

**ARTICLE II      Improper Disposal of Waste (§ 230-6 — § 230-11)**

[Adopted 9-9-2004 by Ord. No. 27-04]

**§ 230-6      Purpose.**

It is the intention of the Township Committee, the governing body of the Township of Hanover, to adopt an ordinance to prohibit the spilling, dumping or disposal of materials other than stormwater to the municipal separate storm sewer system (MS4) operated by the Township of Hanover so as to protect the public health, safety and welfare and to prescribe penalties for the failure to comply.

**§ 230-7      Definitions.**

For the purpose of this article, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this article clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always construed as mandatory and not permissive in nature.

**MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)**

A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels or storm drains) that are owned or operated by Township of Hanover or other public body and is designed and used for collecting and conveying stormwater.

**PERSON**

Any individual, corporation, company, partnership, firm, association or political subdivision of this state subject to municipal jurisdiction.

**STORMWATER**

Water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities or is conveyed by snow removal equipment.

**§ 230-8      Prohibited conduct.**

The spilling, dumping or disposal of materials other than stormwater to the municipal separate storm sewer system operated by Township of Hanover is prohibited. The spilling, dumping or disposal of materials other than stormwater in such a manner as to cause the discharge of pollutants to the municipal separate storm sewer system is also prohibited.

**§ 230-9      Exceptions to prohibition.****A.**

Water line flushing and discharges from potable water sources.

**B.**

Uncontaminated ground water (e.g., infiltration, crawl space or basement sump pumps, foundation or footing drains, rising ground waters).

**C.**

Air-conditioning condensate (excluding contact and noncontact cooling water).

**D.**

Irrigation water (including landscape and lawn watering runoff).

**E.**

Flows from springs, riparian habitats and wetlands, water reservoir discharges and diverted stream flows.

**F.**

Residential car washing water and residential swimming pool discharges.

**G.**

Sidewalk, driveway and street wash water.

**H.**

Flows from fire-fighting activities.

1.  
Flows from rinsing of the following equipment with clean water:

(1)  
Beach maintenance equipment immediately following their use for their intended purposes.

(2)  
Equipment used in the application of salt and de-icing materials immediately following salt and de-icing material applications. Prior to rinsing with clean water, all residual salt and de-icing materials must be removed from equipment and vehicles to the maximum extent practicable using dry cleaning methods (e.g., shoveling and sweeping). Recovered materials are to be returned to storage for reuse or properly discarded.

(3)  
Rinsing of equipment, as noted in the above situation, is limited to exterior, undercarriage and exposed parts and does not apply to engines or other enclosed machinery.

**§ 230-10            Enforcement.**

Provisions of this article shall be enforced by the Township's Police Department, Engineering Department and/or Health Department.

**§ 230-11            Violations and penalties.**

Any person, firm or corporation convicted of violating the provisions of this article shall be subject to one or more of the following penalties: to a fine not exceeding \$1,000; imprisonment up to 90 days; or a period of community service not exceeding 90 days. Each and every day a violation occurs shall be deemed a separate and distinct violation.