

\*\*\*\*ADOPTED DECEMBER 16, 2013\*\*\*\*

**TOWNSHIP OF DELANCO**

**ORDINANCE 2013-12**

**AMENDING THE TOWNSHIP CODE AT CHAPTER 245 GOVERNING  
“SOLID WASTE AND MANDATORY RECYCLING” TO REQUIRE DEVELOPERS  
OF NEWLY CONSTRUCTED UNITS TO ACQUIRE RECYCLING CARTS**

**WHEREAS**, the Township of Delanco desires to ensure that all newly constructed units shall be supplied a recycling cart of the type required by the County recycling program at the time of Certificate of Occupancy by the Developer.

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Township Committee of the Township of Delanco, County of Burlington, State of New Jersey that the Code of the Township of Delanco be amended as follows:

**SECTION ONE.**

Chapter 245, governing “Solid Waste and Mandatory Recycling” is hereby amended by creating a new subsection as follows:

**§245-38.1. Responsibilities of Builders and Developers.**

- A. It shall be the responsibility of the builder or developer of every new residential unit (other than multi-family units covered under Section 38 above), by paying the required fee, to request and obtain one Curbside Recycling Container for each new residential unit constructed within the Township.
- B. The builder or developer shall acquire the largest size container offered. A builder or developer that desires to acquire a smaller cart than required herein may seek a formal waiver from the Township Committee based upon age of the population of the development, size of the units, or such other contributing factors that may suggest a smaller cart would be appropriate.

**SECTION TWO:** All Ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

**SECTION THREE:** If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

**SECTION FOUR:** This ordinance shall take effect immediately upon final passage and publication according to law.