

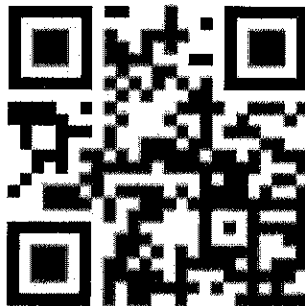
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Raritan**

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Chapter 315

STORMWATER MANAGEMENT

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[HISTORY: Adopted by the Mayor and Council of the Borough of Raritan 5-9-2006 by Ord. No. 06-08. Amendments noted where applicable.]

GENERAL REFERENCES

Drainageway and watercourse obstruction — See Ch. 143.

Flood damage prevention — See Ch. 175.

Land use and development — See Ch. 207.

Plumbing fees and charges — See Ch. 255.

Sewers — See Ch. 286.

ARTICLE I

Stormwater Management Plan

§ 315-1. Submission of plan required.

For all new construction for which a building permit is required, as well as for all soil removal for which a soil removal permit is required, within the Borough of Raritan, a stormwater management plan must be submitted to the Borough Engineer for review and approval as provided for in § 315-4 prior to any commencement of construction.

§ 315-2. Contents of plan.

Every stormwater management plan submitted to the Borough Engineer shall include the following data:

- A. The name and address of the applicant.
- B. The lot and block numbers of the site as shown on the current Borough Tax Map.
- C. The location of the site within the watershed(s) as shown on a topographic map.
- D. The location and description of significant natural and man-made features on and surrounding the site, including topography, steep slopes, all impervious surfaces, soil and drainage characteristics and presently existing stormwater runoff control devices, mechanisms or areas.
- E. The size of the nearest culvert or storm sewer downstream of the discharge area and the proposed stormwater discharge from the site.
- F. The location and description of any proposed changes to the site, whether of a permanent or temporary nature, with particular attention to impervious surfaces and interception of presently dispersed flow which may affect the capacity of the soil, vegetative cover and drainageways to absorb, retard, contain or control stormwater runoff.
- G. The designation of critical or other areas to be left undisturbed, shown in sufficient detail to be accurately marked and identified on the land.
- H. The approximate computation of the total stormwater runoff before and after the disturbance of land and/or construction of impervious surfaces.
- I. Any proposed temporary and permanent stormwater management measures.

§ 315-3. General guidelines.

The stormwater management plan shall adhere to the following general principles:

- A. The rate and velocity from the site following completion of the planned development shall not exceed that which occurred in previous undisturbed ground cover.
- B. Maximum use shall be made of presently existing stormwater runoff control devices, mechanisms or areas, such as existing berms, terraces, grass waterways, favorable hydrologic soils, swamps, swales, watercourses, woodlands and floodplains, as any proposed retention structures.
- C. Whenever practicable and when permitted by the zoning provisions of Chapter 207, Land Use and Development, the construction should aim to reduce the total area of impervious surface and not increase the runoff flow rate.
- D. Evaluation shall be made of the nature of the subwatershed(s) of which the site is a part, the receiving stream channel capacities and the points of concentration structure as shown on a Borough map showing roads, streams, culverts, bridges, and the existing drainage master plans.
- E. To the greatest possible extent, the plan shall avoid the concentration of flow and shall provide for dissipation of velocities at all concentrated discharge points.
- F. Reestablishing vegetation cover shall be in accordance with Standards and Specifications for Soil Erosion and Sediment Control in New Jersey, current edition.
- G. The plan shall establish a time schedule for temporary and permanent stormwater management measures during construction, to include seeding and establishing sod in grass waterways.

§ 315-4. Review of plan. [Amended 7-26-2011 by Ord. No. 11-07]

The stormwater management plan shall be submitted to the Borough Engineer for review and approval. If the applicant is before the Planning Board, the Borough Engineer shall report to the appropriate agency whether he approves or disapproves the stormwater management plan. The agency may condition its approval of the applicant for site plan, subdivision or variance upon approval by the Borough Engineer of the stormwater management plan. In the event that the applicant disagrees with the decision of the Borough Engineer regarding the stormwater management plan, the applicant may take an appeal to the Board before which the application is being considered.

