

City Clerk File No. Ord. 16.172

Agenda No. 3.H 1st Reading

Agenda No. 4.G. 2nd Reading & Final Passage



## ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE  
offered and moved adoption of the following ordinance:

CITY ORDINANCE 16.172

**TITLE: ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 3 (ADMINISTRATION OF GOVERNMENT) AND CHAPTER 287 (SOLID WASTE) TO: (1) REASSIGN THE ENFORCEMENT OF CERTAIN SOLID WASTE AND ENVIRONMENTAL ORDINANCES FROM THE JERSEY CITY INCINERATOR AUTHORITY TO THE DEPARTMENT OF PUBLIC WORKS; AND (2) DELETING REFERENCES WHERE APPROPRIATE TO THE JERSEY CITY INCINERATOR AUTHORITY, JERSEY CITY SEWERAGE AUTHORITY, JERSEY CITY PARKING AUTHORITY**

**THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY HEREBY ORDAINS:**

- A. The following amendments to Chapter 3 (Administration of Government), Article VI (Department of Administration) are hereby adopted:

ARTICLE VI  
Department of Administration

**§3-39. Through §3-50.1. No Change.**

**§3-51. - Purchasing; Division of Purchasing and Central Services.**

There is hereby created a Division of Purchasing and Central Services, the head of which shall be the Business Administrator, or, if qualified, his designee. The head of the Division of Purchasing and Central Services shall be a Registered Public Purchasing Specialist (RPPS) and shall have a minimum of four years' experience in commercial or governmental purchasing.

- A. Purchase controls, orders and requisitions.

- (1) All purchases made and contracts awarded for any supplies, materials, equipment or services shall be pursuant to a written requisition from the Director of the department, office or agency whose appropriation will be charged. No purchase shall be made nor obligation incurred unless the Chief Financial Officer certifies that a sufficient unencumbered balance of appropriation is available to pay therefore.
- (2) The Director of the department, office or agency making a request for the purchase of one or more motor vehicles shall submit a copy of the request to the City Council Finance Committee. Such request shall include a statement of the reasons for the request and shall identify the vehicles to be replaced, if any.

- B. Conformance with statutes required; procedures.

- (1) All purchases made and contracts awarded by the Purchasing Agent shall conform with the requirements of the Local Public Contracts Law of the State of New Jersey, and all specification shall be drafted in a manner to encourage

free, open and competitive bidding. In addition to the requirements of the Local Public Contracts Law, the Purchasing Agent shall comply with the following procedures:

- (a) The Purchasing Agent shall prepare or cause to be prepared, under his or her supervision and approval, specifications for the items or services to be purchased.
  - (b) Prior to and no later than the insertion of the advertisement in the newspapers for solicitation of bids, the Purchasing Agent shall contact as many appropriate vendors which may be interested in and which supply said items or services as he or she can determine and submit to them the specifications for said items or services and request that they submit sealed bids to him or her at the date, time and place set forth in said advertisement. A description of the items or services to be advertised and the vendors contacted shall be filed with the Clerk of the Council and with the Director of Minority and Women Business Enterprise Development Program prior to advertisement. The list shall indicate which of the vendors contacted qualify as minority or women business enterprises.
  - (c) The Purchasing Agent shall receive the sealed bids from the vendors at the date, time and place as set forth in said advertisement.
  - (d) The Purchasing Agent shall open the sealed bids and determine the lowest responsible bidder. He or she shall then submit the same to the Council by way of resolution at the next special or regular meeting of the Council pursuant to law.
- (2) The Purchasing Agent shall attach to said resolution a fact sheet which will contain the following information:
- (a) The names and addresses and the amounts of the bids of other vendors who had submitted bids.
  - (b) The names and addresses of all vendors who were contracted by the Purchasing Agent who were requested by him or her to submit bids.
  - (c) Whether or not said vendors have submitted bids.
  - (d) The names and addresses of the vendors who have received or picked up the proposals.
  - (e) If any of the above vendors did not submit bids, the Purchasing Agent, after receiving the sealed bids at the time and place for said reception, shall contact said vendors who did not submit bids, either orally or in writing, and attempt to determine why such vendors did not or would not submit bids.
- (3) In addition to the above information placed on the fact sheet attached to the resolution, the Purchasing Agent shall set thereon any irregularities that may be found in the bid documents of the lowest bidder, no matter how slight or minor said irregularities may be, for consideration by the Council.
- (4) Whenever practicable, materials and contractual services shall be procured under the New Jersey Division of Purchases and Property, under the state contract procedure.

