

CITY OF ABSECON

ORDINANCE 07-2026

AN ORDINANCE AMENDING ORDINANCE #09-2025 AMENDING CHAPTER 330 – VEHICLES AND TRAFFIC OF THE CODE OF THE CITY OF ABSECON, ESTABLISHING REGULATIONS FOR THE PARKING OF ROLL-OFF CONTAINERS ALONG ROADWAYS WITHIN THE CITY OF ABSECON

WHEREAS, the Council of the City of Absecon adopted Ordinance #09-2025 amending Chapter 330 – Vehicles in Traffic and creating section 330-17.

WHEREAS, after further review some language change is necessary, along with more precise clarifications needing to be established.

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE CITY OF ABSECON, NEW JERSEY, that Chapter 330 – Vehicles and Traffic be amended as follows:

SECTION I

Section 330-1 – Definitions

Roll-Off Container shall be defined as: "Any large waste or refuse container, whether containing an open or closed top, that is used for temporary storage of personal property or temporary storage of waste disposal. Examples include cleaning out house, contractor debris, or furniture storage during painting. **Residents obtaining a dumpster permit for construction debris shall be responsible for obtaining the required building and zoning permits for any construction.**

SECTION II

Section 330-17 – Parking and Placement Requirements for Roll-Off Containers

A) Permit Required. No person shall park, place, or leave unattended any roll-off container on or along any roadway or upon private property within the City of Absecon without first obtaining a Zoning permit from the City in such form and substance as required.

B) Permit Fee and Duration. The cost for issuance of any such permit shall be \$75.00, and such permit shall remain in effect for a period not to exceed thirty (30) days from the date of issuance. Upon expiration, a new permit shall be required.

C) Placement on Private Property. A roll-off container may be placed upon private property provided that:

- (1) It shall be located a minimum of ten (10) feet from any curb line or street;
- (2) It shall be located a minimum of three (3) feet from any side lot line;
- (3) It shall not be located within any required sight triangle area as established by the Land Development Ordinance;

D) Code Enforcement Approval (Roadway Placement Only). Placement of a roll-off container within any public street or roadway shall be permitted only as a last resort,

where no reasonable alternative exists on private property. Prior to issuance of any permit for such placement, approval must be obtained from the Code Enforcement Officer or their designee, who shall determine that the proposed location does not create a traffic hazard, obstruct emergency access, interfere with fire lanes, or otherwise pose a risk to public safety. Any permit issued for placement within the roadway shall be valid for a period not to exceed fifteen (15) days, after which the container must be removed or a new permit obtained.

E) Roadway Safety Markings. Any roll-off container parked on or along any roadway shall display yellow reflective diamond-shaped panels measuring at least eighteen (18) inches by eighteen (18) inches, mounted at both ends facing oncoming traffic with a minimum mounting height of three (3) feet from the roadway surface.

F) Penalties. Any person convicted of a violation of this section shall pay a fine of \$100.00 for each violation.

G) State Law Incorporated. The requirements of N.J.S.A. 27:51-1 are incorporated herein by reference.

SEVERABILITY

If any section of this Ordinance is declared invalid, such invalidity shall not affect the remaining provisions.

REPEALER

All ordinances inconsistent herewith are repealed to the extent of such inconsistency.

EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication according to law.

ENFORCEMENT

The Zoning Officer, as well as the Code Enforcement Officer, is hereby authorized and directed to enforce the provisions of this Article.

DATED: May 7th, 2026

INTRODUCTION ONLY

SIGNED: _____

Thomas Marrone, Mayor

INTRODUCTION ONLY

ATTEST: _____

Carie A. Crone, RMC Municipal Clerk

Passed on first reading at a regular meeting of the Municipal Council held on April 16th, 2026. Laid over and advertised for public hearing and final adoption on May 7th, 2026.