

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: O-5-2024-010

ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
AMENDING THE CODE OF THE TOWNSHIP OF MONROE
SECTION 108-5.27 ENTITLED “STORMWATER MANAGEMENT”

BE IT ORDAINED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey, that Section 108-5.27 of the code of the Township of Monroe entitled “Stormwater Management” is hereby amended to include the following: (new text is in red and underlined)

SECTION XI. Privately-Owned Salt Storage

A. Purpose:

The purpose of this ordinance is to prevent stored salt and other solid de-icing materials from being exposed to stormwater. This ordinance establishes requirements for the storage of salt and other solid de-icing materials on properties not owned or operated by the municipality (privately-owned), including residences, in Monroe Township to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

B. 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 consistent 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.

“De-icing materials” means any granular or solid material such as melting salt or any other granular solid that assists in the melting of snow.

“Impervious surface” means a surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.

“Storm drain inlet” means the point of entry into the storm sewer system.

“Permanent structure” means a permanent building or permanent structure that is anchored to a permanent foundation with an impermeable floor, and that is completely roofed and walled (new structures require a door or other means of sealing the access way from wind driven rainfall). A fabric frame structure is a permanent structure if it meets the following specifications: 1. Concrete blocks, jersey barriers or other similar material shall be placed around the interior of the structure to protect the side walls during loading and unloading of de-icing materials; 2. The design shall prevent stormwater run-on and run through, and the fabric cannot leak; 3. The structure shall be erected on an impermeable slab; 4. The structure cannot be open sided; and 5. The structure shall have a roll up door or other means of sealing the access way from wind driven rainfall.

“Person” means any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

“Resident” means a person who resides on a residential property where de-icing material is stored.

C. Deicing Material Storage Requirements:

A. Temporary outdoor storage of de-icing materials in accordance with the requirements below is allowed between October 15th and April 15th:

1. Loose materials shall be placed on a flat, impervious surface in a manner that prevents stormwater run-through;

2. Loose materials shall be placed at least 50 feet from surface water bodies, storm drain inlets, ditches and/or other stormwater conveyance channels;

3. Loose materials shall be maintained in a cone-shaped storage pile. If loading or unloading activities alter the cone-shape during daily activities, tracked materials shall be swept back into the storage pile, and the storage pile shall be reshaped into a cone after use;

4. Loose materials shall be covered as follows:

a. The cover shall be waterproof, impermeable, and flexible;

- b. The cover shall extend to the base of the pile(s);
- c. The cover shall be free from holes or tears;
- d. The cover shall be secured and weighed down around the perimeter to prevent removal by wind; and
- e. Weight shall be placed on the cover(s) in such a way that minimizes the potential of exposure as materials shift and runoff flows down to the base of the pile.

(1) Sandbags lashed together with rope or cable and placed uniformly over the flexible cover, or poly-cord nets provide a suitable method. Items that can potentially hold water (e.g., old tires) shall not be used;

5. Containers must be sealed when not in use; and

6. The site shall be free of all de-icing materials between April 16th and October 14th.

B. De-icing materials should be stored in a permanent structure if a suitable storage structure is available. For storage of loose de-icing materials in a permanent structure, such storage may be permanent, and thus not restricted to October 15 - April 15.

C. The property owner, or owner of the de-icing materials if different, shall designate a person(s) responsible for operations at the site where these materials are stored outdoors, and who shall document that weekly inspections are conducted to ensure that the conditions of this ordinance are met. Inspection records shall be kept on site and made available to the municipality upon request.

1. Residents who operate businesses from their homes that utilize de-icing materials are required to perform weekly inspections.

D. Exemptions:

Residents may store de-icing materials outside in a solid-walled, closed container that prevents precipitation from entering and exiting the container, and which prevents the de-icing materials from leaking or spilling out. Under these circumstances, weekly inspections are not necessary, but repair or replacement of damaged or inadequate containers shall occur within 2 weeks. If containerized (in bags or buckets) de-icing materials are stored within a permanent structure, they are not subject to the storage and inspection requirements in Section III above. Piles of de-icing materials are not exempt, even if stored in a permanent structure. This ordinance does not apply to facilities where the stormwater discharges from de-icing material storage activities are regulated under another NJPDES permit.