C. Public bidding procedures.

- (1) The Purchasing Agent is authorized to advertise for and receive bids in connection with all purchases, contracts or agreements in accordance with the provisions of the Local Public Contracts Law. The governing body, however, shall be the contracting agent and shall award such contracts and purchases as may be recommended by the Purchasing Agent.
  - (2) The Purchasing Agent shall determine the method of presenting bids, except that such method shall be confined to either personal presentation at bid opening or by registered mail. In either case, the method shall be stated in the public advertisement, and if registered mail, proper safeguards shall be provided to ensure the security of bids. Bids received after the time stated in the advertisement shall be considered as nonresponsive and shall be returned unopened to the sender.
  - (3) Following review and evaluation of bids, the Purchasing Agent shall recommend the lowest responsible bidder to the governing body, which shall award the contract or take such other action as it deems proper. The Purchasing Agent may, however, reject all bids and readvertise if he or she deems it to be in the best interest of the City.
  - (4) A low bidder whose bid is rejected by the Purchasing Agent may appeal, in writing, to the Business Administrator within 10 days of the mailing date of the Purchasing Agent's decision. A copy of the appeal shall be filed with the City Clerk. Upon appeal, the Business Administrator shall schedule a hearing of the appeal within 10 days following receipt of the appeal. At the appeal hearing the appellant or his or her legal counsel may present evidence in his or her behalf. The hearing shall be held in accordance with reasonable rules of due process. The appointed hearing officer shall file his or her decision and a statement of reasons for his or her decision with the City Clerk within 10 business days following the hearing.
- D. Emergency {demolition} contracts; procedure. The City of Jersey City shall follow the procedure set forth in N.J.S.A. 40A:11-6. {Any emergency demolition may, in the discretion of the Purchasing Agent, be turned over to the Jersey City Incinerator Authority pursuant to an agreement with said Authority. All other emergency demolition contracts shall be awarded as follows:
- ~~(1) Whenever there is a true legal emergency pursuant to law which would require the demolition of the building or structure, the Purchasing Agent shall forthwith solicit bids from contractors who perform such services.~~
  - ~~(2) The Purchasing Agent shall notify all prospective contractors to submit sealed bids to the Purchasing Agent at a specified time and place consistent with the emergency involved. Said contractor shall be advised to be present at the time and place specified, and all said sealed bids shall be opened at that time.~~
  - ~~(3) The Purchasing Agent shall also contact each Council member and advise him or her of the emergency and the time and place of the reception of the sealed bids. At least one Council member shall attend the reception of bids, and no bids shall be opened or received unless at least one Council member is present.~~
  - ~~(4) The Purchasing Agent shall then and there examine all the bids and shall award the contract to the lowest responsible bidder as defined in the Local Public Contracts Law and city ordinance.~~
  - ~~(5) The Purchasing Agent shall then prepare a proper resolution confirming and ratifying the award of said contract, which resolution shall be submitted to the Municipal Council at the next Municipal Council meeting after said contract has been awarded by the Purchasing Agent.~~

~~{6} As used within this section, the meaning of the term "Purchasing Agent" shall include the Demolition Coordinator and Demolition Contracts Administrator.}~~

E. Through I. No Change.

**§3-51.1. Through §3-60.8. No Change.**

**§3-60.9. - Division of Internal Audit.**

A. Creation of the Division of Internal Audit. There is hereby created within the Department of Administration the Division of Internal Audit, the head of which shall be the Chief Auditor of the City. The authority of the Business Administrator over the Division of Internal Audit shall extend only to matters of budget, personnel and purchasing.

B. Division of Internal Audit functions.

(1) The Division of Internal Audit is hereby authorized to conduct an independent audit of the books and records of all administrative units of the city, independent agencies and other persons and organizations receiving moneys from the city directly or from grants by the federal or state governments. Independent agencies shall include but shall not be limited to the following:

(a) The Bureau of Licenses.

