

BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY

ORDINANCE 2026-20

**AN ORDINANCE AMENDING CHAPTER 286:
“LITTERING; SOLID WASTE AND RECYCLABLES
COLLECTION” OF THE BOROUGH’S REVISED
GENERAL ORDINANCES TO PROHIBIT DEPOSITING
DEBRIS INTO STREETS AND STORM DRAINS.**

Mayor Gubitosi offered the following Ordinance and moved its introduction:

WHEREAS, the Borough of Bradley Beach (the “Borough”) is responsible for the maintenance and cleaning of the municipal streets and storm drains within the Borough; and

WHEREAS, the Borough finds it to be in the best interests of its residents and surrounding environment to prohibit the depositing of debris into Borough streets and storm drains;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Bradley Beach, County of Monmouth, and State of New Jersey as follows:

SECTION 1. Article IV: “Yard Waste” of Chapter 286 entitled “Littering; Solid Waste and Recyclables Collection” of the Revised General Ordinances of the Borough of Bradley Beach is hereby amended as follows (~~stricken~~ text deleted; underlined text added):

CHAPTER 286: LITTERING; SOLID WASTE AND RECYCLABLES COLLECTION

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ARTICLE IV: YARD WASTE

§ 286-26 Purpose.

The purpose of this article is to adopt regulations and requirements for collection and disposal of leaves, brush and yard waste so as to protect the public health, safety, and welfare and to prescribe penalties for failure to comply with these regulations.

§ 286-27 Definitions.

As used in this article, the following terms shall have the meanings indicated:

AUTHORIZED YARD WASTE CONTAINER

Trash or garbage container with approved label. The container shall have drain holes to allow water to drain.

AUTHORIZED LEAF BAGS

Biodegradable leaf bags.

BRUSH

Cut or broken branches from a tree or shrub not exceeding eight inches in diameter.

LEAVES (LEAF)

One of the expanded, usually green organs borne by the stem of a plant.

YARD WASTE

Hedge/yard trimmings and vegetation from flowers and gardens.

§ 286-28 Materials to be Collected; Leaves, Brush and Yard Waste.

Leaves, brush and yard waste may be placed for Borough collection in accordance with the following rules:

- A. Leaves may be placed, loose or bagged, at curbside from April 1 through May 31 and from September 15 through December 1. The collection period may be extended at the discretion of the Borough's Supervisor of Public Works from time to time. Leaves shall be placed no closer than 10 feet to any storm drain inlet. If bagged, leaves may be placed for collection only in authorized biodegradable leaf bags. All leaves placed at any curb must have originated at the property adjacent to the curb at which same are placed for collection.
- B. Brush and shrubs, not more than eight inches in diameter and not in excess of 10 feet in length, may be placed between the curb and sidewalk for collection by the Borough only on days specified for brush collection. Brush will be collected on the second and fourth Monday of April and the second Monday in March, May, June, September, October, November, and December. There will be no brush collection in January, February, July, and August. Brush collection dates may be added at the discretion of the Borough's Supervisor of Public Works on an as-needed basis. In the event of a major storm during these months, Public Works will collect brush until the entire Borough is done. All brush placed at any curb must have originated at the property adjacent to the curb at which same is placed for collection.
- C. Yard waste materials to be collected by the Borough of Bradley Beach shall be drained of all free liquid and then placed at curbside in an authorized yard waste container. The combined weight of any authorized yard waste container and its contents placed for collection shall not exceed 50 pounds. Yard waste will be collected on the brush collection dates. All yard waste placed at any curb must have originated at the property adjacent to the curb at which same is place for collection.
- D. All brush and yard waste shall be placed at curbside by 5:00 a.m. of the day designated for collection above. No brush or yard waste shall be placed at the curbside more than 72 hours prior to any scheduled collection.
- E. All commercial contractors will be prohibited from disposing of brush and limbs on the Borough streets.
- F. During all times designated for the collection of each, all leaves, brush and yard waste shall be sufficiently separated to allow for the collection of each independently.

G. No person shall intentionally sweep, rake, blow, place, deposit, discharge, or otherwise cause or permit any debris of any kind, including, but not limited to, grass clippings, dirt, soil, leaves, yard waste, or brush, to be deposited upon any adjacent property not owned by such person, or into any street, alley, roadway, gutter, catch basin, storm drain, or other component of the Borough's stormwater system. Placement of leaves, brush, or yard waste for authorized Borough collection in compliance with this article shall not constitute a violation of this subsection.

§ 286-29 Materials not collected; trees and grass clippings.

- A. Trees or parts thereof, including tree limbs or brush exceeding eight inches in diameter, and stumps of any kind shall not be placed for Borough collection in any form at any time, nor be placed in a manner so as to be collected during regular trash pickup in the Borough. The disposal of the same is the responsibility of the property owner.
- B. Grass clippings shall not be placed for Borough collection in any form at any time nor be placed in a manner so as to be collected during regular trash pickup in the Borough, but must be either left on the lawn as cut or otherwise disposed of by the property owner or his or her contractor in accordance with county and state regulation.
- C. No person shall intentionally blow, sweep, rake, wash, place, deposit, discharge, or otherwise cause grass clippings, leaves, dirt, yard waste, brush, or other debris to enter or be placed into any street, alley, gutter, catch basin, storm drain, or other component of the Borough's stormwater system, nor onto adjacent property without the consent of the owner thereof. Such conduct is hereby declared to be a violation of this chapter.

§ 286-30 Enforcement.

The provisions of this article shall be enforced by the Police Department or the Borough Code Enforcement Officer.

§ 286-31 Violations and penalties.

Any person(s) who is found in violation of the provisions of this article shall be subject to the penalties in Chapter 1, Article II, General Penalty.

SECTION 2. If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

SECTION 3. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions hereof shall be determined to govern. All other parts, portions and provisions of The Revised General Ordinances of the Borough of Bradley Beach are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 4. This Ordinance shall take effect upon adoption and publication in accordance with the laws of the State of New Jersey.

SO ORDAINED as aforesaid.

Erica Kostyz
Municipal Clerk

Alan Gubitosi
Mayor

Introduced: March 3, 2026

Date of Hearing and Adoption: