

**ORDINANCE #5.23.06e**  
**ORDINANCE AMENDING ORDINANCE OF APRIL 21, 1977 OF THE**  
**ORDINANCES OF THE TOWNSHIP OF SHREWSBURY ENTITLED**  
**“LITTERING”**

**BE IT ORDAINED**, by the Mayor and Township Committee of the Township of Shrewsbury, County of Monmouth and State of New Jersey, that all prior ordinances, including the Ordinance adopted on April 21, 1977, entitled “Littering” shall be amended as follows:

**Section 1-Entitled “Short Title” and “Purpose” shall be Amended as**

**Follows:**

1. This Ordinance shall establish requirements to control littering in the Township of Shrewsbury, so as to protect the public health, safety and welfare and to prescribe penalties for the failure to comply.

**Section 2 Entitled “Definitions” Shall be amended as follows:**

1. Litter – any used or unconsumed substance or waste material which has been discarded, whether made of aluminum, glass, plastic, rubber, paper or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers or other packaging or construction material, but does not include the waste of the primary processes of mining or other extraction processes, logging, sawmilling, farming or manufacturing.

2. Litter Receptacle – a container suitable for the depositing of litter.
3. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

**Section 3 Entitled “Litter in Public Places” Shall be Amended to include Entitled “Prohibited Acts” and Shall be Amended Further as Follows:**

1. It shall be unlawful for any person to throw, drop, discard or otherwise place any litter of any nature upon public or private property other than in a litter receptacle, or having done so, to allow such litter to remain.

2. Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat in violation of this Ordinance, the operator or owner, or both, of the motor vehicle or boat shall also be deemed to have violated this Ordinance.

**Section 24 Shall be Added and Entitled “Enforcement”**

The provisions of this Ordinance shall be enforced by the Shrewsbury Township Special Code Enforcement Officer, The New Jersey State Police and any future Police Department that may either be established by Shrewsbury Township or shall enforce the laws of Shrewsbury Township through any Interlocal Agreement.

**Section 25 Entitled “Penalties” Shall be Amended as Follows:**

Any person, firm or corporation violating any provision of this Ordinance shall, upon conviction, be subject to a fine not exceeding \$1,250.00, a term of imprisonment not exceeding 90 days or a period of community service not exceeding 90 days or any combination thereof.

**BE IT FURTHER ORDAINED**, that each section, subsection, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**BE IT FURTHER ORDAINED AND ENACTED**, that this Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

Township Committee Person introduced the aforesaid

Ordinance and

Seconded said Ordinance for introduction.

ROLL CALL

Affirmative: 3

Negative: 0

Abstain: 0

Absent: 0

Dated: 5/23 , 2006