

## **CITY OF ENGLEWOOD**

### **ORDINANCE #25-45**

#### **AN ORDINANCE SUPPLEMENTING AND AMENDING CHAPTER 367, ARTICLE II OF THE CODE OF THE CITY OF ENGLEWOOD, ENTITLED IMPROPER DISPOSAL OF WASTE**

**BE IT ORDAINED**, by the City Council of the City of Englewood, County of Bergen, State of New Jersey, as follows:

##### **SECTION I. Purpose:**

An ordinance to prohibit the spilling, dumping, or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) operated by the City of Englewood to protect the environment, public health, safety, and welfare, and to prescribe penalties for failure to comply.

##### **SECTION II. 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.

- A. “Municipal separate storm sewer system (MS4)” means a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the City of Englewood or other public body, and is designed and used for collecting and conveying stormwater.  
NOTE: In municipalities with combined sewer systems, add the following: “MS4s do not include combined sewer systems, which are sewer systems that are designed to carry sanitary sewage at all times and to collect and transport stormwater from streets and other sources.”
- B. “Person” means any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- C. “Stormwater” means water resulting from precipitation (including rain and snow) that runs off the land’s surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities or is conveyed by snow removal equipment.

##### **SECTION III. Regulated Activities:**

The spilling, dumping, or disposal of materials other than stormwater that causes the discharge of pollutants to the municipal separate storm sewer system operated by the City of Englewood is prohibited.

**SECTION IV. Exemptions:**

- A. Potable water line flushing and discharges from potable water sources, excluding the discharge of filter backwash and first flush water from potable well development/redevelopment activities utilizing chemicals in accordance with N.J.A.C. 7:9D. The volume of first flush water, which is a minimum of three times the volume of the well water column, shall be handled and disposed of properly;
- B. Uncontaminated ground water (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising ground waters);
- C. Air conditioning condensate (excluding contact and non-contact cooling water; and industrial refrigerant condensate);
- D. Irrigation water (including landscape and lawn watering runoff);
- E. Flows from springs, riparian habitats, wetlands, water reservoir discharges and diverted stream flows;
- F. Residential car washing water and dechlorinated swimming pool discharges from single family residential homes;
- G. Sidewalk, driveway, and street wash water;
- H. Flows from firefighting activities including the washing of fire fighting vehicles;
- I. Flows from clean water rinsing of beach maintenance equipment immediately following use and only if the equipment is used for its intended purpose;
- J. Rinsing of beach maintenance equipment is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.
- K. Flows from clean water rinsing of equipment and vehicles used in the application of salt and deicing materials. Prior to rinsing, all equipment shall be cleaned using dry methods such as shoveling and sweeping. Recovered materials are to be returned to storage or properly discarded; and
- L. Rinsing of deicing equipment is limited to exterior, undercarriage, and exposed parts and does not apply to engines or other enclosed machinery.

**SECTION V. Enforcement:**

This article shall be enforced by the Police Department, the Department of Public Works, the Health Department and the City Engineer's Office of the City of Englewood.

**SECTION VI. Violations and Penalties:**

- A. Any person(s) who continues to be in violation of the provisions of this article, after being duly notified, shall be subject to a fine not to exceed \$500 or to imprisonment term not to exceed 90 days, or both, for the first offense.
- B. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues. If, after 30 days, the violation is not remedied, a person(s) who continues to be in violation of the provisions of this article, after being duly notified, shall be subject to a fine not to exceed \$1,000 per day of violation or to imprisonment for a term not to exceed 90 days, or both.

**SECTION VII. 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 VIII. 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.

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IMPROPER DISPOSAL OF WASTE**

**RECORD OF VOTE**

FIRST READING DATE: November 12, 2025

COUNCIL	MOTION	VOTE
David		<b>AB</b>
Rosenzweig		<b>Y</b>
Tokayer		<b>Y</b>
Wilson	<b>X</b>	<b>Y</b>
Wisotsky		<b>Y</b>

DATE PUBLISHED IN THE RECORD: November 18, 2025

DATES PUBLIC HEARINGS HELD: November 25, 2025

DATE SECOND READING HELD: November 25, 2025

COUNCIL	MOTION	OPEN	MOTION	CLOSE	MOTION	ADOPT
David						
Rosenzweig						
Tokayer						
Wilson						
Wisotsky						

Y=YES

N=OPPOSED

A=ABSTAINED

AB=ABSENT

PRESENTED TO MAYOR:

APPROVED \_\_\_\_\_

REJECTED \_\_\_\_\_ (VETO)

\_\_\_\_\_  
MAYOR MICHAEL WILDES

DATE: \_\_\_\_\_

I do hereby certify that the foregoing is a true and exact  
copy of an Ordinance adopted and approved by the  
Mayor and Council of the City of Englewood.

\_\_\_\_\_  
Yancy Wazirmas, RMC  
City Clerk