

Mayor & Town Council

PUBLIC MEETING AGENDA

August 17, 2026

Town of Boonton
100 Washington Street
Boonton, NJ 07005

Open Public Meeting – 7:00 p.m.

FLAG SALUTE AND ROLL CALL VOTE

COUNCIL MEMBER	TITLE	PRESENT	ABSENT
Mr. John Meehan	1 st Ward Council Member		
Ms. Danielle Cascone	2 nd Ward Council Member		
Ms. Marie DeVenezia	2 nd Ward Council Member		
Mr. Daniel Balan	3 rd Ward Council Member		
Ms. Kimberly Mazzei	3 rd Ward Council Member		
Ms. Luisa Lopez	4 th Ward Council Member		
Mr. Benjamin Weisman	4 th Ward Council Member		
Mr. James Lynch	Mayor		
Mr. Fred Semrau	Town Attorney		
Mr. Edward Pasternak	Town Attorney		
Mr. Patrick Laverty	Town Administrator		
Ms. Elizabeth Bonsiewicz	Town Clerk		

ADEQUATE NOTICE

This meeting is being held in person and livestreamed via ZOOM. The public is invited to attend in person or to view the meeting by following the link below or by calling in to the phone number listed below the link. Public comments are welcome in person or by submitting written comments to the Town Clerk, which will be distributed to members of the Governing Body, and which although not required by law to be read at a meeting, may be summarized or read in their entirety, during the public portion of the meeting. Written comments may be submitted via email with the subject line “Public Comment” to the Town Clerk, Elizabeth Bonsiewicz at ebonsiewicz@boonton.org or by mail addressed to Elizabeth Bonsiewicz, Town Clerk, Town of Boonton, 100 Washington Street, Boonton, New Jersey 07005. All written comments must include the name, address and phone number in order to verify the Author. Emailed comments must be received at least eight (8) hours prior to the meeting. Mailed comments must be received by 4:00 p.m. the day before the meeting.

<https://us06web.zoom.us/j/85826555060>

MAYOR’S STATEMENT

Notice of this meeting has been provided through resolution adopted by the Mayor and Council on December 15, 2025 at its Regular Meeting of the Mayor and Town Council at the Boonton Town Hall, 100 Washington Street, Boonton New Jersey and by electronic mailing to the Citizen of Morris County and the Daily Record newspapers, through posting on the Town website and by filing a copy of same with the Town Clerk.

Members of the public were also permitted to submit written comments prior to the meeting via mail or email, which may be summarized or read in their entirety during the public comment period. All public comments, whether during the public portion of the meeting or submitted beforehand, shall be limited to no greater than three (3) minutes in duration.

RESOLUTION 26-209
RESOLUTION OF THE MAYOR AND TOWN COUNCIL ACKNOWLEDGING THE APPOINTMENT OF MARK WROBEL AS 1ST WARD COUNCIL MEMBER

WHEREAS, there is currently a vacant 1st Ward Council position; and

WHEREAS, the Boonton Republican County Committee has appointed Mark Wrobel to fill the vacant Ward 1 Council seat, which correspondence shall remain on file for public inspection with the Municipal Clerk’s Office.

NOW THEREFORE, BE IT RESOLVED that Mark Wrobel is recognized and acknowledged as being appointed as 1st Ward Council Member to fulfill the unexpired term, ending December 31, 2026.

Town Council Discussion						
MOVED:			SECOND:			
Motion to Adopt						
MOVED:			SECOND:			
	Yes	No	Abstain	Recuse	Absent	
Mr. Balan						
Ms. Cascone						
Ms. DeVenezia						
Ms. Lopez						
Ms. Mazzei						
Mr. Meehan						
Mr. Weisman						
Mayor Lynch						

BOONTON ADMINISTRATOR AND COMMITTEE AND LIAISON REPORTS

Administration-Administrator Patrick Laverty
Finance and Personnel Committee-Council Member Weisman
Police Committee-Council Member Cascone
Planning Board-Council Member Mazzei
Board of Education-Council Member Cascone
Boonton Holmes Library-Mayor Lynch
Parks and Recreation-Council Member Meehan
Fire Department- Council Member DeVenezia

CORRESPONDENCE

Dear Mayor Lynch,
As you are aware, the Boonton Volunteer Fire Department will be hosting its annual Labor Day Celebration from Thursday, September 3, 2026, through Sunday, September 6, 2026.

On behalf of the department, I respectfully request approval from you and the members of the Town Council for the following:

- 1. **Use of Main Street for the parade** on Saturday, September 5, 2026. In the event of inclement weather, the parade will be rescheduled for Monday, September 7, 2026.
- 2. **Authorization to conduct our annual fireworks display** during the celebration.
- 3. **Permission to serve alcoholic beverages** on the Boonton High School athletic field throughout the event.
- 4. **Assistance from the Department of Public Works (DPW)**, including the use of personnel and municipal vehicles for the preparation, maintenance, and post-event servicing of the athletic field. Please note:
 - o All vehicles will be operated exclusively by fire department personnel.
 - o Vehicle use will be limited to within town boundaries.
 - o We also request DPW support for post-carnival cleanup.
 - o One (1) 30-yard dumpster from the town provider for trash removal.
- 5. **Assignment of police personnel** to assist with traffic control before, during, and after the parade, along with a police vehicle to lead the procession.

On behalf of the Board of Chiefs, officers, and members of the Boonton Volunteer Fire Department, I would also like to extend a cordial invitation for you and the Town Council to attend the celebration, join us in viewing the parade, and help commemorate our 135th year of continuous service to the Boonton community.

Should you require any additional information or have questions regarding these requests, please do not hesitate to contact me. We sincerely appreciate your continued support, partnership, and cooperation in making this event a success.

Best Regards,

Albert Aquino
Boonton Fire Department
Labor Day Celebration Committee

MOVED:		SECONDED:	
Motion to Approve Pending Satisfaction of All Requirements			
MOVED:		SECONDED:	
VOICE VOTE:		IN FAVOR: ____	AGAINST: ____

CONSENT AGENDA

Resolutions 26-210 through 26-219

RESOLUTION 26-210

RESOLUTION OF THE MAYOR AND TOWN COUNCIL APPROVING MEETING MINUTES

WHEREAS, Minutes of the previous meeting(s) have been submitted to the Mayor and Town Council for their review and approval.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of Morris and State of New Jersey that the Minutes from the following meeting(s) are hereby approved as typed and filed in the Town Clerk's office:

Regular Meeting Minutes July 20, 2026

RESOLUTION 26-211

RESOLUTION TO APPROVE PAYMENT OF VOUCHERS

WHEREAS, vouchers for payment have been submitted to the Mayor and Town Council by the various municipal departments.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of Morris and State of New Jersey, all vouchers approved by the Administrator be and are hereby ordered paid.