(b) The Board of Adjustment.

(c) The Jersey City Board of Education.

(d) The Jersey City Housing Authority.

~~{(e) The Jersey City Incinerator Authority.}~~

~~{(f)(e) The Jersey City Free Public Library.~~

~~{(g)(f) Public Agency Compliance Office (PACO).~~

~~{(h) The Parking Authority.}~~

~~{(i)(g) The Planning Board.~~

~~{(j)(h) The Jersey City Redevelopment Agency.~~

~~{(k)(i) The Sewerage Authority}~~ Jersey City Municipal Utilities Authority.

(2) Such audits of the aforesaid organizations and administrative units shall be conducted at the discretion of the Business Administrator.

(3) Upon the completion of each audit the Division of Internal Audit shall furnish a copy to the Municipal Council, Business Administrator and to the unit which is the subject of the audit.

**§3-60.10. Through §3-60.11. No Change.**

B. The following amendments to Chapter 3 (Administration of Government), Article X (Department of Housing, Economic Development and Commerce) are hereby adopted:

ARTICLE X

Department of Housing, Economic Development and Commerce

**§3-72. Through §3-74. No Change.**

**§3-75. - Division of Construction Code Official.**

A. Creation of the Division of Construction Code Official.

- (1) There is hereby created within the Department of Housing, Economic Development and Commerce the Division of Construction Code Official, the head of which shall be the Superintendent of Building.
- (2) The Superintendent of Building shall be the Construction Code Official pursuant to N.J.S.A. 52:27D-126.

B. Division of Construction Code Official; functions. Under the direction and supervision of the Director of Housing, Economic Development and Commerce, the Division of Construction Code Official shall:

- (1) Administer and enforce the State Uniform Construction Code and conduct the centralized issuance of permits and inspection services in accordance with N.J.S.A. 52:27D-119 et seq.
- (2) Administer and supervise the condemnation of properties in accordance with N.J.S.A. 40:48-2.3 et seq.
- (3) Supply a list of all condemned properties slated for demolition to the Division of Engineering ~~for the Incinerator Authority.~~
- (4) Coordinate the demolition of condemned properties with the Division of Engineering, duly licensed according to law.
- (5) Administer permits of street openings for the purposes of connecting residential dwellings to municipal sewer and water utilities in accordance with §296-20 thru 296-51.

**§3-76. Through §3-82.3. No Change.**

C. The following amendments to Chapter 287 (Solid Waste), Article I (Storage, Collection and Disposal) are hereby adopted:

ARTICLE I

Storage, Collection and Disposal

**§287-1. No Change.**

**§287-2. - Definitions.**

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

ASHES – The residue from the burning of wood, coal or other combustible material.

CITY – The City of Jersey City, New Jersey.

DEMOLITION CONTAINER – A steel, watertight, roll-off container having a capacity of fifteen (15) to forty (40) cubic yards.

DIRECTOR – The Director of the Department of Public Works.

DIVISION - [The Jersey City Incinerator Authority] Jersey City Department of Public Works.

DUMPSTER - A steel, watertight refuse container equipped with a tight-fitting lid, having a capacity of 3/4 to eight cubic yards.

FOOD PEDDLER - Any mobile purveyor of prepared food and drink as licensed by the Division of Health under the provisions of the Jersey City Code governing itinerant eating and drinking establishments.

GARBAGE - Putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.

HAZARDOUS WASTE - Includes but is not limited to:

- A. Waste which has been shown in scientific studies to have toxic, carcinogenic, mutagenic or tetrogenic effects on humans or other life forms.
- B. Waste classified as hazardous under one or more of the following hazard codes: volatile waste, corrosive waste, reactive waste, exotic waste, acute hazardous waste and toxic waste.

~~[INCINERATOR AUTHORITY - The Jersey City Incinerator Authority.]~~

LITTER - Any item of a solid or liquid nature which, when it is deposited, placed or falls upon the ground:

- A. Would, of itself, cause an unsightly, dirty, unsanitary or dangerous condition.
- B. Would add to or cause an accumulation of an unsightly, dirty, unsanitary or dangerous nature.
- C. Could, if other items are added to it, form an accumulation of an unsightly, dirty, unsanitary or dangerous nature.