§ 315-5. Design standards.

The Borough Engineer shall utilize the following design standards in reviewing the stormwater management plan:

- A. The stormwater management design for all residential and nonresidential development shall be in conformance with the Stormwater Management Rules (N.J.A.C. 7:8) of the State of New Jersey and the New Jersey Stormwater Best Management Practices Manual published by the NJDEP dated April 2004 and amended thereafter. These rules set forth the required components of regional and municipal stormwater management plans and establish the stormwater management design and performance standards for new

(proposed) development. The design and performance standards for new development include groundwater recharge, runoff quantity controls, runoff quality controls and Category One buffers. Details of the performance standards can be found in Subchapter 5 of the Stormwater Management Rules.

- B. All facilities are to be designed in a manner to retard velocities at the outfall and provide stream channel protection.
- C. When a natural drainage pattern is necessarily intercepted, as by a street, this shall be provided for by proper engineering means.
- D. All structures and land treatment practices shall conform to Standards and Specifications for Soil Erosion and Sediment Control in New Jersey, current edition.
- E. All water-carrying structures and/or retention areas shall be completed and stabilized prior to diversion of water to them.
- F. Prior to developing the stormwater management plan, there shall be an inventory of the site showing all existing natural and man-made drainage-related features. These shall be incorporated in the plan to the greatest possible extent in accordance with their functional capability.
- G. Drainageways and watercourses which normally carry or receive stormwater runoff shall not be overloaded with increased runoff, sediment or other pollution resulting from disturbance of soil and vegetation incident to development, construction or other activity.
- H. Due consideration shall be given to the relationship of the subject property to the natural or established drainage pattern of the subwatershed(s) of which it is a part.

§ 315-6. Factors guiding plan review.

The Borough Engineer's review of the stormwater management plan shall be guided by but not be limited to the following factors:

- A. The suitability of the applicant's proposed stormwater management measures, devices and planning techniques, whether involving on-site or off-site measures, or some combination thereof, in respect to the total stormwater runoff, velocities and rates of discharges which the applicant's proposed construction or land disturbance may generate.
- B. Existing topography, present vegetation and soil factors, subject to field verification.
- C. Groundwater recharge and discharge areas and wet soils, as shown on the United States Department of Agriculture Soil Conservation Service Map, "Alluvial, Poorly Drained and Somewhat Poorly Drained Soils."
- D. Groundwater quality, as determined by chemical and biological analysis, as required by the Borough Engineer.
- E. Soil characterization from the surface to the groundwater level.
- F. The quantity of available groundwater.

- G. Wastewater disposal and its effect on groundwater quality.
- H. The seasonal high groundwater table.
- I. The design storm.
- J. The natural drainage flows and patterns in the subwatersheds affected by the plan.
- K. Any existing land uses in both the immediate area and in the surrounding drainage region.
- L. Any other applicable or relevant environmental and resource protection ordinances in effect.

§ 315-7. Building permits; inspections; certificate of occupancy.

- A. Building permits. No building permit shall be issued by the Building Inspector without an approval of the stormwater management plan by the Borough Engineer.
- B. Inspection.
 - (1) The applicant shall bear full and final responsibility for the installation and construction of all required stormwater runoff control measures according to the provision of his approved plan and this article. The Borough Engineer shall inspect the site during its preparation and development to ensure that all stormwater management measures have been constructed in accordance with the provisions of the applicant's approved plan under this article.
 - (2) The Borough Engineer shall make periodic site visits after project completion to assure that all parts of the plan have been complied with.
- C. Certificate of occupancy. No certificate of occupancy shall be issued by the Building Inspector unless and until receipt of a certification by the Borough Engineer that the construction complies with the approved stormwater management plan.

§ 315-8. Special requirements for single-family dwellings. [Amended 7-26-2011 by Ord. No. 11-07]

All single-family residential dwellings are exempt from the requirement in this article of submission of a stormwater management plan. However, in all such dwellings, house leaders must be connected into an on-site dry well (of sufficient size to handle the discharge from the dwelling), a Borough drainage facility or a Borough drainageway approved by the Borough Engineer. This section shall in no way be construed as limiting the power of the Planning Board to require submission of information and/or plans relating to stormwater management.

