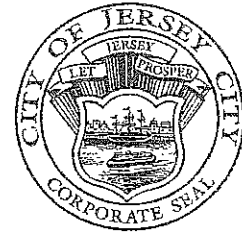


City Clerk File No. Ord. 17-057

Agenda No. 3.B 1st Reading

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



# ORDINANCE OF JERSEY CITY, N.J.

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

CITY ORDINANCE 17-057

**TITLE: ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 287 (SOLID WASTE), ARTICLE I (STORAGE, COLLECTION AND DISPOSAL), OF THE JERSEY CITY MUNICIPAL CODE ESTABLISHING REQUIREMENTS FOR THE PROPER DISPOSAL OF MATTRESSES**

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

**WHEREAS**, bed bugs have been a pest to humans for centuries feeding on blood, causing itchy bites and generally irritating their human hosts; and

**WHEREAS**, the Environmental Protection Agency (EPA), the Centers for Disease Control and Prevention (CDC), and the United States Department of Agriculture (USDA) all consider bed bugs a public health pest; and

**WHEREAS**, to help curtail widespread infestation of bed bugs, it is imperative that the City of Jersey City take measures to prevent the spread of bed bugs from disposed mattresses, furniture and bedding.

**NOW, THEREFORE, BE IT ORDAINED** by the Jersey City Municipal Council that:

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

Chapter 287  
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:

MATTRESS - (a) a fabric case filled with resilient material (such as cotton, hair, feathers, foam rubber, or an arrangement of coiled springs) used either alone as a bed or on a bedstead; or (b) an inflatable airtight sack for use as a mattress.

**§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.

**ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 287 (SOLID WASTE), ARTICLE I (STORAGE, COLLECTION AND DISPOSAL), OF THE JERSEY CITY MUNICIPAL CODE ESTABLISHING REQUIREMENTS FOR THE PROPER DISPOSAL OF MATTRESSES**

- 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 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 regulat.
- 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.
- I. Mattresses, box springs and bedding shall be properly wrapped in plastic bags sufficient to cover all exposed areas.
- J. Personal property that a pest management professional has determined cannot be treated shall be placed in a properly sealed plastic bag marked "CAUTION UNTREATABLE".

**§287-8.- Through §287-30.- No Change.**

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

This article may be enforced by police officers, ~~{agents of the Division of Parking Enforcement employed as law enforcement officers and}~~ code enforcement officers of the Department of Health & Human Services, Division of Environmental Health, 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.

- 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: All new material is underlined; words in [brackets] are omitted. For purposes of advertising only, new matter is **boldface** and repealed matter by *italics*.

SS/TF/he  
5/3/16  
APPROVED AS TO LEGAL FORM

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

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

APPROVED: \_\_\_\_\_  
Business Administrator

Certification Required   
Not Required

**ORDINANCE FACT SHEET – NON-CONTRACTUAL**

This summary sheet is to be attached to the front of any proposed ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

**Full Title of Ordinance**

Ordinance amending and supplementing Chapter 287 (solid waste) Article I (storage, collection, and disposal) of the Jersey City Municipal Code establishing requirements for the proper disposal of Mattresses.

**Initiator**

Department/Division	Health & Human Services	Director's Office
Name/Title	Stacey L. Flanagan	Director
Phone/email	Tel.: (201) 547-6800	sflanagan@jcnj.org


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

**Ordinance Purpose**

Due to the ever increasing number of bed bug infestations reported to the Department of Health and Human Services yearly, this ordinance attempts to establish requirements for the proper disposal of all mattresses and box springs within the City of Jersey City.

Bed bug infestations are a constantly growing issue nationwide. Once a bed bug problem has been documented the JCDHHS orders the premises exterminated. As part of the extermination procedure it is usually necessary to dispose of infested mattresses and box springs which are then placed at the curb for collection. This ordinance aims to control the spread of bed bugs throughout our community and protect our sanitation workers, who have to handle these mattresses and box springs, from becoming infested themselves. Properly encapsulating these mattresses and box springs in plastic bags will curtail exposure for these sanitation workers and their vehicles.

I certify that all the facts presented herein are accurate.

  
Signature of Department Director

5/1/17  
Date

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



ORDINANCE NO. Ord. 17-057  
 TITLE: 3.B MAY 10 2017 4.C MAY 24 2017

Ordinance amending and supplementing Chapter 287 (Solid Waste), Article I (Storage, Collection and Disposal), of the Jersey City Municipal Code establishing requirements for the proper disposal of mattresses.

RECORD OF COUNCIL VOTE ON INTRODUCTION											
MAY 10 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING											
MAY 24 2017											
Councilperson <u>WATTERMAN</u> moved, seconded by Councilperson <u>LAVARRO</u> to close P.H. <u>9-0</u>											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

*YVONNE BRUCE  
 MIKE KULONSKI  
 LAKEAN WASHINGTON*

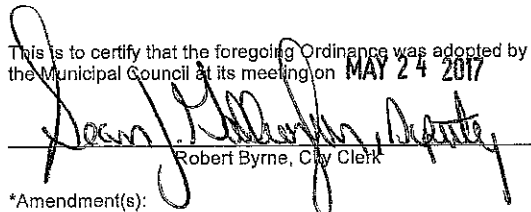
RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
GADSDEN				OSBORNE				WATTERMAN			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

RECORD OF FINAL COUNCIL VOTE											
MAY 24 2017 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
GADSDEN	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			ROBINSON	✓			LAVARRO, PRES.	✓		


✓ Indicates Vote

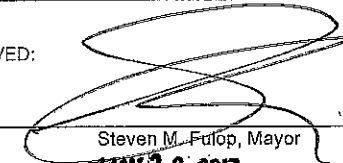
N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on MAY 10 2017  
 Adopted on second and final reading after hearing on MAY 24 2017

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on MAY 24 2017  
  
 Robert Byrne, City Clerk

\*Amendment(s):

APPROVED:   
 Rolando R. Lavarro, Jr., Council President  
 Date MAY 24 2017

APPROVED:   
 Steven M. Fulop, Mayor  
 Date MAY 26 2017  
 Date to Mayor MAY 25 2017