

NM 4
2006-9

**AN ORDINANCE OF THE TOWNSHIP OF WEST DEPTFORD
AMENDING CHAPTER 105, "LITTERING" OF THE
CODE OF THE TOWNSHIP OF WEST DEPTFORD**

BE IT ORDAINED by the Mayor and Township Committee of the Township of West Deptford, County of Gloucester and State of New Jersey, that Chapter 105, "Littering", of the Code of the Township of West Deptford be and is hereby amended, as follows:

§105-1. Definitions.

REPLACE the first paragraph and the definition for "LITTER" as follows:

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

LITTER - any used or unconsumed substance or waste material which has been discarded, whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers or other packaging or construction material, but does not include the waste of the primary processes of mining or other extraction processes, logging, sawmilling, farming or manufacturing.

ADD the following definitions:

LITTER RECEPTACLE – a container suitable for the depositing of litter.

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

§105-2. Littering prohibited.

REPLACE in its entirety as follows:

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.

§105-3. Litter thrown from vehicles.

REPLACE in its entirety as follows:

Whenever any litter is thrown or discarded or allowed to fall from a 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.

ADD the following sections:

§105-17. Enforcement.

This ordinance shall be enforced by the West Deptford Police Department and/or Code Enforcement Officer.

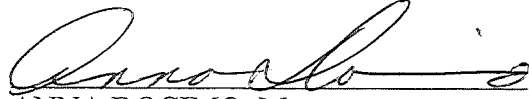
§105-18. Severability.

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon final passage and publication as required by law.

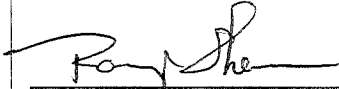
TOWNSHIP OF WEST DEPTFORD

By:



ANNA DOCIMO, Mayor

ATTEST:



RAYMOND L. SHERMAN, Clerk

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on first reading on the 6th day of April, 2006, at a regular meeting of the Township Committee of the Township of West Deptford and will be taken up for final consideration and passage at a regularly scheduled meeting of the Mayor and Township Committee of the Township of West Deptford to be held on the 4th day of May, 2006 at 7:00 p.m. at the Municipal Building, 400 Crown Point Road, Thorofare, New Jersey.

RAYMOND L. SHERMAN, Clerk