the Township Code of the Township of Berkeley, entitled "Solid Waste Management," is hereby amended and supplemented so as to amend §20-1.13, entitled "Reserved", which shall now read as follows:

§20-1.13 Construction Debris

The disposal of construction debris for pickup by the Township shall be prohibited. Violators shall be subject to violations and penalties as contained in this Chapter.

SECTION 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

AFFIDAVIT OF PUBLICATION

State of New Jersey, County of Hudson, ss:

Nicole Riegert, being first duly sworn, deposes and says: That (s)he is a duly authorized signatory of Column Software, PBC, duly authorized agent of The Press of Atlantic City, a newspaper printed and published in the City of Linwood, distributed in the following counties: Atlantic, Camden, Cape May, Cumberland, Gloucester, and Ocean and mailed to various parts of the State of New Jersey, the United States, and foreign countries, does hereby certify that the Notice was published in The Press of Atlantic City on:

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NOTICE NAME: 02-26-24 Berkeley Township Notice of Pending

Publication Fee: 105.04

All interested parties may rely upon the representations contained herein limited solely to the authenticity of the Notice accompanying this Certification to be an accurate reproduction of the same and the date upon which it was published.

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Nicole Riegert
(Signed)

VERIFICATION

State of New Jersey
County of Hudson

SHANNEA H HOLMES
NOTARY PUBLIC
STATE OF NEW JERSEY
My Commission Expires August 1, 2026

Subscribed in my presence and sworn to before me on this: 03/05/2024

Shanee Holmes

Notary Public
Notarized remotely online using communication technology via Proof.

Berkeley Township Notice of Pending and Adopted Ordinances

Berkeley Township Notice of Pending Ordinances

24-06-OA

ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF BLOCK 315, LOT 17 ON THE MUNICIPAL TAX MAP TO DANIEL FRANCE AND LAURA WRIGHT IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) AND N.J.S.A. 40A:12-13.2 (\$18,400.00.00)

24-07-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XII, ENTITLED "PROPERTY MAINTENANCE" SO AS TO AMEND SECTION 12-3.5, ENTITLED "CERTIFICATES OF COMPLIANCE"

24-08-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XX, ENTITLED "SOLID WASTE MANAGEMENT" SO AS TO AMEND VARIOUS SECTIONS

24-09-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER V, ENTITLED "GENERAL LICENSING AND BUSINESS REGULATIONS" OF THE MUNICIPAL CODE OF THE TOWNSHIP OF BERKELEY SO AS TO CREATE SECTION 5-32, WHICH SHALL BE ENTITLED "RESTAURANTS"

24-10-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER II, ENTITLED "ADMINISTRATION" SO AS TO AMEND VARIOUS SECTIONS

24-11-OA

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION FOR CERTAIN EMPLOYEE TITLES, AND ESTABLISHING THE METHOD OF SUCH COMPENSATION

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Berkeley, in the County of Ocean, State of New Jersey, held on February 26, 2024, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 18th day of March, 2024, at 6:00 p.m., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 627 Pinewald-Keswick Road, Bayville, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance. Copies of the Ordinance will be provided upon request from the Clerk's office at the address above, during regular business hours and can be found online at www.berkeleytownship.org

Karen Stallings, RMC

Township Clerk, Township of Berkeley

Berkeley Township Notice of Ordinance Adoption

24-01-OAB

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE DONATION OF BLOCK 837.01, LOTS 1.01, 1.02 & 1.06, TO THE COUNTY OF OCEAN, IN ACCORDANCE WITH N.J.S.A. 40A:12-13

24-02-OAB

ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF BLOCK 1000, LOTS 9-22 & 32 ON THE MUNICIPAL TAX MAP TO JOSEPH GERVASI IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:12-13 (WHEATON AVENUE; \$45,000.00)

24-03-OAB

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE VACATION OF PORTIONS OF VIRGINIA AVENUE (AT THE INTERSECTION OF HOOVER AVENUE AND MCKINLEY AVENUE) ABUTTING BLOCK 524, Lots 3 & 4 and BLOCK 525, LOTS 18 & 20 (AMG Properties)

24-04-OAB

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT, APPROPRIATING \$12,930,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$12,283,500 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE TOWNSHIP OF BERKELEY, IN THE COUNTY OF OCEAN, NEW JERSEY

24-05-OAB

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER XI, ENTITLED "BUILDING AND HOUSING" SO AS TO AMEND SECTION 11-1.3, ENTITLED "FEES"

Foregoing Ordinances were duly passed after Public Hearing held February 26, 2024 at a regular meeting of the Township of Berkeley and were approved by the Mayor on 2/26/2024

Printer Fee: \$105.04

Pub Date: March 5th, 2024

Order #: COL4028