MEDICAL WASTE - As defined in the Comprehensive Regulated Medical Waste Management Act (N.J.S.A. 13:1E-48.1 et seq.).

PERSON - Any person, firm, partnership, association, company or organization of any kind.

RECEPTACLE - Includes both refuse containers and plastic bags.

REFUSE - Putrescible and nonputrescible solid wastes (except body wastes), including garbage, rubbish, street cleanings, dead animals, abandoned automobiles and solid market and industrial wastes.

RUBBISH - Nonputrescible solid wastes (excluding ashes), consisting of both combustible and noncombustible wastes such as paper, cardboard, tin cans, yard clippings, wood, glass, bedding, crockery and other materials.

SWILL - A semiliquid waste consisting of food scrap and liquids.

**§287-3. Through §287-6. No Change.**

**§287-7. - Precollection procedures.**

- A. Ashes shall be soaked in water and placed in receptacles separate from those used for garbage and rubbish.
- B. Wet rubbish and garbage shall be drained of all liquids and wrapped in paper before being placed in receptacles for collection.

- C. Tree trimmings, hedge clippings, lumber and similar material shall be cut to lengths not to exceed four feet each and securely tied in bundles not more than two feet thick.
- D. Objects which because of their size or shape do not fit into refuse containers or whose weight exceeds 60 pounds shall be placed out for collection only at such places and at times designated by appointment made with the ~~{Incinerator Authority}~~ Jersey City Department of Public Works. Doors shall be removed from stoves, ovens, refrigerators and other items which have locking doors.
- E. Newspapers, boxes, cartons and crates shall be collapsed and securely tied in bundles not to exceed two feet in length, height and width and kept separate from other refuse.
- F. Fluorescent and mercury lamps shall be securely and completely wrapped in cardboard or heavy wrapping paper. The words "fluorescent lamp" shall be written on the outer wrapping in large, clear letters.
- G. Hazardous waste. All generators of hazardous waste must ensure that all storage handling and disposal criteria are met and in accordance with all applicable local and state statutes and regulations.
- H. Medical waste. All generators of medical waste must ensure that all storage handling and disposal criteria are met and in accordance with all applicable local and state statutes and regulations.

**§287-8. - Refuse receptacles, approved containers and plastic bags.**

- A. There shall be provided for each premises disposable plastic bags or refuse containers sufficient in size and number to hold the refuse accumulating between collections.
- B. If plastic bags are used they shall be waterproof and capable of holding their contents without leakage, spillage or tearing. Plastic bags containing refuse shall be kept securely sealed or tied so as to prevent leakage or spillage. No plastic bag may be used for the disposal of refuse which contains the words "Asbestos" or "Bio-Hazardous" or any similar markings or logo. The city or its designated contractor may refuse to collect any refuse contained in bags so labeled or marked.
- C. Refuse containers shall not be smaller than 10 gallons nor larger than 32 gallons and shall be constructed of material capable of holding refuse without leakage or spillage. Refuse containers shall be provided with handles so as to be suitable for collection by one person.
- D. Refuse containers which do not conform to this article or which have ragged or sharp edges or any defect likely to injure or hamper the person collecting their contents shall be immediately replaced upon notice to the owner, tenant or occupant of the premises by any member of the Jersey City ~~{Incinerator Authority}~~ Jersey City Department of Public Works. The ~~{Incinerator Authority}~~ Jersey City Department of Public Works may refuse collection of any container or plastic bag which weighs more than 60 pounds or which has not been replaced upon notice.
- E. Refuse containers containing refuse shall be kept tightly closed between collections.
- F. No person may use a refuse receptacle, dumpster or demolition container for refuse storage or collection without the consent of the owner thereof.
- G. Refuse containers shall not be filled higher than four inches from the top edge.

