

TOWNSHIP OF MOORESTOWN

ORDINANCE NO. 8-2012

**AMENDING CHAPTER 168 “VEHICLES AND TRAFFIC”
TO PROHIBIT PLACEMENT OF ROLL-OFF CONTAINERS, DUMPSTERS AND
PORTABLE STORAGE UNITS UPON OR ALONG ANY PUBLIC STREET,
ROADWAY OR HIGHWAY IN THE TOWNSHIP OF MOORESTOWN**

WHEREAS, the Moorestown Police Department Traffic Safety Officer has recommended that Chapter 168 “Vehicles and Traffic” be amended to prohibit the placement of any roll-off containers, dumpsters or portable storage units, designed or commonly used to house or store trash, debris, goods, merchandise or personal property, upon or along any public street, roadway or highway in the Township of Moorestown; and

WHEREAS, upon the recommendation of the Traffic Safety Officer and in light of the extreme danger these containers pose to vehicles, bicyclists and pedestrians alike, the Township Council wishes to improve traffic safety by strictly prohibiting placement of said containers at any time upon any public street, roadway or highway in the Township of Moorestown.

NOW, THEREFORE, BE IT ORDAINED BY the Township Council of the Township of Moorestown, in the County of Burlington, State of New Jersey, that:

Section 1: Section 168-23 (*Reserved*) shall be amended to delete the word “(*Reserved*).”

Section 2: Section 168-23 shall be amended to add the following language:

168-23. Roll-off Containers, Dumpsters and Portable Storage Units.

No homeowner, contractor, business, vehicle operator or any other person or entity shall cause a roll-off container, dumpster or portable storage unit, commonly used to secure, house or store trash, debris, goods, merchandise or personal property, to be placed upon or along any public street, roadway or highway in the Township of Moorestown for any amount of time.

168-23.1. Payment and Recovery of Roll-off Containers, Dumpsters and Portable Storage Units.

Any homeowner, contractor, business, vehicle operator or any other person or entity which shall cause a roll-off container, dumpster or portable storage unit to stand in violation of this chapter shall pay all costs associated with the removal and storage of the roll-off container, dumpster or portable storage unit. Any such fees shall be payable prior to release of the roll-off container, dumpster or portable storage unit.

168-23.2. Enforcement.

Any roll-off container, dumpster or portable storage unit standing in violation of this chapter shall be deemed a nuisance to the safe and proper regulation and movement of traffic; and any police officer may provide for the immediate removal of such roll-off container, dumpster or portable storage unit.

168-23.3. Penalties

The fine for violation of this section shall be no less than \$100 plus court costs.

Section 3: In all other respects, Chapter 168 shall remain in full force and effect.

Section 4: Repealer. Any and all other ordinances inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistencies.

Section 5: Severability. In the event that any section paragraph, clause, phrase, term, provision or part of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid or unenforceable for any reason, such judgment shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the section, paragraph, clause, phrase, term, provision or part thereof directly involved in the controversy if such judgment shall be rendered.

Section 6: Effective Date. This ordinance shall take effect upon proper publication and in accordance with law.

Section 7: Short Title. This Ordinance shall be known as Ordinance 8-2012.

CERTIFICATION

I hereby certify that Ordinance No. 8-2011 was introduced and adopted on first reading by the Township Council at a meeting held on April 16, 2012. This ordinance was duly adopted by the Township Council of the Township of Moorestown, County of Burlington, State of New Jersey at a meeting of the Township Council held on April 30, 2012.

<u>VOTE:</u>	
JORDAN	YES
GALLO	NO
TESTA	YES
CHIACCHIO	YES
BUTTON	YES

Patricia L. Hunt, RMC
Township Clerk