

Town of Monmouth

Solid Waste Storage Ordinance

Section 1: Purpose

The intent of this ordinance is to establish rules that will promote and protect the public health and safety of Monmouth residents. Improperly stored solid waste creates unhealthy living conditions, has negative environmental impacts, creates a public nuisance, and can lead to declining property values.

Section 2: Definitions

- Dumpster:** A large, enclosed container, typically constructed of metal or heavy plastic, that is supplied by a waste disposal company for storage of large quantities of solid waste between scheduled collections.
- Trash can:** A container for solid waste storage between collections. Trash cans for the purpose of this ordinance shall have a water-tight cover.
- Solid waste:** Any residential waste to be disposed of is commonly referred to as trash, garbage, rubbish, refuse, recyclables, solid waste, or other similar terminology.

Section 3: Storage at Residential Properties

- 3.1. It shall be the duty of the owner of every residential building to provide suitable and sufficient watertight, covered containers, such as dumpsters, to receive the accumulation of solid waste and recyclables on the premises during the interval between collections or deposits at the municipal transfer station.
- 3.2. The occupants of all residential buildings shall place or cause to be placed all solid waste and recyclables in suitable watertight containers, including but not limited to dumpsters or trash cans, and shall not permit any accumulation or deposit of such substances in or about the premises except in such containers.
- 3.3. Recyclables shall be stored in a manner that maintains their integrity as recyclable material (i.e., newspapers must be kept dry).
- 3.4. All containers used for storage or disposal of solid waste or recyclable material shall be kept clean.

Section 4: Improper Disposal of Litter

- 4.1 No person shall throw or deposit any garbage, tobacco product, solid waste, or recyclable material, or cause the same to be thrown or deposited upon any street, sidewalk, alley, gutter, park, or other public way, or throw or deposit the same upon any premises or vacant lot or in any water, or to store or keep the same except in suitable containers as required by this ordinance.

Section 5: Violations

- 5.1 Violations of this ordinance are civil violations, which are punishable by a fine of \$200 per offense. Prior to any fine being sought, a written warning will be provided to the property owner. Should the Town be the prevailing party in any action taken to enforce a violation of this ordinance, the Town shall be entitled to reimbursement of all costs incurred in the prosecution of such matter, including attorney's fees. In addition, the Town shall be entitled to all costs incurred in cleaning up or otherwise disposing of all improperly stored solid waste.

Section 6: Severability

- 6.1 Should any section or provision of this ordinance be determined to be illegal, invalid, or otherwise unenforceable by a court of competent jurisdiction, the remainder of this ordinance shall remain unaffected and in full force and effect.