§ 315-9. Violations and penalties.

- A. Any person violating the provisions of this article shall, upon conviction thereof, be subject to a fine not exceeding \$2,000, imprisonment for a period not exceeding 90 days and/or a period of community service not exceeding 90 days.¹
- B. Any person convicted of a violation of any provision of this article shall be liable for the cost of correcting said violation.

ARTICLE II
Improper Disposal of Waste

§ 315-10. Purpose.

The purpose of this article is to prohibit the spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) operated by the Borough of Raritan, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 315-11. Definitions; word usage.

For the purpose of this article, the following terms, phrases, words, and their derivations shall have the meanings stated herein, unless their use in the text of this article clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) — A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by the Borough of Raritan or other public body and is designed and used for collecting and conveying stormwater.

PERSON — Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

STORMWATER — Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

§ 315-12. Prohibited conduct.

The spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system operated by the Borough of Raritan is prohibited. The spilling, dumping, or disposal of materials other than stormwater in such a manner as to cause the discharge of pollutants to the municipal separate storm sewer system is also prohibited.

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

§ 315-13. Exceptions.

Exceptions to prohibition:

- A. Waterline flushing and discharges from potable water sources.
- B. Uncontaminated groundwater (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising groundwaters).
- C. Air-conditioning condensate (excluding contact and noncontact cooling water).
- D. Irrigation water (including landscape and lawn watering runoff).
- E. Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows.
- F. Residential car washing water and residential swimming pool discharges.
- G. Sidewalk, driveway and street wash water.
- H. Flows from fire-fighting activities.
- I. Flows from rinsing of the following equipment with clean water:
 - (1) Equipment used in the application of salt and deicing materials immediately following salt and deicing material applications. Prior to rinsing with clean water, all residual salt and deicing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded.
 - (2) Rinsing of equipment, as noted in the above situation, is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

§ 315-14. Enforcement.

This article shall be enforced by the Borough of Raritan Police Department and Zoning Officer.

§ 315-15. Violations and penalties.²

Any person violating or failing to comply with any of the provisions of this article shall, upon conviction thereof, be punishable by a fine not exceeding \$2,000, imprisonment for a period not exceeding 90 days and/or a period of community service not exceeding 90 days, in the discretion of the Judge. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

ARTICLE III
Illicit Connections

§ 315-16. Purpose.

The purpose of this article is to prohibit illicit connections to the municipal separate storm sewer system(s) operated by the Borough of Raritan, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 315-17. Definitions; word usage.

For the purpose of this article, the following terms, phrases, words, and their derivations shall have the meanings stated herein, unless their use in the text of this article clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory. The definitions below are the same as or based on corresponding definitions in the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A-1.2.

DOMESTIC SEWAGE — Waste and wastewater from humans or household operations.

ILLICIT CONNECTION — Any physical or nonphysical connection that discharges domestic sewage, noncontact cooling water, process wastewater, or other industrial waste (other than stormwater) to the municipal separate storm sewer system operated by the Borough of Raritan, unless that discharge is authorized under a NJPDES permit other than the Tier A municipal stormwater general permit (NJPDES Permit No. NJ0141852). Nonphysical connections may include, but are not limited to, leaks, flows, or overflows into the municipal separate storm sewer system.

INDUSTRIAL WASTE — Nondomestic waste, including, but not limited to, those pollutants regulated under Section 307(a), (b), or (c) of the Federal Clean Water Act [33 U.S.C. § 1317(a), (b), or (c)].

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) — A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by the Borough of Raritan or other public body and is designed and used for collecting and conveying stormwater.

NJPDES PERMIT — A permit issued by the New Jersey Department of Environmental Protection to implement the New Jersey Pollutant Discharge Elimination System (NJPDES) rules at N.J.A.C. 7:14A.

