

ARTICLE IV
Yard Waste Collection and Disposal Program
[Added 10-2-2023 by Ord. No. 966-2023]

§ 164-35. Purpose.

The purpose of this article is to establish a yard waste collection and disposal program in the Borough of Milford, to protect public health, safety, and welfare, and to prescribe penalties for the failure to comply.

§ 164-36. Definitions.

For 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 discretionary.

CONTAINERIZED — The placement of yard waste in a trash can, bucket, bag, or other vessel, such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.

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

STREET — Any street, avenue, boulevard, road, parkway, viaduct, drive, or other way, which is an existing state, county, or municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas, and other areas within the street lines.

YARD WASTE — Leaves and grass clippings.

§ 164-37. Yard waste collection.

Sweeping, raking, blowing, or otherwise placing yard waste that is not containerized at the curb or along the street is only allowed during the seven days prior to a scheduled and announced collection, and shall not be placed closer than 10 feet from any storm drain inlet. Placement of such yard waste at the curb or along the street at any other time or in any other manner is a violation of this article. If such placement of yard waste occurs, the party responsible for placement of the yard waste must remove the yard waste from the street or said party shall be deemed in violation of this article.

§ 164-38. Violations, penalties, and enforcement.

Any person who violates the terms of this article shall pay a fine of not less than \$75 but no more than \$1,500 plus court costs. This article shall be enforced by the Borough's Zoning Officer or other Borough personnel as may be assigned by resolution of the Milford Borough Common Council

§ 164-39. Repealer.

All ordinances or parts of ordinances in conflict or inconsistent with any part of this article are hereby repealed to the extent that they are in conflict or inconsistent.

§ 164-40. Severability.

If any section, provision, or part of provision of this article shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this article, or any part thereof, other than the part so held unenforceable or invalid.

§ 164-41. Effective date.

This article shall take effect after passage and publication in the manner provided by law.