



### DUMPSTER PERMIT APPLICATION

\*\*\*PLEASE CHOOSE FROM THE FOLLOWING\*\*\*

FEES:      1 DAY - \$25.00

1 WEEK - \$75.00

1 MONTH - \$125.00

NAME: \_\_\_\_\_

DUMPSTER LOCATION: \_\_\_\_\_

PHONE NUMBER: \_\_\_\_\_

NAME OF HAULER: \_\_\_\_\_

NAME OF CONTRACTOR: \_\_\_\_\_

SIZE OF DUMPSTER: \_\_\_\_\_

TYPE OF DEBRIS: \_\_\_\_\_

DATE DUMPSTER IS BEING DELIVERED: \_\_\_\_\_

NOTE: Prior to expiration of an initial 30 day permit, a 30 day permit may be endorsed for a one time, 30 day renewal period by the City Clerk without charge to the applicant. One day permits and seven day permits are not eligible for any period of renewal.

\*City Clerk may deny any application for dumpster placed in a metered parking zone. In the event a permit is issued for the placement of a dumpster at a location that is otherwise utilized for metered parking, the permittee shall be required to pay the City a fee equal to the maximum parking fee amount.

**CITY OF WILDWOOD**  
Cape May County, New Jersey

**ORDINANCE NO. 1286-24**

**AN ORDINANCE GOVERNING THE USE OF DUMPSTERS ON CITY  
STREETS AND RIGHT OF WAYS**

**WHEREAS**, the City of Wildwood (the "City") has a need for a comprehensive ordinance governing the use and placement of dumpsters and demolition containers on streets and right of ways throughout the City and to codify the permitting process regarding the same,

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Commissioners, the Governing Body of the City of Wildwood, County of Cape May, New Jersey as follows:

Section 1. A new chapter of the General Ordinances of the City of Wildwood entitled "Dumpster Permits" is hereby created and entered into the Municipal Code as follows:

**1. Permits required.**

Consistent with N.J.S.A. 27:5I-1, no person shall park or leave unattended any waste or refuse container, commonly known as a "roll-off dumpster" or "roll-off container," (hereinafter collectively "dumpster") on or along any street, highway or public property within the City of Wildwood without first obtaining a permit from the City Clerk's Office. Application forms for a permit to place a dumpster upon a street, highway or public property within the City of Wildwood shall be obtained from the office of the City Clerk. All applications shall be made on the form prescribed by and available at the City Clerk's Office and shall contain, at a minimum, the address of the dumpster location and the name of the homeowner, the name of the contractor performing the work, the name of the company providing the dumpster, the date of the dumpster placement and the duration of the dumpster placement. Any permit issued shall be displayed prominently by the permittee upon the private property adjacent to the public property upon which the dumpster is placed.

**2. Permit time and fees.**

A. Consistent with N.J.S.A. 27:5I-1, approval for placement of a dumpster upon a street, highway or public property shall remain in effect for a period of not more than 30 days. Prior to expiration of an initial thirty-day approval, a thirty-day permit once may be endorsed for a thirty-day renewal period by the City Clerk without charge to the applicant. The City Clerk, in consultation with the Code Enforcement Office reserves the right to refuse the issuance or any permit permit(s) or extension(s) which would allow placement of a dumpster on or along any public street, highway or public property for any portion of the months of June, July or August. They shall, however, be permitted to consider any such applications made during the impacted months and, at their sole discretion and on a case-by-case basis, authorize the issuance of a permit due to emergency or extenuating circumstances.

B. Fees:

- (1) One-Day Permit: \$25.00
- (2) Seven-Day Permit: \$75.00
- (3) Thirty-Day Permit: \$125.00

C. Only those permits taken out for a thirty-day period shall be eligible for the additional thirty-day renewal period as outlined in Subsection A of this section. One-day permits and seven-day permits shall not be eligible for any period of renewal.