SECTION XII. Enforcement:

This ordinance shall be enforced by the Police Department and/or Code Enforcement of the Township of Monroe during the course of ordinary enforcement duties.

SECTION XI. SECTION XIII. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall have 72 hours to complete corrective action. Repeat violations and/or failure to complete corrective action shall result in fines.

Any person(s) who erects, constructs, alters, repairs, converts, maintains, or uses any building, structure or land in violation of this ordinance may be subject to penalties as permitted by the Code of the Township of Monroe.

SECTION XII. SECTION XIV. Severability:

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 XIII. SECTION XV. Effective Date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.


SO, ORDAINED as aforesaid.


MIRIAM COHEN, Council President

RECORDED VOTE – INTRODUCTION – May 6, 2024						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Dipierro			X			
Councilman Markel			X			
Councilwoman Siegel		X	X			
Council V. President Van Dzura	X		X			
Council President Cohen			X			

NOTICE

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at a meeting of the Monroe Township Council held on May 6, 2024. Said Ordinance will again be read and considered for final passage at the next scheduled meeting of the Monroe Township Council to be held on June 5, 2024, at 6:30 p.m. at the Monroe Township Municipal Building, 1 Municipal Plaza, Monroe Township, New Jersey 08831. At said time and place all persons having an interest in the foregoing Ordinance will be granted an opportunity to be heard concerning the same prior to consideration for final passage by the Council.



 CHRISTINE ROBBINS, Township Clerk


RECORDED VOTE – SECOND READING & FINAL ADOPTION – June 5, 2024						
COUNCIL	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Councilman Dipierro	X		X			
Councilman Markel			X			
Councilwoman Siegel			X			
Council V. President Van Dzura		X	X			
Council President Cohen			X			

ORDINANCE NO.: O-5-2024-010

**ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
 AMENDING THE CODE OF THE TOWNSHIP OF MONROE
 SECTION 108-5.27 ENTITLED “STORMWATER MANAGEMENT”**

MAYORAL APPROVAL

By virtue of the Optional Municipal Charter Law of 1950 and Chapter 3, Section 19 of the Code of the Township of Monroe, my approval of this Ordinance is effected by the affixing of my signature hereto.



 STEPHEN DALINA, Mayor

Date signed: 06/06/2024

MONROE TOWNSHIP PLANNING BOARD RESOLUTION
RECOMMENDATION OF AMENDMENT TO CHAPTER 108
LAND DEVELOPMENT ORDINANCE


WHEREAS, the MONROE TOWNSHIP PLANNING BOARD, has received a recommendation from the Township Attorney to amend Section 108-5.27 of the Land Development Ordinance as indicated in the proposed Ordinance #O-5-2024-010 entitled *Ordinance of the Monroe Township Council Amending The Code of The Township Of Monroe Section 108-5.27 Entitled "Stormwater Management"* attached hereto as Exhibit A; and

WHEREAS, the MONROE TOWNSHIP PLANNING BOARD believes that this amendment is meritorious, and should be recommended and referred to the Monroe Township Council, pursuant to N.J.S.A. 40:55D-26.

NOW THEREFORE BE IT RESOLVED by the MONROE TOWNSHIP PLANNING BOARD on this 29th day of May, 2024 that it hereby recommends that Chapter 108 Land Development Ordinance Section 108-5.27 be amended as indicated in the proposed Ordinance #O-5-2024-010 entitled *Ordinance of the Monroe Township Council Amending The Code of The Township Of Monroe Section 108-5.27 Entitled "Stormwater Management"* attached hereto as Exhibit A; and

It is Further Resolved that this Resolution and Exhibit A be delivered to the Township Attorney, Township Clerk, and Monroe Township Council forthwith.

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Monroe Township Planning Board on May 29, 2024 and memorialized on May 29, 2024.