RESOLUTION 26-212

RESOLUTION PROMOTING SCOTT BEDNAR FROM W/S REPAIRER STEP 3 TO SENIOR REPAIRER.

BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of Morris, State of New Jersey, that Scott Bednar is hereby promoted to the position of Senior Repairer with the Town of Boonton at an annual salary of \$109,373.16, effective July 1, 2026.

RESOLUTION 26-213

RESOLUTION PROMOTING BRENDAN REILLY FROM STREET REPAIRER STEP 3 TO SENIOR REPAIRER.

BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of Morris, State of New Jersey, that Brendan Reilly is hereby promoted to the position of Senior Repairer with the Town of Boonton at an annual salary of \$109,373.16, effective July 1, 2026.

RESOLUTION 25-214

RESOLUTION APPOINTING GREEN TEAM MEMBER

BE IT RESOLVED by the Mayor and Council of the Town of Boonton, New Jersey, that James Gansley is hereby appointed as a member of the Town of Boonton Green Team.

RESOLUTION 26-215

RESOLUTION APPOINTING DEPUTY RECORDS CUSTODIAN

WHEREAS, the Open Public Records Act N.J.S.A. 47:1A-1.1 was adopted to assure the public's access to sufficient information to enable it to understand and evaluate the actions of public bodies by making accessible for inspection or copying of government records; and

WHEREAS, OPRA defines "custodian of a government record" as that official designated by formal action of a public agency's governing body that has custody or control of the government records of the public agency as per N.J.S.A. 47:1A-1.1; and

WHEREAS, OPRA provides that the custodian of government records in a municipality is the Municipal Clerk. However, OPRA does not preclude a municipality from developing reasonable and practical measures for responding to OPRA requests, which may include the designation of deputy custodians for particular types of records.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of

Morris and State of New Jersey as follows:

- 1. The Municipal Clerk be and is appointed as the Records Custodian for all municipal records.
- 2. The Chief of Police shall appoint a deputy custodian for all police records requests. Said custodian contact information shall be posted on the Town of Boonton Website.

RESOLUTION 26-216
AUTHORIZING THE REMOVAL OF BLOCK 98 LOT 3.01 FROM THE TOWN OF BOONTON’S TAX SALE

WHEREAS, the Tax Collector is required to hold an annual tax sale for 2025 delinquent taxes and/or water/sewer, and

WHEREAS, property located at block 98 lot 3.01, property known as 311 Harrison Street, is currently delinquent for taxes for 2025 and subject to tax sale, and

WHEREAS, the Tax Collector has been notified by the NJ Courts that block 98 lot 3.01, property known as 311 Harrison Street, is going through bankruptcy, and

WHEREAS, the Tax Collector cannot enforce a lien on this property due to the bankruptcy, and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Boonton, New Jersey, that the Tax Collector shall remove 311 Harrison Street from the tax sale until the bankruptcy is finalized.

RESOLUTION 26-217
RESOLUTION AUTHORIZING THE TAX COLLECTOR TO REDEEM TAX SALE CERTIFICATE #25-00003

WHEREAS, the Tax Collector has been paid \$34,844.96, the necessary amount to redeem the following Tax Sale Certificate held by Pro Cap 8 for property assessed to Helen Molitoris

Certificate	Block/Lot	Address	Tax Title Lien	Premium	Total Redemption
25-00003	50-3	518 Liberty Street	\$34,844.96	\$60,600.00	\$95,444.96

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector, upon receipt of the Tax Sale Certificate properly endorsed for cancellation, be authorized to draw a check for \$95,444.96 from the Trust Account and forward said check to US Bank Cust Pro Cap 8 FBO Firsttrust Bank, PO Box 774, Fort Washington, PA 19034-0774

BE IT FURTHER RESOLVED that the Tax Collector be authorized to cancel lien #25-00003 from the municipal record.

RESOLUTION 26-218
RESOLUTION OF THE TOWN OF BOONTON, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF A GENERAL SERVICE LIFT, ACCESSORIES AND INSTALLATION FOR USE IN THE BOONTON DEPARTMENT OF PUBLIC WORKS UNDER THE ESCNJ PURCHASING COOPERATIVE

WHEREAS, the Town of Boonton, pursuant to P.L. 2011, c. 139 all contracting units are permitted to use contracts awarded by national or regional cooperatives that were already competitively bid without competitively bidding the goods or services themselves; and

WHEREAS, the Town of Boonton has a need for, and desires to purchase a vehicle lift, accessories and installation from First Choice Auto Equipment, Inc, **under the Educational Services Commission of New Jersey Cooperative #65MCESCCPS Contract ESCNJ 24/25-14**; and

WHEREAS, the specifications with respect to said equipment and agreement are available in the Town Clerk’s office; and

WHEREAS, the cost to purchase the said vehicle shall not exceed \$52,469.79

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Boonton, County of Morris and State of New Jersey as follows:

- 1. The Town of Boonton hereby authorizes the Town Administration to proceed with the purchase

of a vehicle lift, accessories and installation through ESCNJ Contract #24/25-14 from #65MCESCCPS First Choice Auto Equipment, 2212 Camplain Rd., Hillsborough, NJ 08844.

2. The equipment and agreement shall include the specifications which are available in the Town Clerk's office for the fee not to exceed \$52,469.79
3. A copy of this Resolution shall be provided to Michael Yazdi, Chief Financial Officer.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

I hereby certify that \$ 52,469.79 is available in the Accounts C-04-55-115-013 for \$50,000.000 and C-04-55-115-014 for \$2,469.79

Michael Yazdi

RESOLUTION 26-219

RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) COMBINATION SEWER CLEANER TRUCK UNDER THE SOURCEWELL COOPERATIVE PURCHASING CONTRACT #101221-SCA, AND AUTHORIZING DISPOSAL OF A SURPLUS VEHICLE BY PUBLIC AUCTION, TOWN OF BOONTON, COUNTY OF MORRIS, STATE OF NEW JERSEY

WHEREAS, the Town of Boonton, pursuant to P.L. 2011, c. 139 all contracting units are permitted to use contracts awarded by national or regional cooperatives that were already competitively bid without competitively bidding the goods or services themselves; and

WHEREAS, the Town of Boonton has a need for, and desires to purchase a combination sewer cleaner truck from Jet Vac Equipment, **under the Sourcewell Cooperative Purchasing Advantages Contract 101221-SCA**; and

WHEREAS, the specifications with respect to said equipment and agreement are available in the Town Clerk's office; and

WHEREAS, the cost to purchase the said vehicle shall not exceed \$570,606.50

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Boonton, County of Morris and State of New Jersey as follows:

1. The Town of Boonton hereby authorizes the Town Administration to proceed with the purchase of a Combination Sewer Cleaning Truck through Sourcewell contract 101221-SCA from Jet Vac, 195 Green Pond Road, Rockaway, NJ 07866
2. The equipment and agreement shall include the specifications which are available in the Town Clerk's office for the fee not to exceed \$570,606.50
3. The Mayor and Council hereby declines the vendor's optional trade-in allowance and instead authorizes the Water Department, in coordination with the Town Clerk and Chief Financial Officer, to dispose of the Town's 2011 Vactor 2100Plus (4x2) combination sewer cleaner through public auction or other lawful means of disposal of surplus municipal property, in accordance with N.J.S.A. 40A:11-36 et seq., with proceeds to be returned to the Town.
4. A copy of this Resolution shall be provided to Michael Yazdi, Chief Financial Officer.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

I hereby certify that \$ 570,606.50 is available in the Accounts 6-07-55-512-424 for 23,606.50, S-08-55-568-002 for \$32,000.00, S-08-55-571-002 for \$50,000.00, S-08-55-572-001 for \$100,000.00, S-08-55-573-002 for \$50,000.00 and S-08-55-574-002 for \$315,000.00.

Michael Yazdi

CONSENT AGENDA VOTE
Roll Call Vote for Resolutions 26-210 through 26-219

Town Council Discussion					
MOVED:		SECOND:			
Motion to Adopt					
MOVED:		SECOND:			
	Yes	No	Abstain	Recuse	Absent
Mr. Balan					
Ms. Cascone					
Ms. DeVenezia					
Ms. Lopez					
Ms. Mazzei					
Mr. Meehan					
Mr. Weisman					
Mayor Lynch					

Town Council Discussion						
MOVED:			SECOND:			
Motion to Adopt						
MOVED:			SECOND:			
	Yes	No	Abstain	Recuse	Absent	
Mr. Balan						
Ms. Cascone						
Ms. DeVenezia						
Ms. Lopez						
Ms. Mazzei						
Mr. Meehan						
Mr. Weisman						
Mayor Lynch						

UNFINISHED BUSINESS

ORDINANCE 19-26*(Public Hearing/Proposed Adoption)*
AN ORDINANCE OF THE TOWN OF BOONTON FIXING THE SALARIES AND WAGES OF CERTAIN OFFICERS AND EMPLOYEES OF THE TOWN OF BOONTON, COUNTY OF MORRIS, STATE OF NEW JERSEY, FOR THE YEAR 2026

BE IT ORDAINED by the Mayor and Town Council of the Town of Boonton, County of Morris, New Jersey, as follows:

Section 1. Salaries and wages for officers and employees of the Town of Boonton for the year 2026 are hereby established as follows:

<u>Position</u>	<u>RANGE</u> (in dollars)
ADMINISTRATIVE	
Town Administrator	100,000 –190,000/yr.
Town Clerk	60,000-95,000/yr.
Mayor	6,196/yr.
Council Members	4,739/yr.
Administrative Assistant & Tax Assessor Clerk (Full -Time)	40,000 – 75,000/yr.
Public Safety Director	130,000–142,000/yr.
Special Programs Coordinator	50,000 – 80,000/yr.
OEM Coordinator	4,000-10,000/yr.
FINANCE DEPARTMENT	
Chief Financial Officer &QPA	100,000 – 180,000/yr.
Tax Collector	1,000 – 5,000/yr.
Procurement and Human Resources Coordinator	35,000 – 85,000/yr.
Administrative Assistant (Part-Time)	20.00 – 30.00/hr.

Utility Billing Coordinator	40,000-65,000/yr.
MUNICIPAL COURT	
Judge (Part-Time)	22,000 - 40,000/yr.
ASSESSMENT OF TAXES	
Assessor (Part-Time)	25,000 – 40,000/yr. (Was 36,000)
FIRE DEPARTMENT	
Chief Driver (5)	1,000 – 10,000/yr. (Was 9,000)
DEPARTMENT OF PUBLIC WORKS	
Superintendent	100,000 – 160,000/yr.
Recycling Attendants/Laborers (Part-Time)	12.00 – 25.00/hour
POLICE DEPARTMENT	
Police Chief	195,000 – 220,000/yr.
Special Law Enforcement Officers	25.00 – 50.00/hr.
Matron	25.00/hr.
School Traffic Guards	5,000– 20,000/yr.
Substitute School Crossing Guards	15.00 – 20.00/hr.
Parking Enforcement Officers (Part-Time)	12.00 – 28.00/hr.
Parking Enforcement Officer (Full-Time)	45,000 – 55,000/yr.
Clerk (Part-Time)	15.00 – 30.00/hr.
UNIFORM CONSTRUCTION CODE	
Code Enforcement/Zoning Officer/Housing Officer (Full-Time)	75,000-105,000/yr.
Code Enforcement/Zoning Officer/Housing Officer (Part-Time – Interim)	15,000-25,000/yr.
Plumbing Sub Code Inspector (Part Time)	10,000 – 22,000/yr.
Fire Official	25,000 – 45,000/yr.
Fire Sub code Inspector (Part Time)	10,000 – 22,000/yr.
Electrical Sub code Official (Part-Time)	10,000 – 22,000/yr.
Construction Code Official/Bldg. Sub code Official/Bldg. Inspector (P/T)	35,000-45,000/yr.

RECREATIONAL DEPARTMENT

Summer Labor	14.00- 25.00/hr.
Instructor (Part-Time)	20.00 – 60.00/class
Recreation Director	40,000 – 95,000/yr.

HEALTH DEPARTMENT

Administrative Assistant/Health Dept. (Part-Time)	30,000-40,000/yr.
Registrar/Administrative Assistant/Health Dept. (Full-Time)	40,000-70,000/yr.

Salaries of all other employees of the Town of Boonton who are not referred to in this ordinance shall remain in full force and effect until otherwise modified.

Section 2. This ordinance shall take effect after final passage and publication a required by law.

Motion to Open Public Hearing						
MOVED:			SECOND:			
Motion to Open Subject for Town Council Discussion						
MOVED:			SECOND:			
Motion to Move Ordinance 19-26 Forward						
MOVED:			SECOND:			
	Yes	No	Abstain	Recuse	Absent	
Mr. Balan						
Ms. Cascone						
Ms. DeVenezia						
Ms. Lopez						
Ms. Mazzei						
Mr. Meehan						
Mr. Weisman						
Mayor Lynch						

ORDINANCE 20-26*(Public Hearing/Proposed Adoption)*
**AN ORDINANCE TO AMEND AND SUPPLEMENT, PART II GENERAL LEGISLATION, CHAPTER 201
PARKING, WITHIN THE TOWN CODE OF THE TOWN OF BOONTON**

WHEREAS, the Mayor and Town Council of the Town of Boonton wish to update various sections of the Town Code, specifically as to Days and hours of public parking, Penalties for overtime parking violations, Established parking time limits on certain streets and to also create a new section as to Violations and Penalties; and

WHEREAS, the Town of Boonton Police Department, as approved by the governing body, has reviewed these updates and determined that that they are necessary to maintain the public’s health, safety and welfare.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF BOONTON, COUNTY OF MORRIS, STATE OF NEW JERSEY, AS FOLLOWS:

SECTION ONE.

