

ORDINANCE NO. 21-2004

AN ORDINANCE PROVIDING FOR THE PARTIAL AMENDMENT OF CHAPTER 17A, "RECYCLING," OF THE "REVISED ORDINANCES OF THE BOROUGH OF MORRIS PLAINS, NEW JERSEY, 1972" WITH THE AMENDMENT, SUPPLEMENTATION AND REVISION OF THE DEFINITION OF "YARD WASTE."

WHEREAS, the Morris County Composting Facility accepts only green vegetative material for composting; and

WHEREAS, the Borough Council is desirous of amending the definition of "Yard Waste" in Section 17A-1, of Chapter 17A, Recycling, in the "Revised Ordinances of the Borough of Morris Plains, New Jersey, 1972" (hereinafter the "Revised Ordinances") consistent with the Morris County Composting Facility's policy.

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Morris Plains, they being the Governing Body thereof, as follows:

Section 1:

The definition of "Yard Waste" in Section 17A-1 of Chapter 17A, "Recycling of the Revised Ordinance is hereby amended, supplemented and revised by deleting the phrase "twigs, branches, shrubs" and inserting the word "weeds" in its place and stead, so that hereafter the definition of Yard Waste shall read, in its entirety, as follows:

Yard Waste shall mean leaves, weeds and grass clippings. The term "yard waste," as used herein, is deemed to be recyclable material.

Section 2:

All other provisions of the aforesaid Chapter 17A and Section 17A-1 of the Revised Ordinances shall be unaffected and are hereby continued.

Section 3:

All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4:

If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be invalid by a

Court of competent jurisdiction, such a decision shall not affect the validity of the remaining portions of this Ordinance.

Section 5:

This Ordinance shall take effect immediately after final passage and publication as provided by law.