

CHAPTER 202 STORAGE AND TRASH CONTAINERS; CLOTHING BINS

[HISTORY: Adopted by the Borough Council of the Borough of Medford Lakes 12-4-2008 by Ord. No. 554. Amendments noted where applicable.]

GENERAL REFERENCES

§ 202-1 Definitions.

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

CHARITABLE CLOTHING BINS

A unit used to receive solicited donations of clothing or other type fabrics.

TEMPORARY STORAGE UNIT

A unit greater in dimension than three feet in length by three feet in width by three feet in height, rented or owned or for use by the property owner or occupant for storage of personal, business, or commercial items or used for the packing or storage of items for permanently moving to or from the residence or for temporarily storing items during a renovation to the main residence. Temporary storage units include, but are not limited to, sea boxes, bulk storage containers, portable on-demand storage containers, store-to-door mobile transportation storage containers, roll-off containers or other such similar containers.

TRASH DUMPSTERS AND ROLL-OFF CONTAINERS

A unit used for waste disposal.

§ 202-2 Temporary storage units.

A.

Public property. No temporary storage unit shall be placed or maintained by any private party in or on any Borough property, street, or right-of-way.

B.

Private property. No temporary storage unit shall be placed or maintained on any private property except upon the issuance of a permit. Such containers may be placed or maintained on a driveway or other suitable area for purposes of storing the goods and materials of the owner or occupant of the property when necessary for a period of not more than 60 consecutive days.

C.

Upon showing of continued need for the container, permits may be renewed up to three times for 30 days per renewal upon application for renewal and payment of an additional fee in accordance with the Borough's Fees Schedule.

Editor's Note: See Ch. [112](#), Art. [II](#), Fees Schedule.
[Amended 4-14-2010 by Ord. No. 576]

D.

No temporary storage unit shall be used to store solid waste, construction debris, demolition debris, recyclable materials, business inventory or commercial goods. No temporary storage unit shall be used to store personal property other than personal property being stored consistent with the provisions of Subsection B.

E.

Storage of hazardous material within the temporary storage unit is prohibited.

F.

Temporary storage units shall be locked and secured by the property owner, tenant or property manager at all times when loading or unloading is not taking place.

G.

If the temporary storage unit for any reason becomes a physical danger to persons or property, the Borough of Medford Lakes may require the removal of the storage unit.

H.

Temporary storage units shall be no greater than eight feet in height, 18 feet in length and eight feet in width or no greater than a total of 1,200 cubic feet.

I.

One temporary storage unit shall be permitted per residential property at any one time.

§ 202-3 Trash dumpsters and roll-off containers.

A.

Public property. No trash dumpster, roll-off container, or similar container for trash or debris of any type may be placed or maintained by any private party in or on any Borough property, street, or right-of-way except in the Lakes Commercial and Lakes Institutional Zoning Districts upon issuance of a permit and upon compliance with the provisions of this chapter.

B.

Private property. No trash dumpster, roll-off container, or similar container for trash or debris of any type may be placed or maintained on any private property within the Borough except upon issuance of a permit and upon compliance with the provisions of this chapter unless placed in a manner and location as set forth on a duly approved site plan.

C.

Any container to be placed on a street or right-of-way in the Lakes Commercial or Lakes Institutional Zoning District shall be placed on the street in a legal parking space as approved or designated by the Borough and shall be equipped with appropriate reflectors or other safety markings so that the container will not constitute a hazard to traffic. The specific number, location, and nature of the markings shall be determined by the Borough Police in the exercise of their discretion and shall be noted on the permit as a condition of its issuance.

D.

Any permit issued for placement of a container on a street, right-of-way or other public property shall be valid for a period of 14 days, and a sticker or notice shall be prominently displayed on the street side of the container indicating the commencement and expiration date of the permit.

E.

Any container placed on private property shall be placed on a suitable base to assure stability. If, in the opinion of the Borough Police, the location is sufficiently near to a public vehicular or pedestrian path, the permit may require suitable safety markings as set forth in Subsection B, above.

F.

Any permit issued for placement of a container on private property shall be valid for a period of 60 days, and the sticker or notice shall be prominently displayed on the street side of the container indicating the commencement and expiration date of the permit.

G.

Upon showing of continued need for the container (such as during the course of major construction projects), permits may be renewed up to three times for 30 days per renewal upon application for renewal and payment of an additional fee of \$10.

H.

If the container for any reason becomes a physical danger to persons or property, the Borough of Medford Lakes may require the removal of the storage unit.

§ 202-4 Charitable clothing bins.

Notwithstanding any other provision of law to the contrary, no person shall place, use or employ a charitable clothing bin, for solicitation purposes within the Borough of Medford Lakes unless all of the following requirements are met:

A.

The following information is clearly and conspicuously displayed on the exterior of the donation clothing bin:

(1)

Name and address of the registered owner of the bin and of any other entity which may share or profit from any donations collected via the bin.

(2)

The telephone number of the registered owner's office or other entity which may share or profit from any donations collected via the bin.

(3)

A clear written notice when an entity other than the owner may share or profit from any donation collected via the bin and identifying all such entities which may share or profit from such donations

(4)

A written statement indicating the manner in which the owner or entity anticipates donations collected via the bin would be used, sold, or dispersed, and the method by which the proceeds of collected donations would be allocated or spent.

B.

The charitable clothing bin is to be located in the Lakes Commercial, Lakes Institutional or Lakes Suburban Reserve Zoning District.

C.

A permit is obtained from the Borough. Charitable clothing bin permits shall be valid for one year and are eligible for annual renewal upon payment of the fee. To apply for a permit, the owner of the charitable clothing bin must provide written consent from the property owner to place the bin on his/her property. A permit will not be issued if the municipality determines the placement of the bin would constitute a safety hazard.

§ 202-5 Permits required.

Prior to the placement of any dumpster, roll-off container, charitable clothing bin, similar container or temporary storage unit on any Borough property, street, or right-of-way, or on any private property (not covered by a duly approved site plan), the owner or user of such container shall apply for and receive a permit from the Borough pursuant to the provisions and standards set forth herein.

A.

Application for the permit shall be made to the office of the Borough Clerk or such other office as the municipal Manager may from time to time designate on a form provided by the Borough. The application shall require, among other things, the full name, address, and other contact information for both the owner of the container and the owner of the property with which the use of the container is associated. The application shall be accompanied by a permit fee of \$25.

B.

The owner of the container and the owner of the property associated with its use shall be jointly responsible for compliance with the provisions of this chapter. Copies of the penalty provisions of this chapter shall be appended to the permit and the applicant shall mail a copy of the permit, and penalty provisions to the owner of the container or the property owner and any other interested party.

§ 202-6 Occupancy of container prohibited.

No human or animal shall occupy any temporary storage container except for the express purpose of loading or unloading the container. No heat or electrical source of any kind shall be placed in the container.

§ 202-7 Violations and penalties.

Violations of this chapter or any conditions of a permit issued pursuant to this chapter shall be subject to a fine of not less than \$100 nor more than \$250. Each day or portion thereof that a violation continues shall be considered a separate violation. Any storage container, storage device, pod, trash dumpster, roll-off container, or similar container placed or maintained on Borough property, streets, or rights-of-way, or left in such a location after expiration of the permit for more than seven days after the mailing of written notice to the owner of the affected property may be removed by the Borough at the applicant's, affected property owner's and/or owner's expense. Such charge for removal and storage of the container shall be in addition to any fines that might otherwise be imposed pursuant to this section.