The following sections of Code of the Town of Boonton shall be amended as follows:

201-46 Days and Hours of operation, shall be amended to reflect the following:

The Town of Boonton public parking enterprise shall be in operation between the hours of 8:00 a.m. 7:00 p.m., Monday through Saturday, except on legal holidays. During these days and times, a fee may or may not be required to park vehicles in designated regulated spaces.

201-49 Penalties for overtime parking violations, shall be amended to reflect the following:

Unless another penalty is expressly provided by New Jersey statute, every person convicted of a violation of § **201-6**, overtime parking, or any supplement thereto, shall be liable to a penalty of: \$45.00.

Section 201-43, Established parking time limits on certain streets, shall be amended to reflect the following addition only:

C. The free regulated parking spaces on the following streets shall have the following time for designated free parking and time limitations.

Street	Location	Designation	Time	Method of enforcement	Penalty
Main Street	First two spaces west of Division Street on the odd numbered side of the road	Delivery Parking only	8a-10am	either tire marking or other appropriate means	\$55.00
Main Street	First two spaces west of Division Street on the odd numbered side of the road	Free 15 Minute Parking	10a-7pm	either tire marking or other appropriate means	\$55.00
Main Street	First two spaces west of Liberty Street on the odd numbered side of the road.	Delivery Parking only	8a-10am	either tire marking or other appropriate means	\$55.00
Main Street	First two spaces west of Liberty Street on the odd numbered side of the road.	Free 15 Minute Parking	10a-7pm	either tire marking or other appropriate means	\$55.00
Mechanic Street	First two spaces north of Main Street on the odd numbered side of the road	Delivery Parking only	8a-10am	either tire marking or other appropriate means	\$55.00
Mechanic Street	First two spaces north of Main Street on the odd numbered	Free 15 Minute Parking	10a-7pm	either tire marking or other appropriate means	\$55.00

	side of the road				
William Street	First two spaces north of Main Street on the odd numbered side of the road	Delivery Parking only	8a-10am	either tire marking or other appropriate means	\$55.00
William Street	First two spaces north of Main Street on the odd numbered side of the road	Free 15 Minute Parking	10a-7pm	either tire marking or other appropriate means	\$55.00
Cornelia Street	First two spaces after the handicap space, north of Main Street on the odd numbered side of the road	Delivery Parking only	8a-10am	either tire marking or other appropriate means	\$55.00
Cornelia Street	First two spaces after the handicap space, north of Main Street on the odd numbered side of the road	Free 15 Minute Parking	10a-7pm	either tire marking or other appropriate means	\$55.00
Church Street	First two spaces north of Main Street on the even numbered side of the road.	Delivery Parking only	8a-10am	either tire marking or other appropriate means	\$55.00
Church Street	First two spaces north of Main Street on the even numbered side of the road.	Free 15 Minute Parking	10a-7pm	either tire marking or other appropriate means	\$55.00
Boonton Avenue	First two spaces north of Main Street on the even numbered	Delivery Parking only	8a-10am	either tire marking or other	\$55.00

	side of the road.			appropriate means	
Boonton Avenue	First two spaces north of Main Street on the even numbered side of the road.	Free 15 Minute Parking	10a-7pm	either tire marking or other appropriate means	\$55.00
Liberty Street	First space north of Main Street on the odd numbered side of the road.	Delivery Parking only	8a-10am	either tire marking or other appropriate means	\$55.00
Liberty Street	First space north of Main Street on the odd numbered side of the road.	Free 15 Minute Parking	10a-7pm	either tire marking or other appropriate means	\$55.00

1. The method of enforcement will be through either tire marking or other appropriate means.
2. The regulated parking spaces designated under subsection C of this section shall be assessed as a \$55.00 fine.

SECTION TWO:

The Code of the Town of Boonton at Section 201 shall also be amended to create the following new section, as follows:

201-53 Violations and Penalties
Unless another penalty is expressly provided by New Jersey statute or contained within this chapter, every person convicted of a violation of any provisions of this chapter except **201-29** Parking prohibited during inclement weather, shall be liable to a penalty of not less than \$50 or more than \$500 and imprisonment for a term not exceeding 15 days, or both.

SECTION THREE. All Ordinances of the Town of Boonton which are inconsistent with the provisions of this Ordinance are hereby repealed as to the extent of such inconsistency.

SECTION FOUR. If any section, subsection, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any Court of competent jurisdiction, such decision shall not affect the remaining portion of this Ordinance.

SECTION FIVE. This Ordinance shall take effect immediately upon final passage, approval and publication as provided by law.

SECTION SIX. This Ordinance may be renumbered for purposes of codification.

Motion to Open Public Hearing						
MOVED:			SECOND:			
Motion to Open Subject for Town Council Discussion						
MOVED:			SECOND:			
Motion to Move Ordinance 20-26 Forward						
MOVED:			SECOND:			
	Yes	No	Abstain	Recuse	Absent	
Mr. Balan						
Ms. Cascone						
Ms. DeVenezia						
Ms. Lopez						
Ms. Mazzei						
Mr. Meehan						
Mr. Weisman						
Mayor Lynch						

ORDINANCE 21-26*(Public Hearing/Proposed Adoption)*
AN ORDINANCE, AMENDING A SECTION WITHIN THE TOWN CODE OF THE TOWN OF BOONTON, PART II GENERAL LEGISLATION, CHAPTER 246 SOLID WASTE.

WHEREAS, in order to maintain the public’s health, safety and welfare, the Mayor and Town Council of the Town of Boonton recognize the need to update Chapter 246, Solid Waste; and

WHEREAS, such changes are required to update the substance of a provision that was previously enacted to address solid waste. definitions and dumpsters; and

WHEREAS, the Mayor and Town Council wish to update the Town of Boonton Code of Ordinances to reflect these changes and updated fees, for the public’s knowledge.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF BOONTON, COUNTY OF MORRIS, STATE OF NEW JERSEY, THAT SECTION 130 OF THE TOWN CODE BE UPDATED ONLY AS FOLLOWS:

Article I. Garbage

§ 246-1. Definitions.

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

BULK METAL

Large items comprised primarily of metal, excluding white goods, which can be recycled such as, but not limited to, bicycles, railings, floor lamps, furnaces, storm doors and air conditioners.

BULKY WASTE

Nonrecyclable items that do not fit readily into a typical garbage can or similar waste container:

A. LARGE BULKY WASTE

Large items, including but is not limited to television sets larger than 27 inches, mattresses and box spring sets, large furniture, household construction debris (as defined in this section), large trash and similar materials

B. SMALL BULKY WASTE

Small items, including but not limited to twenty-seven-inch television or smaller; dinette chair; night stand; microwave; individual mattress or box spring; rugs and individual rolls of carpeting.

CONSTRUCTION DEBRIS

Waste resulting from the destruction or demolition of structures or buildings, or parts thereof, including materials such as, but not limited to, concrete blocks, broken concrete, wire and wood lath, timbers and wood building products, and shall include all Class B recyclable materials as defined by the State of New Jersey Department of Environmental Protection.

EQUIVALENT RESIDENTIAL UNIT

Unit of measurement equal to the number of containers that the occupant of a residential unit is permitted to place at the curb for collection on a designated collection day without incurring an additional charge.

GARBAGE

Waste or decayed animal or vegetable matter ordinarily incidental to the conduct of a household, or the handling, storage, sale and service of foodstuffs. Examples include, but are not limited to, discarded waste materials, crockery, china, containers, nonrecyclable paper, straw, excelsior, rags, ordinary floor sweepings and discarded empty nonrecyclable cartons and similar containers.

GARBAGE CAN

Includes any light-gauge steel, plastic or galvanized receptacle, closed at one end and open at the other, furnished with snug-fitting top or lid and of not more than 30 pounds when full

HAZARDOUS MATERIALS

Wastes that are hazardous by reason of their pathological, explosive, radiological or toxic characteristics.

HOUSEHOLD CONSTRUCTION DEBRIS

Debris from household construction, not requiring a construction permit, that can be contained in a garbage bag and does not exceed 30 pounds gross weight.

PUBLIC CONTAINER

Any container or receptacle owned by the Town of Boonton, located on Town property or otherwise contained within the Town of Boonton, the intended purpose of which is the collection/depositing of trash generated by the general public while on the premises wherein said containers are located.

[Added 11-21-2005 by Ord. No. 26-2005]

RECYCLABLE MATERIALS

Items and/or materials identified in the Morris County district recycling plan and items defined as Class B recyclable materials by the State of New Jersey Department of Environmental Protection.

RESIDENTIAL UNIT

A single-family dwelling unit or living quarters.

WHITE GOODS

Large household appliances comprised mostly of metal such as refrigerators, stoves, dishwashers, washing machines, dryers, air conditioners and water heaters.

§ 246-2. Preparation and removal.

All garbage, bulky waste and white goods shall be segregated, prepared for collection and placed in a readily accessible location on or at the curb in front of the premises by the occupant or occupants thereof in the manner hereinafter specified.

Garbage. Each residence or business utilizing the Town's curbside collection service shall be entitled to collection of two garbage cans per equivalent residential unit as defined in § 246-1 above, not exceeding 30 pounds gross weight each, per pickup day without incurring an additional charge. For each additional container or for each container in excess of 30 pounds, the occupant must purchase a sticker from the Town of Boonton. The hauler is forbidden to collect any additional containers or overweight containers without stickers having been affixed thereto. In addition, each and every rental unit and real property within the Town of Boonton shall be provided, at the expense of the owner/agent and/or landlord appropriate trash and recycling containers (not bags) with tight fitting lids as described under the definition section for GARBAGE CANS.

Additionally, each owner/agent and/or landlord shall provide a location for the safe and sanitary storage of all GARBAGE CANS and RECYCLING CANS within close proximity to the location of the subject property.

A. The following schedule of equivalent residential units shall apply as indicated:

Description	Number of Equivalent Residential Units
Residential unit	1
Medical office	2
Restaurant	10
Deli, bakery or other food-serving business	3
Tavern	1
Post office	1
Laundromat	3
Nursing home	5
Description	Number of Equivalent Residential Units
Club, fraternal or charitable organization	1
Hotel, for each 3 rooms	1
Offices and nonfood retail	1

B. Bulky waste and white goods. Residents and businesses desiring collection of bulky waste and white goods must purchase a sticker for each item as set forth in the schedule in § **246-3**. Bulky waste shall be placed at the curb on the regular day of garbage collection, and white goods shall be placed at the curb for collection by the Town's Public Works Department upon purchase of a sticker. The hauler may not collect white goods; nor may the hauler collect bulky items that have no stickers affixed to them.

C. Schedule. All residents and businesses utilizing the curbside collection service provided by the Town shall place solid waste at the curb no sooner than 6:00 p.m. on the evening prior to the designated day of collection. All garbage cans as defined in § **246-1** above must then be retrieved on the day of collection according to the following schedule:

Category	Schedule
Residents	No later than 8:00 p.m.
Main Street businesses	No later than 11:00 a.m.
Industry and other businesses	Upon closing, but no later than 8:00 p.m.

D. As an alternative service, residents may take any large items constructed of metal to the Town garage during normal operating hours, Monday through Friday, without charge.

E. Hazardous and/or industrial wastes are expressly prohibited.

F. Residents and businesses may not place cooking oil, including but not limited to that from deep fat fryers or collected in grease traps, at the curb for collection. Food-handling establishments shall engage the services of a recycling company or such other contractor licensed by the New Jersey Department of Environmental Protection to recycle or otherwise dispose used cooking oil generated on the premises. Residents and commercial establishments who for practical considerations, e.g., inadequate space, cannot engage the services of an oil recycler shall dispose used cooking oil at the Town's recycling center in the manner prescribed by the Public Works Superintendent. [Added 10-3-2005 by Ord. No. 24-2005]

A. Using a public container for anything other than pedestrian-generated trash, including but not limited to household or commercially generated trash, is prohibited and will be in violation of this article and shall be subject to the penalties set forth herein.

G. .

[Added 11-21-2005 by Ord. No. 26-2005]

§ 246-3. Sticker program.

B. Fees. Stickers for additional or overweight garbage containers, bulky waste or white goods shall be made available for purchase at Town Hall and at the Public Works Department during normal business hours. The fees for said stickers are as provided in Chapter **130**, Fees, Article **III**, Fee Schedule.

[Amended 12-20-2004 by Ord. No. 24-2004; at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

C. Placement. Garbage can stickers must be affixed to the top item in the can so they are plainly visible when the solid waste collector removes the lid. For bulky items and white goods, stickers shall be affixed directly on the item so that they are plainly visible to the collector. Stickers are not reusable.

D. Prohibitions. Only stickers issued by the Town of Boonton and paid for by the occupant will be acceptable under this program. Anyone attempting to circumvent the sticker program by using counterfeit or facsimile stickers or reusing previously used stickers will be in violation of this article and shall be subject to the penalties set forth herein.

§ 246-4. Violations and penalties.

Any person violating any of the provisions of this article, or failing or refusing to conform to any section or provision hereof, shall, upon conviction thereof, be liable to the penalty stated in Chapter **1**, General Provisions, Article **III**, General Penalty.

§ 246-5. Responsibility of owners.

The owner of any building, lot or land, or part thereof, where anything in violation of this article shall exist or occur, or any contractor, agent or corporation who assists in the commission of any such violation, shall each be guilty of a separate violation of this article and, upon conviction thereof, shall each be liable to the penalties set forth in § **246-4** above.

Article II. Mandatory Recycling

[1] *Editor's Note: See also Ch. 216, Recycling.*

§ 246-6. Definitions.

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

ALUMINUM CANS

Cans made entirely of aluminum, which were used to contain beverages. Specifically excluded are other aluminum products such as foil, pie pans and aluminum siding.

COMMERCIAL

Any nonresidential building or establishment, including, but not limited to, those used for retail, wholesale, dining, offices, professional services, shipping and receiving areas and cafeterias.

COMMINGLED

Recyclable items placed together in a common container(s) for collection as permitted and/or required by contract with the vendor.

CORRUGATED CARDBOARD

The term used to identify a type of paper in which a portion has been made to have a wavy surface (alternating ridge and grooves) and is placed between two flat surfaces for the sake of strength and which is commonly used to form cartons.

DESIGNATED MATERIALS

Those materials identified in the Morris County District Recycling Plan that must be separated for recycling such as, but not limited to, newspapers, corrugated cardboard, mixed paper (high-grade magazines, junk mail, scrap paper, etc.), aluminum food and beverage containers, plastic bottles, glass bottles and jars, tin/steel cans, yard waste, tires, vehicular batteries, white goods, motor oil, oil-contaminated soil (nonhazardous, Type 27), stumps (logs, branches, natural wood waste) and asphalt roofing shingles and household dry cell batteries.

GLASS

Bottles and jars made of silica, soda ash and limestone, being transparent or translucent and breakable. Specifically excluded are plastics or any other glass products such as window glass and ceramics.

INSTITUTION

An established organization or foundation dedicated to public service or culture, including, but not limited to, religious, educational, health care and governmental establishments.

NEWSPAPER

Newsprint-grade paper that is printed and distributed daily or weekly that contains news. The recycling of such material excludes soiled paper.

OFFICE PAPER

High-grade papers generally used in offices that are of high quality and do not have a glossy finish, including, but not limited to, computer, letterhead, ledger and photocopy paper.

RESIDENT

Any person who owns, leases and/or occupies dwellings within the municipality, including those in multifamily dwellings and/or single-family developments.

TIN CANS

Ferrous containers, including all metal containers made of steel and/or tin, the most common being food cans. Bimetal cans with steel sides and bottoms and aluminum tops are included in this material.

TIRES

Motor vehicle tires from passenger automobiles and light trucks and shall not include tires from vehicles with a loading capacity exceeding 1 1/2 tons.

WHITE GOODS

Any large household appliance, including refrigerators, stoves, dishwashers, water heaters, washers, dryers or other similar appliances.

YARD WASTE

Includes fallen leaves and brush (chippable, up to three inches in diameter). Grass clippings are also included in this definition.

§ 246-7. Mandatory recycling; goals.

It shall be mandatory for all residential, institutional and commercial inhabitants of the Town to source separate designated materials from all other solid waste for recycling. This shall be done in the manner described in § **246-8**. The Town accepts the state policy directive of achieving and maintaining at least a fifty-percent recycling rate of municipal solid waste.

§ 246-8. Program responsibilities and descriptions.

A. Residents of single-family units shall separate newspaper, glass, aluminum cans, tin cans and yard waste (hereinafter collectively termed "recyclables") from all other solid waste and shall segregate such recyclables for the Town curbside recycling program or recycling depot. Materials shall be prepared and placed at the curb or brought to the recycling center in accordance with rules and procedures that may be developed from time to time by the Town's Recycling Coordinator and approved by the Town Administrator. Generally, the following rules shall govern collection and dropoff:

- (1) Newspaper, corrugated cardboard and brown paper, mixed paper and commingled materials will be collected at the curb by employees of the Town's contracted hauler according to an established schedule; or may be taken to the Town recycling center (located at the Town garage) during hours and days of the week designated by the Town.
- (2) Yard wastes. Leaves are collected each fall by the Street Department, but grass clippings and brush must be taken by residents to the Town garage.

B. Residential developments (multi- and single-family) shall be responsible for establishing recycling programs for the collection of designated recyclable materials. These materials are to be stored for collection by the municipality, a private recycling vendor or deposited at the municipal recycling depot.

C. Institutions shall source separate corrugated cardboard, office paper, glass, aluminum cans and tin cans for recycling. Designated materials may be deposited at the recycling center. Otherwise, the institution shall be responsible for establishing recycling programs for collection, transportation and marketing of designated recyclable materials. Documentation of tonnage of material recycled is to be submitted in accordance with § **246-9**.

D. Commercial establishments shall source separate corrugated cardboard, office paper, glass, aluminum cans and tin cans for recycling center, if prepared according to the above specifications. Otherwise, each establishment shall be responsible for establishing recycling programs for the collection, transportation and marketing of designated recyclable materials. Documentation of tonnage of material recycled is to be submitted in accordance with § **246-9**.

E. In the case of multi-generator buildings such as apartment buildings, hotels or office buildings, the building management as well as the generator and/or hauler shall be responsible for compliance with county- and Town-mandated material source separation recycling requirements.

F. Tires shall be brought to the Town recycling center at designated times and in accordance with the fee schedule.

G. Vehicular batteries shall be brought to the Town recycling center at designated times.

H. White goods shall be picked up curbside after purchase of an appropriate sticker.

I. Household batteries shall be brought to the Town recycling center at designated times.

§ 246-9. Documentation.

A. All commercial, institutional and multifamily developments, which are not serviced by municipal recycling collection systems, must submit recycling documentation on an annual basis to the Municipal Recycling Coordinator. Each annual report must be filed by January 8 of the succeeding year.

B. The Municipal Recycling Coordinator will compile all recycling documentation and file an annual recycling tonnage report with NJDEP and the County Recycling Coordinator.

C. Those not complying will be subject to enforcement penalties defined in § **246-15**.

§ 246-10. Anti-scavenger clause.

Recyclable materials placed at the curb or recycling depot are the property of the Town or its authorized agent. It is a violation of this article for any person unauthorized by the Town to collect or pick up or cause to be collected or picked up any such recyclables. Any and each such collection in violation hereof shall constitute a separate and distinct offense punishable as hereinafter provided in § **246-15**.

§ 246-11. Sale and donation of material.

Any person who is an owner, lessee or occupant may donate or sell recyclable materials to any person (whether operating for profit or not for profit), as long as the recycling individual or company submits documentation to the Municipal Recycling Coordinator as described in § **246-9**.