- H. Refuse receptacles shall be stored only in areas designated for storage between collections. They shall be placed adjacent to the curb in front of the premises or other area designated for collection no earlier than 7:00 p.m. on the day before collection and shall be promptly returned to the storage area upon collection. Refuse receptacles shall not be stored in front of buildings or houses between collections. No one shall place refuse on the sidewalk or in front of any premises for private collection between the hours of 12:00 midnight and 5:00 a.m. Between the hours of 5:00 a.m. and 8:00 p.m. no one shall place refuse on the sidewalk or in front of any premises for private collection more than one hour before the scheduled time of collection.
- I. Itinerant food peddlers shall provide refuse receptacles in readily accessible locations for the use of customers. Receptacles shall be emptied as often as necessary to prevent spillage of refuse and shall be removed upon changing locations.

**§287-9. Through §287-10. No Change.**

**§287-11. - Disposal of hazardous refuse.**

- A. Hazardous refuse shall not be placed in receptacles for regular collection but shall be disposed of in accordance with laws and regulations of the United States of America and of the State of New Jersey at the expense of the owner or possessor thereof. Whenever federal or state law does not apply, the ~~{Incinerator Authority}~~ Jersey City Department of Public Works shall specify the manner of storage and disposal, except as otherwise directed by this article.
- B. Dead animals and clothing, bedding and other refuse from homes or other places where infectious or contagious disease have prevailed shall be removed under the supervision and direction of the City Health Officer. Such refuse shall not be placed in containers for regular collection.
- C. Ammunition, military ordinance, firearms and dangerous weaponry shall not be placed out for collection with any garbage or rubbish. Such items shall be referred to the Director of Public Safety for direction as to disposal.

**§287-12. Through §287-29. No Change.**

**§287-30. - Enforcement.**

In enforcing this article the Municipal Court shall utilize the form of summons issued by the administrative office of the courts.

**§287-31. - Persons authorized to enforce provisions.**

This article may be enforced by ~~{agents of the Jersey City Incinerator Authority,}~~ police officers, agents of the Division of Parking Enforcement employed as law enforcement officers and Neighborhood Managers appointed by the Director of the Department of Neighborhood Improvement and by the Director of the Jersey City Department of Public Works or their designees. Anyone authorized to enforce this section may sign and issue a complaint and summons upon a defendant in accordance with New Jersey Court Rule 7:3-1.

- D. The following amendments to Chapter 287 (Solid Waste), Article II (Uniform Packaging Practices) are hereby adopted:

ARTICLE II  
Uniform Packaging Practices

**§287-32. Through §287-37. No Change.**



**§287-38. - Enforcement.**

The provisions of this Article shall be enforced by the ~~Jersey City Incinerator Authority~~ Jersey City Department of Public Works and the Health Officer, which shall designate inspectors empowered to issue complaints for violations of this Article in accordance with the rules governing the courts of the State of New Jersey.

**§287-42. - Source separation; exemption from source separation requirements.**

- A. Mandatory source separation: It shall be mandatory of all persons who are owners, tenants, or occupants of residential and non-residential premises located within the municipality of the City of Jersey City to separate designated recyclable materials from all solid waste. Designated recyclable materials shall be deposited separated and apart from other solid waste generated by the owners, tenants, or occupants of such premises and shall be placed separately at the curb in a manner and on such days and times as may be hereinafter established by regulations promulgated by the City of Jersey City or the ~~Jersey City Incinerator Authority~~ Jersey City Department of Public Works.
- B. Exemptions: Pursuant to N.J.S.A. 13:1E99.16(d), the governing body of a municipality may exempt persons occupying commercial or institutional premises within its municipal boundaries from the source separation requirements of the ordinance which requires persons generating municipal solid waste within its municipal boundaries to source separate from the municipal solid waste stream, the specified recyclable materials if those persons have otherwise provided for the recycling of all designated recyclable materials. To be eligible for an exemption pursuant to this Chapter, a commercial or institutional generator of solid waste shall file an application for exemption with the municipal recycling coordinator on forms to be provided for this purpose. The form shall include, at a minimum, the following information: the name of the commercial or institutional entity; the street address location and lot and block designation; the name, official title and phone number of the person making application on behalf of the commercial or institutional entity; the name, address, official contact person and telephone number of the facility which provides the service of recycling those designated recyclable materials, and a certification that the designated recyclable materials will be recycled, and that, at least on an annual basis, said recycling service provider shall provide written documentation to the municipal recycling coordinator of the total number of tons collected and recycled for each designated material.