NONCONTACT COOLING WATER — Water used to reduce temperature for the purpose of cooling. Such waters do not come into direct contact with any raw material, intermediate product (other than heat) or finished product. Noncontact cooling water may, however, contain algacides, or biocides to control fouling of equipment such as heat exchangers, and/or corrosion inhibitors.

PERSON — Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

PROCESS WASTEWATER — Any water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, by-product, or waste product. "Process wastewater" includes, but is not limited to, leachate and cooling water other than noncontact cooling water.

STORMWATER — Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

§ 315-18. Prohibited conduct.

No person shall discharge or cause to be discharged through an illicit connection to the municipal separate storm sewer system operated by the Borough of Raritan any domestic sewage, noncontact cooling water, process wastewater, or other industrial waste (other than stormwater).

§ 315-19. Enforcement.

This article shall be enforced by the Raritan Borough Police Department and/or other officials on behalf of the Borough of Raritan.

§ 315-20. Violations and penalties. ³

Any person(s) who is found to be in violation of the provisions of this article shall be subject to a fine not exceeding \$2,000, imprisonment for a period not exceeding 90 days and/or a period of community service not exceeding 90 days.

**ARTICLE IV
Feeding of Wildlife**

§ 315-21. Purpose.

The purpose of this article is to prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by the Borough of Raritan, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

§ 315-22. Definitions; word usage.

For the purpose of this article, the following terms, phrases, words and their derivations shall have the meanings stated herein, unless their use in the text of this article clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words

³ Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

FEED — To give, place, expose, deposit, distribute or scatter any edible material with the intention of feeding, attracting or enticing wildlife. Feeding does not include baiting in the legal taking of fish and/or game.

PERSON — Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

WILDLIFE — All animals that are neither human nor domesticated.

§ 315-23. Prohibited conduct.

No person shall feed, in any public park or on any other property owned or operated by the Borough of Raritan, any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers or unconfined wildlife at environmental education centers).

§ 315-24. Enforcement.

- A. This article shall be enforced by the Borough of Raritan Police Department and the Zoning Officer of the Borough.
- B. Any person found to be in violation of this article shall be ordered to cease the feeding immediately.

§ 315-25. Violations and penalties. ⁴

Any person violating or failing to comply with any of the provisions of this article shall, upon conviction thereof, be punishable by a fine not exceeding \$2,000, imprisonment for a period not exceeding 90 days and/or a period of community service not exceeding 90 days, in the discretion of the Judge. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.

ARTICLE V

Private Storm Drain Inlet Retrofitting [Added 9-22-2009 by Ord. No. 09-05]

§ 315-26. Purpose.

The purpose of this article is to require the retrofitting of existing storm drain inlets which are in direct contact with repaving, repairing, reconstruction, or resurfacing or alterations of facilities on private property, to prevent the discharge of solids and floatables (such as plastic bottles, cans, food wrappers and other litter) to the municipal separate storm sewer system(s)

4. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

operated by the Borough of Raritan, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 315-27. Definitions; word usage.

For the purpose of this article, the following terms, phrases, words, and their derivations shall have the meanings stated herein, unless their use in the text of this article clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) — A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by the Borough of Raritan or other public body and is designed and used for collecting and conveying stormwater.

PERSON — Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

STORM DRAIN INLET — An opening in a storm drain used to collect stormwater runoff and includes, but is not limited to, a grate inlet, curb-opening inlet, slotted inlet, and combination inlet.

WATERS OF THE STATE — The ocean and its estuaries and all springs, streams and bodies of surface water or groundwater, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

§ 315-28. Prohibited conduct.

No person in control of private property (except a residential lot with one single-family house) shall authorize the repaving, repairing (excluding the repair of individual potholes), resurfacing (including top coating or chip sealing with asphalt emulsion or a thin base of hot bitumen), reconstructing or altering of any surface that is in direct contact with an existing storm drain inlet on that property unless the storm drain inlet either:

- A. Already meets the design standard below to control passage of solid and floatable materials; or
- B. Is retrofitted or replaced to meet the standard in § 315-29 below prior to the completion of the project.

§ 315-29. Design standard.

Storm drain inlets identified in § 315-28 above shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this section, "solid and floatable materials" means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard, see Subsection C below.