D. In addition to the prohibition of dumpsters during the months of June, July and August as outlined herein, the City Clerk may deny an application for a dumpster to be placed in any parking space requiring payment of a fee for parking. In the event that a permit is issued for the placement of a dumpster at a location that would be otherwise utilized for metered parking, the permittee shall be required to pay to the City a fee equal to the maximum parking fees that could have otherwise been collected for use of the metered space absent the placement of the dumpster precluding the same. This fee shall be determined by the City subsequent to the removal of the dumpster and shall be paid by applicant within thirty (30) days.

### **3. Location.**

The property owner shall make every effort to place dumpsters on private property rather than on streets, highways or public property. In such cases where the only practical location of a dumpster is on a street, highway or public property, the property owner shall submit with the permit application a plan that shows where the dumpster is to be located depicting driveways, intersections and property lines, and the dumpster have its wheels or skids, as the case may be, placed on timber material having minimum dimensions of not less than two inches thick by 12 inches wide by 48 inches long, so as to provide protection to the surface of the street, highway or public property upon which the dumpster is to be placed.

### **4. Reflective markers, covers required.**

Consistent with N.J.S.A. 27:5I-1, in all cases where a dumpster is to be placed upon a street, highway or public property, the roll-off dumpster or roll-off container shall be equipped with and display markers consisting of all-yellow reflective diamond-shaped panels having a minimum size of 18 inches by 18 inches. These panels shall be mounted at the edge of the dumpster or container at both ends nearest the path of passing vehicles and facing the direction of oncoming traffic. These markers shall have a minimum mounting height of three feet from the bottom of the panels to the surface of the roadway. At the end of each workday or during any prolonged period of time when not in use, the roll-off dumpster or roll-off container shall be covered with a tarpaulin or other industry-acceptable material.

### **5. Damage to street, highway and property prohibited.**

No person shall purposely, knowingly, recklessly or negligently damage any street, highway or public property or allow damage to be caused to any street, highway or public property by the placement of a dumpster upon a street, highway or public property. It shall be no defense to a prosecution for an offense under this section that a permit for placement of a roll-off dumpster or roll-off container was obtained from the City or that timber material had been placed under the wheels or skids of the roll-off dumpster or roll-off container as required by this article, it being the responsibility of the property owner to provide for further protective measures to the street, highway or public property if the timber material required by this article proves to be insufficient to adequately protect the street, highway or public property from damage by reason of the weight of the dumpster or any other factor or cause.

### **6. Temporary removal.**

Notwithstanding the fact that a permit for placement of a dumpster may have been issued by the City Clerk, nothing contained in this article shall be interpreted as or deemed as precluding the City of Wildwood Chief of Police or the City of Wildwood Fire Chief from ordering the temporary removal of any roll-off dumpster or roll-off container that has been placed upon a street, highway or public property for reasons of traffic safety or public safety.

## **7. Violations and penalties.**

Consistent with N.J.S.A. 27:5I-1, a person who is convicted of a violation of this article shall be subject to a fine of \$100 for each violation, and each day said violation is continued shall constitute a separate offense to be issued by Code Enforcement. In default of the payment of a fine, imprisonment in the county jail for a period of not more than 90 days may be imposed. All fines collected under this article shall be paid over to the board or body charged with the maintenance of the street, highway or public property upon which the violation occurs. In addition to a fine, a person who has been convicted of a violation of this article may be sentenced to make restitution in the event that a street, highway or any public property has been damaged by reason of placement of a dumpster thereon.

Section 2. If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.

Section 3. All Ordinances or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only, are hereby repealed.

Section 4. This Ordinance shall take effect 20 days subsequent to final passage as provided by law.

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Krista McConnell, Commissioner

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Steven E. Mikulski, Commissioner

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Ernest Troiano, Jr., Mayor

Attest: \_\_\_\_\_  
Lisa A. Brown, City Clerk

**The above Ordinance was introduced and passed first reading on  
Public Hearing on the above ordinance was held on  
The above Ordinance passed second reading and final passage on**