

**TOWNSHIP OF UPPER  
CAPE MAY COUNTY  
O R D I N A N C E**

**ORDINANCE NO. 007-2021**

**RE: AN ORDINANCE AMENDING REVISED GENERAL ORDINANCE  
CHAPTER XXIV (SOLID WASTE AND RECYCLABLES) OF THE  
CODE OF UPPER TOWNSHIP**

---

**WHEREAS**, the Township Committee desires to amend Chapter 24 – Solid Waste and Recyclables to reflect changes in the schedule for the collection of Tree Trimmings; and

**BE IT ORDAINED** by the Township Committee, in the Township of Upper, County of Cape May and State of New Jersey, as follows:

**SECTION 1.** Chapter 24, Section 2 of the Revised General Ordinances of the Township of Upper, also known as the Code of Upper Township, shall be amended as hereinafter provided:

**Section 24-2.7 Obligations of Residential and Commercial Occupant.**

Revise and replace the following in Section 24-2.7(5):

5. Tree Trimming. Residential tree trimmings shall be placed at the curb with the large ends facing the street. The pile shall be neat and arranged in such a way as to facilitate handling. Tree trimmings shall not include stumps or the trunk of a tree. No tree trimmings from either lot clearing or tree removal will be collected and the occupant must arrange for the disposal of such either personally or by contracting with a private or commercial hauler. Such materials will be collected by set schedule set forth by Township Committee. The Township may limit the amount of tree trimmings a resident may place at the curb by resolution of the Township Committee adopting such rule or regulation.

**SECTION 2: EFFECTIVE DATE:** This ordinance shall take effect immediately upon adoption and publication as required by law.

**SECTION 3: REPEALER:** All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

**SECTION 4: SEVERABILITY:** If any section, paragraph, subdivision, subsection, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, subsection, clause or provision declared invalid and the remainder of this Ordinance shall remain in full force and effect and shall be enforceable.

**SECTION 5: CODIFICATION:** This Ordinance shall be codified as indicated in Chapter 24 of the Upper Township Code.

ATTEST:

---

BARBARA L. YOUNG, Township Clerk

---

RICHARD PALOMBO, Mayor

NOTICE IS HEREBY GIVEN THAT THE FOREGOING ORDINANCE WAS INTRODUCED FOR FIRST READING AT A MEETING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD ON THE 8<sup>TH</sup> DAY OF MARCH, 2021 AND WAS TAKEN UP FOR CONSIDERATION AS TO FINAL ADOPTION AT A PUBLIC HEARING OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UPPER HELD EXCLUSIVELY BY ELECTRONIC MEANS, ON THE 12<sup>TH</sup> DAY OF APRIL, 2021 AT 7:30 P.M. AT THE TOWNSHIP HALL, TUCKAHOE, NEW JERSEY, AT WHICH TIME SAID ORDINANCE WAS ADOPTED.

BARBARA L. YOUNG, TOWNSHIP CLERK  
TOWNSHIP OF UPPER

Legislative History:

Introduced: March 8, 2021

Publication: March 15, 2021

Newspaper(s): Press of Atlantic City

Second Reading & Public Hearing: April 12, 2021

Final Adoption: April 12, 2021

Final Publication Date: April 15, 2021

I certify that the foregoing Ordinance was finally adopted by the Township Committee of the Township of Upper on April 12, 2021 and notice of adoption was thereafter published pursuant to law in Press of Atlantic City on April 15, 2021.

---

BARBARA L. YOUNG, TOWNSHIP CLERK