A. Grates.

- (1) Design engineers shall use either of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:
 - (a) The New Jersey Department of Transportation (NJDOT) bicycle-safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines (April 1996); or
 - (b) A different grate, if each individual clear space in that grate has an area of no more than 7.0 square inches or is no greater than 0.5 inch across the smallest dimension.
- (2) Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) of combination inlets, grates on storm sewer manholes, ditch grates, trench grates, and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels, and stormwater basin floors.

B. Whenever design engineers use a curb-opening inlet, the clear space in that curb opening (or each individual clear space, if the curb opening has two or more clear spaces) shall have an area of no more than seven square inches or be no greater than two inches across the smallest dimension.

C. This standard does not apply:

- (1) Where the Municipal Engineer agrees that this standard would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets that meet these standards;
- (2) Where flows are conveyed through any device (e.g., end-of-pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:
 - (a) A rectangular space 4 5/8 inches long and 1 1/2 inches wide (This option does not apply for outfall netting facilities.); or
 - (b) A bar screen having a bar spacing of 0.5 inch;
- (3) Where flows are conveyed through a trash rack that has parallel bars with one-inch spacing between the bars; or
- (4) Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New-Jersey-Register-listed historic property.

§ 315-30. Enforcement.

This article shall be enforced by the Borough Police Department and/or the Construction Official of the Borough of Raritan.

§ 315-31. Violations and penalties. ⁵

Any person(s) who is found to be in violation of the provisions of this article shall be subject to a fine not exceeding \$2,000, imprisonment for a period not exceeding 90 days and/or a period of community service not exceeding 90 days for each storm drain inlet that is not retrofitted to meet the design standard.

ARTICLE VI**Refuse Containers and Dumpsters**

[Added 9-22-2009 by Ord. No. 09-06]

§ 315-32. Purpose.

The purpose of this article is to require dumpsters and other refuse containers that are outdoors or exposed to stormwater to be covered at all times and prohibit the spilling, dumping, leaking or other discharging of liquids, semiliquids or solids from the containers to the municipal separate storm sewer system(s) operated by the Borough of Raritan and/or the waters of the state, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 315-33. Definitions; word usage.

For the purpose of this article, the following terms, phrases, words, and their derivations shall have the meanings stated herein, unless their use in the text of this article clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) — A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) that is owned or operated by Borough of Raritan or other public body and is designed and used for collecting and conveying stormwater.

PERSON — Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

REFUSE CONTAINER — Any waste container that a person controls, whether owned, leased, or operated, including dumpsters, trash cans, garbage pails, and plastic trash bags.

5. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

STORMWATER — Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.

WATERS OF THE STATE — The ocean and its estuaries and all springs, streams and bodies of surface water or groundwater, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

§ 315-34. Covering of refuse containers or dumpsters; prevention of leaks.

- A. Any person who controls, whether owned, leased, or operated, a refuse container or dumpster must ensure that such container or dumpster is covered at all times and shall prevent refuse from spilling out or overflowing.
- B. Any person who owns, leases or otherwise uses a refuse container or dumpster must ensure that such container or dumpster does not leak or otherwise discharge liquids, semiliquids or solids to the municipal separate storm sewer system(s) operated by the Borough of Raritan.

§ 315-35. Exceptions.

Exceptions to prohibition:

- A. Permitted temporary demolition containers.
- B. Litter receptacles (other than dumpsters or other bulk containers).
- C. Individual homeowner trash and recycling containers.
- D. Refuse containers at facilities authorized to discharge stormwater under a valid NJPDES permit.
- E. Large bulky items (e.g., furniture, bound carpet and padding, white goods placed curbside for pickup).

§ 315-36. Enforcement.

This article shall be enforced by the Police Department and/or the Construction Official of the Borough of Raritan.

§ 315-37. Violations and penalties. ⁶

Any person(s) who is found to be in violation of the provisions of this article shall be subject to a fine not exceeding \$2,000, imprisonment for a period not exceeding 90 days and/or a period of community service not exceeding 90 days.

6. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).