



Code Enforcement

Listed below are a few items to cross reference for the Borough's Ordinances regarding Code Enforcement Regulations.

The International Property Maintenance Code (IPMC) 2017 or newer, shall be the adopted reference book along with adopted individual ordinances of the Borough found at <https://ecode360.com/OC0304>

§ 261-2 Prohibited acts.

It shall be unlawful for any person to throw, drop, discard or otherwise place litter of any nature upon any public or private property other than in a litter receptacle.

§ 261-3 Illegal dumping.

It shall be unlawful for any person to discard or dump along any street or road, on or off any right-of-way, any household or commercial solid waste, rubbish, refuse, junk, vehicle or vehicle parts, rubber tires, appliances or furniture, or on private property, except by written consent of the owner of said property, in any place not specifically designated for the purpose of solid waste storage or disposal.

§ 261-5 Containerization of sweepings.

No person shall sweep into or deposit in any gutter, street, catch basin or other public place any accumulation of litter from any public or private sidewalk or driveway. Every person who owns or occupies property shall keep the sidewalk in front of his or her premises free of litter. All litter sweepings shall be collected and properly containerized for disposal.

§ 261-8 Construction sites.

It shall be unlawful for any owner, agent or contractor in charge of a construction or demolition site to permit the accumulation of litter before, during or immediately following completion of any construction or demolition project. It shall be the duty of the owner, agent or contractor in charge of a construction site to furnish containers adequate to accommodate flyable or non-flyable debris or trash at areas convenient to construction areas and to maintain and empty the receptacles in such a manner and with such a frequency as to prevent spillage of refuse.

§ 261-10 Distribution of handbills.

It shall be unlawful for any person to place, to cause to be placed or to hire another person to place any advertisement, handbill or unsolicited material of any kind in or on any street, sidewalk, building or vehicle within the community in such a manner that it may be removed by natural forces.

[§ 295-3 Removal required; time limit.](#)

The owner, tenant or occupant of any building or lands abutting upon any street within the Borough of Oceanport shall cause the sidewalk in front of the property to be cleared of snow or ice to a width of at least two feet within 48 hours after the cessation of the snowfall or formation of ice. In case of ice on the sidewalk, should it be impracticable to remove same, then the sidewalk shall be covered with sand or some other suitable substance so as to cause the sidewalk to be made safe for persons traveling thereon.

[§ 295-4 Deposit of snow or ice on plowed streets prohibited.](#)

No person shall sweep, throw or deposit any snow or ice in that part of the street which has been or is being plowed, swept, cleaned or cleared by the municipality for the passage of traffic.

[§ 295-5 Extension of removal time limit.](#)

In the event of snow in excess of 18 inches in a twenty-four-hour period, the Borough Administrator, based on a report of conditions from the Public Works Department and/or the Emergency Management Director may extend the forty-eight hour requirement for an additional 48 hours. Such extension would be posted on the Borough website, www.oceanportboro.com.

Section 508 Sump Pumps

508.1 Installation. All residential and commercial structures having a storage or habitable area below grade may install there a sump pit and a sump pump upon approval by the Borough plumbing subcode official. All sump pumps shall be installed and inspected in compliance with the plumbing and building codes of the Borough and the requirements of this article. All necessary permits must be obtained and fees paid before installation commences.

[§ 295-6 Purpose.](#)

The purpose of this article is to protect and promote the public health through the control of the growth of invasive plants, including but not limited to bamboo.

INVASIVE PLANTS

All native and nonnative vines and vegetation that grow out of place and are competitive, persistent, and pernicious. These plants may damage trees, vegetation, or structures. Examples include but are not limited to bamboo (spreading or running type), ragweed, multiflora rose and kudzu vine.

[§ 295-8 Control of growth.](#)

All persons must control the growth of invasive plants. Failure to control the spread of such vegetation beyond the border of a resident's property is a violation of this chapter.

[§ 295-12 Unlawful acts.](#)

A. It shall be unlawful for any person to permit or be responsible for the emission of any substance into the environment of the Borough of Oceanport.

B. It shall be unlawful for any person to fail to pay compensation to the Borough of Oceanport within 30 days following his receipt of a bill for compensation pursuant to this article.

§ 325-2 Preparation and handling.

A. Garbage shall be thoroughly and completely drained of all liquids and placed in a receptacle as hereafter set forth.

B. Cardboard boxes and cartons shall be flattened, and such boxes and cartons and all paper shall be secured and properly tied in bundles or other packages in a manner to prevent any scattering. The bundles or packages shall be of a size and weight to permit ease of handling by one man and shall not exceed 75 pounds in weight.

C. Garbage and waste material shall be stored and held in watertight metal or plastic receptacles, cans or barrels having a capacity of not more than 30 gallons. Such containers shall also have handles and tight-fitting covers and be so constructed as to prevent spilling or leakage of contents. Any matter that cannot be deposited in a receptacle shall be securely packaged and tied to prevent spilling and scattering during handling and collection. All receptacles, cans, barrels, bundles and packages shall be of a size to permit handling by one man and shall not exceed 75 pounds in weight when filled.

D. Ashes shall be held and stored in metal containers with handles and of a size and weight to permit handling by one man and shall not exceed 75 pounds in weight when filled.

E. All receptacles, containers, cans and barrels used shall at no time be filled any higher than three inches below the top, shall be kept covered and in an upright position and shall be regularly disinfected.

F. Trimmings and clippings, including leaves, except as provided for in Subsection G of this section, shall be placed in barrels, receptacles or cans, and tree trimmings, hedge clippings and similar material shall be cut to a length not to exceed six feet and securely tied in bundles not more than two feet thick.

G. During the months of October, November and December, when the volume of leaves makes it impractical to place them in containers, leaves shall be placed in piles at the edge of the street. Said piles shall not extend further than four feet into the traveled thoroughfare.

H. This article shall not apply to any collection of earth, stone, plaster, wood or other materials from the excavation for or the construction, alteration or repair of any dwelling or premises.

I. No person shall throw, lay, deposit or leave or cause to be thrown, laid, deposited or left in or upon any vacant lot or open space, street, avenue, alley, highway, sidewalk or parking space or lot or into any waterway flowing within, through or adjacent to the Borough garbage, ashes, rubbish, waste, refuse, trimmings and clippings or substances of a like nature in any manner contrary to the provisions of this article.

J. No person, firm or corporation shall burn any garbage, refuse or dead matter.

K. No grass, leaves, brush, branches or yard rakings shall be placed loose or in piles in sidewalks, gutters or streets where the same may be dispersed by wind, forces of nature, passersby or traffic, except as set forth in Subsections F and G above. It shall be unlawful for any grass clippings or trimmings to be dispersed at any time into any public street, highway, thoroughfare or other right-of-way.

L. Nothing of a highly volatile or explosive matter, whether in liquid, gaseous or solid form, shall be placed or set out for collection either by itself or in connection with garbage, waste and refuse, ashes, trimmings and clippings, trash and rubbish.

§ 325-3 Placement and removal.

A. The owner, lessee, tenant or other occupant of every private home or premises, store, apartment house, rooming house and boardinghouse, restaurant or business building of any kind shall, prior to the placement for collection of garbage, waste and refuse, ashes, trimmings, clippings and trash, store the same in such a manner as not to become a nuisance to the occupants of any adjacent building.

B. All garbage, waste and refuse, ashes, trimmings, clippings and trash shall be placed at the nearest curb in front of the building to be serviced, provided that none of the above items shall be placed at the curb earlier than 6:00 p.m. of the day preceding the day of collection. No person, firm or corporation shall allow or permit any empty receptacles, cans or barrels to remain on the curb or any part of the street or sidewalk more than 12 hours after the contents thereof have been collected.

C. The schedule of collections heretofore established is continued, and any changes or deviations therefrom will be announced and made public by the Borough Administrator, including a public advertisement thereof in a newspaper circulating within the Borough.

§ 325-21 Yard waste collection.

Sweeping, raking, blowing or otherwise placing yard waste which is not containerized at the curb or along the street is only allowed during the seven days prior to a scheduled and announced collection and shall not be placed closer than 10 feet from any storm drain inlet. Placement of such yard waste at the curb or along the street at any other time or in any other manner is a violation of this article. If such placement of yard waste occurs, the party responsible for placement of the yard waste must remove the yard waste from the street, or said party shall be deemed to be in violation of this article.

§ 328-1 Scope and purpose.

A. Policy statement. Flood control, groundwater recharge, and pollutant reduction through nonstructural or low-impact techniques shall be explored before relying on structural BMPs. Structural BMPs should be integrated with nonstructural stormwater management strategies and proper maintenance plans. Nonstructural strategies include both environmentally sensitive site design and source controls that prevent pollutants from being placed on the site or from being exposed to stormwater. Source control plans should be developed based upon physical site conditions and the origin, nature, and the anticipated quantity or amount of potential pollutants. Multiple stormwater management BMPs may be necessary to achieve the established performance standards for water quality, quantity, and groundwater recharge.

§ 371-2 Trimming or removal of public trees.

[Amended 3-21-2019 by Ord. No. 997]

Any person, firm or corporation desiring for any lawful purpose to cut, prune, trim or remove any tree in a public highway in the Borough of Oceanport or to replace an existing tree or plant an additional tree within the public highway shall submit a request, in writing, to the Borough Clerk for permission by the Shade Tree Committee, or other official so designated by the governing body, to do the particular act. The applicant shall, in writing, indicate the location

and type of work and the species of tree to be planted or destroyed. Upon approval of the application, the Shade Tree Committee, or other official so designated by the governing body, shall issue a permit, and thereafter, the work shall be performed and/or the tree planted in accordance with the instructions issued by and under the supervision of the Shade Tree Committee or other official so designated by the governing body. In the case of the replacement of existing trees or the planting of additional trees, after the maintenance period of one year has expired, the tree or trees, if satisfactory, will be accepted and classed as other trees existing along the public highways.