

ORDINANCE NO. 2018-18

**ORDINANCE OF THE BOROUGH OF RED BANK,
COUNTY OF MONMOUTH, NEW JERSEY
AMENDING AND SUPPLEMENTING CHAPTER 590,
SOLID WASTE, ARTICLE IV "COLLECTION FROM
RETAIL FOOD ESTABLISHMENTS"**

Councilman Whelan offered the following ordinance and moved its adoption:

BE IT ORDAINED by the Governing Body of the Borough of Red Bank that Chapter 590 of the Revised General Ordinances of the Borough of Red Bank, Monmouth County, "Solid Waste," Article IV "Collection from Retail Food Establishments is hereby amended and supplemented as follows:

SECTION ONE: Subsection 590-24 "Private Collection Required" is hereby amended and supplemented as follows (stricken text denotes deletions, underlined text denotes additions):

Every retail food establishment must have its own solid waste collected by a legally qualified solid waste collector. Collections shall occur daily, or at such other frequencies and in such a manner as to avoid or prevent a public health annoyance or nuisance including, but not limited to, the development of odors and the attraction of vermin, but in no event shall collection be less than twice per week. Collections shall not occur between the hours of 11:00 pm and 6:00 am.

SECTION TWO: Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

SECTION THREE: If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION FOUR: This Ordinance shall take effect immediately upon its passage and adoption according to law.

Seconded by Councilman Zipprich and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Taylor	(x)	()	()	()
Councilman Whelan	(x)	()	()	()
Councilman Yngstrom	(x)	()	()	()
Councilman Ballard	(x)	()	()	()
Councilman Zipprich	(x)	()	()	()
Councilwoman Horgan	(x)	()	()	()

Dated: May 9, 2018