**§287-53. - Diversion requirement adjustment.**

- A. Application: If the owner of an entity carrying out a covered project experiences circumstances that make it infeasible to comply with the diversion requirement cited in this Ordinance, the owner of the entity may apply to the municipal building department and/or the municipal recycling coordinator for an adjustment. The owner shall indicate in writing why it is infeasible to divert fifty percent (50%) of the materials being generated from the covered project and specify what percentage of diversion could be achieved. Increased costs to the owner of the entity carrying out the covered project will not be an acceptable justification for an adjustment.
- B. Review: The municipal building department and/or the municipal recycling coordinator shall review the information supplied by the owner. If warranted, the municipal recycling coordinator shall attempt to contact the owner to discuss possible ways of meeting the diversion requirement.
- C. Granting of an adjustment: If the municipal building department and/or the municipal recycling coordinator determines that it is infeasible for the entity carrying out a covered project to divert fifty percent (50%) of the generated C&D debris from the covered project, the percent of diversion required shall be adjusted. The owner shall be notified in writing of the adjusted diversion requirement. The

owner of the entity carrying out the covered project shall be required to divert the percent of C&D debris required by the adjustment.

- D. Denial of adjustment: If the municipal building department and/or the municipal recycling coordinator determine that it is feasible for the owner of an entity carrying out a covered project to meet the diversion requirement cited in this Ordinance, the owner shall be notified in writing of the denial of the diversion requirement adjustment.
- E. Adjustment from the fifty percent (50%) diversion requirement shall be granted by the ~~Jersey City Incinerator Authority~~ Jersey City Department of Public Works as well as any private entity performing a demolition which needs to be performed on an emergency basis with notification and approval of the Construction Official, Fire Official or Health Officer.

#### **§287-57. - Enforcement.**

The Code Enforcement Official, the Department of Public Safety, the ~~Department~~ Division of Health, ~~the Jersey City Incinerator Authority~~ Jersey City Department of Public Works, the Recycling Coordinator, the Property Maintenance Official, the Housing Officer, Hudson Regional Health Commission and the Hudson County Improvement Authority are hereby individually and severally empowered to enforce the provision of this Ordinance. The respective enforcing official may, in his or her discretion, post warning notice stickers for a first offense. An inspection may consist of dumping and opening of solid waste bags and containers to detect, by sound or sight, the presence of any recyclable material.

- B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- C. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- D. This ordinance shall take effect at the time and in the manner as provided by law.
- E. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing Code, in order to avoid confusion and possible accidental repealers of existing provisions.

**NOTE:** New material is underlined; deleted matter in ~~brackets~~.  
For purposes of advertising only, new matter is indicated by **boldface** and repealed matter by *italic*.

SS/he  
10/17/16

APPROVED AS TO LEGAL FORM

\_\_\_\_\_  
Corporation Counsel

Certification Required ☐  
Not Required ☐

APPROVED: \_\_\_\_\_

APPROVED: \_\_\_\_\_

Business Administrator

**ORDINANCE / RESOLUTION FACT SHEET – NON-CONTRACTUAL**

**Full Title of Ordinance/Resolution**

ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 3 (ADMINISTRATION OF GOVERNMENT) AND CHAPTER 287 (SOLID WASTE) TO: (1) REASSIGN THE ENFORCEMENT OF CERTAIN SOLID WASTE AND ENVIRONMENTAL ORDINANCES FROM THE JERSEY CITY INCINERATOR AUTHORITY TO THE DEPARTMENT OF PUBLIC WORKS; AND (2) DELETING REFERENCES WHERE APPROPRIATE TO THE JERSEY CITY INCINERATOR AUTHORITY, JERSEY CITY SEWERAGE AUTHORITY, JERSEY CITY PARKING AUTHORITY

**Initiator**

|                     |                |                           |
|---------------------|----------------|---------------------------|
| Department/Division | Law Department |                           |
| Name/Title          | S. Shah, Esq.  | Asst. Corporation Counsel |
| Phone/email         | 201-547-6572   |                           |


Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

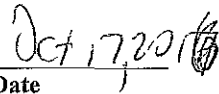
**Ordinance / Resolution Purpose**

The original purpose of the ordinance was to transfer the enforcement of certain ordinances from the defunct JCIA to DPW. We extended the scope to include deletions of references to JCIA, JCPA and others.

