

**ORDINANCE 2023-19**  
**AN ORDINANCE AMENDING AND SUPPLEMENTING THE BOROUGH**  
**CODE OF THE BOROUGH OF ALLENHURST, CHAPTER XVI,**  
**SECTION 16-28.6 ENTITLED "APPLICATION FOR PERMIT; FEE:**  
**REFUSAL AND DURATION" RESPECTING THE USE OF DUMPSTERS.**

Offered By: Mayor McLaughlin

Seconded By: Comm. McLoughlin

**WHEREAS**, the Borough Council of the Borough of Allenhurst has previously determined that the use of dumpsters or other large roll-off solid waste containers throughout the Borough had increased such that regulation of the practice was necessary to maintain order, and

**WHEREAS**, the Borough Council has determined that it is in the best interests of the community to impose an additional regulation respecting the time when the use of dumpsters or other large roll-off solid waste containers shall be restricted.

**NOW THEREFORE, BE IT ORDAINED** by the Borough of Allenhurst, County of Monmouth, State of New Jersey, that Chapter XVI of the Code of the Borough of Allenhurst be revised and supplemented with the addition of a new section 16-28.6(a)(10) as follows:

**SECTION 1.** The existing §16-28.6(a) be and is hereby supplemented by adding new subsection 10 as follows:

16-28.6(a)      10. Under no circumstances will the placement/existence of roll-off containers/dumpsters be allowed during the Moratorium set forth in Chapter XXVI, Section 26-10 of the Borough Code entitled "Work Period Limitation".

All other sections of Chapter XVI, Section 16-28 shall remain in full force and effect.

**SECTION 2.** A copy of this Ordinance, upon introduction, shall be provided to all appropriate municipal agencies, including the Planning Board, for their review and comment pursuant to applicable New Jersey Statutes.

**SECTION 3.** Any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Allenhurst Borough Code are ratified and remain in full force and effect.

**SECTION 4.** If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions of applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

**SECTION 5.** This Ordinance shall take effect immediately upon its passage and adoption according to law.

VOTE: Comm. McLoughlin-AYE; Comm. Cumiskey-AYE; Mayor McLaughlin-AYE

**APPROVED:** September 5, 2023

**ADOPTED:** September 19, 2023

**CERTIFICATION**

I, Donna M. Campagna, Borough Clerk/Administrator, do hereby certify this to be a true and exact copy of an Ordinance adopted by the Board of Commissioners of the Borough of Allenhurst, County of Monmouth, State of New Jersey, at a meeting held on September 19, 2023.

***Donna M. Campagna***

Donna M. Campagna, RMC  
Borough Clerk/Administrator