

VILLAGE OF RIDGEWOOD
ORDINANCE NO. 2963

AN ORDINANCE TO REPLACE CHAPTER 165, SECTION 165-7 OF
THE CODE OF THE VILLAGE OF RIDGEWOOD

BE IT ORDAINED by the Village Council of the Village of Ridgewood:

Section 1. Purpose: An Ordinance to establish requirements to control littering in the Village of Ridgewood so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

Section 2. Definitions: For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter 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.

- A. 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 lighted/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 materials; or any dirt, sand, gravel, clay, loam, stone or building rubbish, hay, straw, oats, sawdust, shavings or other light materials of any sort of manufacturing, or ashes, manure, or other organic refuse or other offensive matter.
- B. Litter Receptacle – A container suitable for the depositing of litter.
- C. Person – Any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

Section 3. Prohibited acts and regulated activities:

- A. It shall be unlawful for any person to throw, drop, discard or otherwise place any litter of any nature upon any public street; public place; private property or any vacant or unused land not owned by said person.
- B. 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 4. Enforcement: The provisions of this Ordinance shall be enforced by the Village of Ridgewood Police Department, and/or the Construction Official, and/or the Health Department Sanitarian, and/or the Director of Public Works or his/her designate representative.

Section 5. Penalties: Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed one thousand dollars (\$1,000.00). Chapter 165, Section 165-48 of the Code of the Village of Ridgewood shall be modified by this Ordinance to establish a minimum fine of twenty-five dollars (\$25.00) and a maximum fine of one thousand dollars (\$1,000.00).

Each section, subsection, sentence, 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.

Section 6. Effective Date: This Ordinance shall take effect immediately upon passage and publication as required by law.

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FOR AFFIRMANCE: Councilmembers: Harlow, Mancuso, Ringler Shagin,
Wiest and Mayor Pfund

NAYS: None

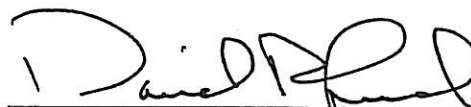
ABSENT: None

ABSTAIN: None

Introduction Date: November 9, 2005

Adoption Date: December 14, 2005

Effective Date: January 3, 2006



David T. Pfund, Mayor

ATTEST:



Heather A. Mailander, Village Clerk