The Acting Director will appear to answer any questions.

I certify that all the facts presented herein are accurate.

  
Signature of Department Director

  
Date

# Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 16.172  
TITLE: 3.H OCT 26, 2016 4.G **NOV 09 2016**

Ordinance amending and supplementing Chapter 3 (Administration of Government) and Chapter 287 (Solid Waste) to: (1) Reassign the enforcement of certain solid waste and environmental ordinances from the Jersey City Incinerator Authority to the Department of Public Works; and (2) Deleting references where appropriate to the Jersey City Incinerator Authority, Jersey City Sewerage Authority, Jersey City Parking Authority.

| RECORD OF COUNCIL VOTE ON INTRODUCTION <b>OCT 26 2016 9-0</b> |     |     |      |               |     |     |      |                |     |     |      |
|---|-----|-----|------|---------------|-----|-----|------|----------------|-----|-----|------|
| COUNCILPERSON   | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON  | AYE | NAY | N.V. |
| GAJEWSKI  | ✓   |     |      | YUN           | ✓   |     |      | RIVERA         | ✓   |     |      |
| HALLANAN  | ✓   |     |      | OSBORNE       | ✓   |     |      | WATTERMANN     | ✓   |     |      |
| BOGGIANO  | ✓   |     |      | COLEMAN       | ✓   |     |      | LAVARRO, PRES. | ✓   |     |      |

| RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING <b>NOV 09 2016 9-0</b>                     |     |     |      |               |     |     |      |                |     |     |      |
|---|-----|-----|------|---------------|-----|-----|------|----------------|-----|-----|------|
| Councilperson <u>RIVERA</u> moved, seconded by Councilperson <u>LAVARRO</u> to close P.H. |     |     |      |               |     |     |      |                |     |     |      |
| COUNCILPERSON   | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON  | AYE | NAY | N.V. |
| GAJEWSKI  | ✓   |     |      | YUN           | ✓   |     |      | RIVERA         | ✓   |     |      |
| HALLANAN  | ✓   |     |      | OSBORNE       | ✓   |     |      | WATTERMANN     | ✓   |     |      |
| BOGGIANO  | ✓   |     |      | COLEMAN       | ✓   |     |      | LAVARRO, PRES. | ✓   |     |      |

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

| RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY   |     |     |      |               |     |     |      |                |     |     |      |
|--|-----|-----|------|---------------|-----|-----|------|----------------|-----|-----|------|
| Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted |     |     |      |               |     |     |      |                |     |     |      |
| COUNCILPERSON  | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON  | AYE | NAY | N.V. |
| GAJEWSKI   |     |     |      | YUN           |     |     |      | RIVERA         |     |     |      |
| HALLANAN   |     |     |      | OSBORNE       |     |     |      | WATTERMANN     |     |     |      |
| BOGGIANO   |     |     |      | COLEMAN       |     |     |      | LAVARRO, PRES. |     |     |      |

| RECORD OF FINAL COUNCIL VOTE <b>NOV 09 2016 9-0</b> |     |     |      |               |     |     |      |                |     |     |      |
|---|-----|-----|------|---------------|-----|-----|------|----------------|-----|-----|------|
| COUNCILPERSON                                       | AYE | NAY | N.V. | COUNCILPERSON | AYE | NAY | N.V. | COUNCILPERSON  | AYE | NAY | N.V. |
| GAJEWSKI  | ✓   |     |      | YUN           | ✓   |     |      | RIVERA         | ✓   |     |      |
| HALLANAN  | ✓   |     |      | OSBORNE       | ✓   |     |      | WATTERMANN     | ✓   |     |      |
| BOGGIANO  | ✓   |     |      | COLEMAN       | ✓   |     |      | LAVARRO, PRES. | ✓   |     |      |

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on **OCT 26 2016**  
Adopted on second and final reading after hearing on **NOV 09 2016**

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on **NOV 09 2016**

Robert Byrne, City Clerk

\*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date

APPROVED:

Steven M. Fulop, Mayor

Date

Date to Mayor

**NOV 10 2016**