LAURA ZALEWSKI
Board Secretary



Township of Monroe

County of Middlesex

CHRISTINE ROBBINS
Township Clerk

Municipal Complex
1 Municipal Plaza
Monroe Township, NJ
08831-1900
Phone (732) 656-4573
Fax (732) 521-3190

Affidavit of Publication

I, Tanya Pannucci, Deputy Township Clerk, of the Township of Monroe, County of Middlesex, State of New Jersey, do hereby certify that the attached legal notice is a true copy of such notice, which was published in the Home News Tribune, the official newspaper of Monroe Township and a newspaper of general circulation in the County of Middlesex on June 10, 2024.

Tanya Pannucci

Tanya Pannucci, Deputy Township Clerk

Monday, June 10, 2024

Notice Content

MONROE TOWNSHIP, MIDDLESEX COUNTY NOTICE OF FINAL ADOPTION Notice is hereby given that the following entitled Ordinance was introduced and passed on First Reading at the regular meeting of the Monroe Township Council held on May 6, 2024. Furthermore, this Ordinance was adopted after a Public Hearing was held at the June 5, 2024 meeting of the Monroe Township Council which was held in the Monroe Twp. Municipal Building, One Municipal Plaza, Monroe Twp., N.J. 08831 and was thereafter approved and signed by the Mayor on June 6, 2024. MONROE TOWNSHIP, MIDDLESEX COUNTY ORDINANCE NO.: O-5-2024-010 "ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MONROE SECTION 108-5.27 ENTITLED "STORMWATER MANAGEMENT. (Privately Owned Salt Storage)." CHRISTINE ROBBINS, R.M.C Township Clerk 6/10/2024 (\$15.60)



Township of Monroe

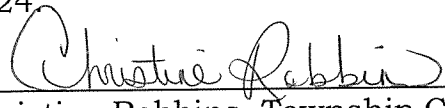
County of Middlesex

CHRISTINE ROBBINS
Township Clerk

Municipal Complex
1 Municipal Plaza
Monroe Township, NJ
08831-1900
Phone (732) 656-4573
Fax (732) 521-3190

Affidavit of Publication

I, Christine Robbins, Township Clerk, of the Township of Monroe, County of Middlesex, State of New Jersey, do hereby certify that the attached legal notice is a true copy of such notice, which was published in the Home News Tribune, the official newspapers of Monroe Township and newspaper of general circulation in the County of Middlesex on May 13, 2024.



Christine Robbins, Township Clerk

Ad Number: 202405171215137383481 852238430

Run Date: May 13, 2024

MONROE TOWNSHIP

NOTICE OF PENDING ORDINANCE

ORDINANCE NO.: O-4-2024-010

NOTICE IS HEREBY GIVEN THAT AN ORDINANCE ENTITLED: "ORDINANCE OF THE MONROE TOWNSHIP COUNCIL AMENDING THE CODE OF THE TOWNSHIP OF MONROE SECTION 108-5.27 ENTITLED "STORMWATER MANAGEMENT", has been introduced and passed on first reading at the regular meeting of the Monroe Township Council held on May 6, 2024 and will be further considered for final passage after a Public Hearing during the council meeting to be held on June 5, 2024 at 6:30 p.m. in the Monroe Twp. Municipal Building, One Municipal Plaza, Monroe Twp., N.J. 08831. At said time and place, all persons will be granted the opportunity to be heard concerning this Ordinance prior to its consideration for adoption by Council.

The purpose of this ordinance is to prevent stored salt and other solid de-icing materials from being exposed to stormwater. This ordinance establishes requirements for the storage of salt and other solid de-icing materials on properties not owned or operated by the municipality (privately-owned), including residences, in Monroe Township to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

The proposed Ordinance in its entirety can be viewed on the Township website, www.monroetwp.com and is on file in the Municipal Clerk's Office. Copies may be obtained without charge between the hours of 8:30am and 4:30pm. Monday through Friday.

Christine Robbins, Municipal Clerk (\$35.10)