§ 246-12. Authorized enforcement agent.

The Municipal Health Administrator, Code Enforcement Officer, Police Department, Public Works Department, Town Administrator and Recycling Coordinator are hereby authorized and directed to enforce all provisions of this article.

§ 246-13. Enforcement.

The Town Recycling Coordinator or his designee shall conduct inspections of garbage set out for disposal in order to determine whether recyclables are contained therein. Such inspections shall be conducted at random.

§ 246-14. Unlawful acts.

- A. It shall be unlawful to combine designated, unsoiled recyclables with other solid waste. Failure to source separate designated materials for recycling is a violation of this article.
- B. It shall be unlawful for solid waste collectors to collect solid waste that contains visible signs of designated recyclable materials. It is also unlawful for solid waste collectors to remove for disposal those bags or containers of solid waste/recyclables that visibly display a warning notice, sticker or some other device indicating that the load of solid waste contains designated recyclable materials and therefore should not be removed for disposal.
- C. It shall be the responsibility of the nonrecycler, whose solid waste was not removed because it contained recyclables, to properly segregate the uncollected waste for proper recycling. Allowing such nonseparated refuse to accumulate will be considered a violation of this article and the local sanitary code.
- D. All recycling receptacles shall be properly placed and maintained. The areas surrounding the receptacles shall be kept free of spilled recyclable materials and debris.

§ 246-15. Violations and penalties.

Any person who violates or neglects to comply with this article or any regulations promulgated pursuant thereto shall, upon conviction thereof, be punishable by a fine of not less than \$25 and not to exceed \$1,000; except that the maximum fine for failure to comply with §§ **246-7**, **246-8** and **246-9** shall not exceed \$50 for an initial violation. Each and every day that the violation continues shall be considered a separate offense.

§ 246-16. Responsibility of owners.

The owner of any building, lot or land, or part thereof, where anything in violation of this article shall exist or occur, or any contractor, agent, person or corporation who assists in the commission of any such violation, shall each be guilty of a separate violation of this article, and, upon conviction thereof, shall each be liable to the penalties set forth in § **246-4** above.

Article III. Dumpsters

§ 246-17. Permit required.

[Amended 7-21-2014 by Ord. No. 13-2014]

No person shall park or leave unattended any waste or refuse container, commonly known as a "roll-off dumpster," "roll-off container," "POD" or "bagster," on or along any Town street or road, on any public or private property without first having obtained a permit from the Zoning Officer. A permit shall be valid and remain in effect for a period of not more than; 30 days on private property; or for the duration of permitted construction activity with a valid UCC permit for dumpsters located on private property; or 10 days in the public right of way in all cases. A single extension may be granted by the Zoning Officer if deemed reasonable for a period not to exceed 10 additional days. There shall be maximum of three (3) permits per year/per property.

246-18. Application procedure.

A. Permits under this article shall be issued by the Zoning Officer. Applications shall at a minimum include the following information:

- (1) Name and address of the applicant.
- (2) Dimensions of the dumpster.
- (3) Proposed location.
- (4) Requested time period.
- (5) Effect on parking meters.

B. The Chief of Police and Superintendent of Public Works or designee may review each application for safety concerns, effect on traffic, inconvenience to the public and other potential problems. No permit shall be issued by the Zoning Officer without the written approval of the Police Chief and Superintendent of Public Works or designee.

246-18.1. Dumpster Locations and Liability

Dumpsters shall be placed on private property as a first option, then within the public rights-of-way for no more than 10 days if an off-street location is not found to be suitable. The property owner shall be

liable for any damage caused by the placement of the Dumpsters to the sidewalks and streets. The area surrounding a Dumpster shall be subject to all property maintenance standards outlined in the Town Code. No Dumpster shall be allowed to remain in a state of disassembly or disrepair.

246-19. Fees.

[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

The fee per application plus a fee per day per metered parking space that will be rendered unusable by the placement of the dumpster shall be as provided in Chapter **130**, Fees, Article **III**, Fee Schedule.

246-20. Warning devices.

To warn the operators of vehicles of the presence of a traffic hazard requiring the exercise of unusual care, any roll-off dumpster or roll-off container parked on or along any street or road shall be equipped with and display markers consisting of all yellow reflective diamond-shaped panels having a minimum size of 18 inches by 18 inches. These panels shall be mounted at the edge of the dumpster or container at both ends nearest the path of passing vehicles and facing the direction of oncoming traffic. These markers shall have a minimum mounting height of three feet from the bottom of the panels to the surface at the roadway.

246-21. Insurance.

No permit shall be issued until the applicant has obtained general liability insurance coverage with aggregate policy limits in an appropriate amount satisfactory to the Town. Prior to the issuance of a permit, the applicant shall furnish the Town with a certificate of insurance from an insurance company satisfactory to the Town. Each such certificate of insurance shall identify the coverage provided and shall provide that such insurance shall not be changed or canceled without giving 30 days' prior written notice to the Town by certified mail, return receipt requested. All such policies of insurance shall name the Town as an additional insured and shall be primary to all other available coverage. Specific reference to the dumpster and its location shall be made in all policies of insurance.

246-22. Violations and penalties.

A person who is convicted of a violation of this article shall pay a fine of not more than \$100 for each violation. In default of the payment of a fine, imprisonment in the county jail for a period of not more than 90 days may be imposed.

Article IV. Disposal of Building Materials at Town Garage § 246-23. Restricted to Town residents.

Only Town residents, who have applied for and received the necessary receipt/permit, shall be allowed to dispose building materials at the Town garage, provided that these materials originated from a residential dwelling unit located within the corporate limits of the Town.

§ 246-24. Materials allowed to be disposed; quantities.

[Amended 10-2-2017 by Ord. No. 27-2017]

A. Building materials, as used in this article, shall be limited to the following: wood (as used in framing and/or siding), wood moldings, window frames and glass, plumbing fixtures and piping, plaster, drywall, insulation, electrical wiring and fixtures, heating fixtures and piping, shingles, tar paper, gutters (wood and aluminum), doors (wood, aluminum or metal), auto parts and tires.

B. The maximum-size vehicle that will be allowed to dispose building materials at the Town garage is a three-fourths-ton pickup truck. Dump trucks or mason trucks of any size are expressly prohibited.

§ 246-25. Procedures.

The procedures to be followed for the disposal of building materials at the Town garage are as follows:

A. An application is to be completed and submitted to the Town Clerk, along with the appropriate fee. This application shall include, at a minimum, the following information:

- (1) Name, address and phone number of applicant (this must be the owner of the property where the building materials originate).
- (2) Description of materials to be disposed.

- (3) Quantity of material (truck load, station wagon, pickup truck load).
- (4) Name, address and phone number of person disposing the building materials (if different than the applicant).
- (5) Address of residential dwelling where the building materials originate.

B. A two-part receipt/permit will be issued by the Town Clerk's office authorizing the disposal of the building materials at the Town garage. This receipt/permit is to be signed by the Superintendent of Public Works (or his designee at the Town garage responsible for monitoring the dumping of building materials), who will also keep one copy of the receipt/permit for the Town's records. C. Hours of operation are to be set by the Superintendent of Public Works.

§ 246-26. Rejection of loads.

Any load of building materials approved for disposal at the Town garage may be rejected if it is determined that:

- A. The load is a larger quantity than specified on the receipt/permit.
- B. The load contains materials not included in § **246-24**.
- C. The load is determined to have originated from out-of-town.

§ 246-27. Fee schedule.

[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

The fee schedule for the dumping of building materials at the Town garage shall be as provided in Chapter **130**, Fees, Article **III**, Fee Schedule.

§ 246-28. Violations and penalties.

Any person who shall violate the provisions of this article shall be liable to the penalty stated in Chapter **1**, General Provisions, Article **III**, General Penalty.

Article V. Recycling Center

§ 246-29. Restricted to Town residents and property owners.

Town residents or owners of residential property in the Town shall be allowed to dispose of recyclables at the Town recycling center, provided that these materials originate from a residential dwelling property located within the corporate limits of the Town, and further provided that such recyclables are separated in accordance with procedures established by the Town.

§ 246-30. Procedures.

The following procedures are to be followed for disposal of recyclables at the Town recycling center:

- A. Except as permitted by Subsection **C** below, any person using the Town recycling center shall show proof of ownership of a residential property or proof of residence in the Town of Boonton. Such proof shall be in form satisfactory to the Town attendant at the center.
- B. Except as permitted in Subsection **C** below, only passenger automobiles, standard size or smaller vans and 3/4 ton or smaller pickup trucks shall be allowed access to the recycling center. Use of the center by any other vehicle is strictly prohibited.
- C. Grass clippings removed from residential properties in the Town of Boonton by landscaping contractors may be disposed at the recycling center in accordance with the following procedure:

- (1) A landscaping contractor must first obtain a permit from the Town Clerk before using the Town recycling center. Applications for a permit shall include the name and address of the contractor and the license plate number of his truck. The fee for an annual permit shall be as provided in Chapter **130**, Fees, Article **III**, Fee Schedule.

[Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I)]

- (2) No truck larger than a 3/4 ton pickup and no trailers shall be allowed access to the recycling center. Contractors shall be permitted to dump Monday through Friday from 7:00 a.m.

to 3:00 p.m. Landscaping contractors shall not be allowed access to the recycling center on Saturdays or Sundays.

(3) Landscaping contractors may dispose only grass clippings that originate from residential dwellings located within the Town as required by § **246-29**. For each load, the contractor must submit a certification signed by the resident or property owner stating the resident's name(s), the owner's name and the property address and certifying that the materials were removed solely from the qualifying residential property.

D. The disposal of any materials other than those materials that are recycled by the Town of Boonton shall be strictly prohibited. The dumping of any materials from outside the Town is strictly prohibited.

E. Hours and days of operation of the recycling center shall be set by the Superintendent of Public Works. No materials shall be disposed of at the recycling center except when the center is open and a Town attendant is present.

F. Residents shall be allowed to dispose of grass clippings at the Town recycling center during regular business hours at no cost.

G. Qualified senior citizens' grass clippings and yard waste will be picked up curbside on a twice monthly basis from May through October as follows:

(1) There will be a total of 12 pickups from May through October. In order to participate in the program, a senior citizen must fill out an application and show need for the service. Applications are available through the office of the Town Clerk.

§ 246-31. Violations and penalties.

Any person who shall violate the provisions of this article shall be subject to the penalties set forth in Chapter **1**, General Provisions, Article **III**, General Penalty, of the Town Code.

Article VI. Leaf Collection

§ 246-32. Collection schedule.

A. Leaves shall be placed in the roadway for DPW pickup beginning November 1 of each year. No other items shall be mixed with the leaves (brush, grass clippings, tree branches, etc.).

B. Although collection may not be complete, no additional leaves shall be placed in any roadway after the second pickup or December 15, whichever occurs first.

C. Each section of the Town will receive two pickups according to the annual published leaf collection schedule.

[Amended 11-7-2011 by Ord. No. 17-2011]

D. Any leaves not picked up during the normal schedule due to circumstances beyond the control of the DPW (vehicle parking, etc.) shall be the responsibility of the owner to remove.

E. Leaves shall be placed in the street no sooner than seven days prior to a scheduled or announced collection date; and shall be placed no closer than 10 feet to any storm drain.

[Added 3-21-2005 by Ord. No. 4-2005]

§ 246-33. Temporary waiver of provisions.

The provisions of Chapter **170**, Littering, § **170-1**, of the Code of the Town of Boonton, which prohibits the placing of leaves in roadways, shall not be enforced during the DPW collection period.

§ 246-34. Violations and penalties.

The violation of any section of this article shall result in a written warning which shall include a reasonable amount of time to abate the violation. If said violation is not abated, the penalties stated in Chapter **1**, General Provisions, Article **III**, General Penalty, of the Code of the Town of Boonton, shall apply.

INTRODUCED: July 20, 2026

Mayor and Town Council of the Town of Boonton in the County of Morris and State of New Jersey

Motion to Open Public Hearing						
MOVED:			SECOND:			
Motion to Open Subject for Town Council Discussion						
MOVED:			SECOND:			
Motion to Move Ordinance 21-26 Forward						
MOVED:			SECOND:			
	Yes	No	Abstain	Recuse	Absent	
Mr. Balan						
Ms. Cascone						
Ms. DeVenezia						
Ms. Lopez						
Ms. Mazzei						
Mr. Meehan						
Mr. Weisman						
Mayor Lynch						

NEW BUSINESS

ORDINANCE 22-26 *(Introduction\Title Only)*
AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWN OF BOONTON AND PROVIDING FOR REGULATION OF ELECTRONIC SMOKING DEVICES/VAPE SHOPS/EDIBLES PSYCHOACTVIE SUBSTANCES AND DRUGS

MOVED:		SECOND:			
	Yes	No	Abstain	Recuse	Absent
Mr. Balan					
Ms. Cascone					
Ms. DeVenezia					
Ms. Lopez					
Ms. Mazzei					
Mr. Meehan					
Mr. Weisman					
Mayor Lynch					

DISCUSSION

Regarding 202 Myrtle Avenue

TOWN COUNCIL MEMBERS, ADMINISTRATOR AND TOWN ATTORNEY COMMENTS

MEETING OPEN TO THE PUBLIC

ADJOURN

There being no further business, the meeting shall adjourn.

MOVED:	SECONDED:		TIME:
VOICE VOTE:	IN FAVOR: __	AGAINST: _____	