

## **REGULAR MEETING OF THE BLOOMFIELD BOARD OF HEALTH MARCH 16, 2017**

A Regular Meeting of the Bloomfield Board of Health, as established by public record in *The Bloomfield Life* and posted on the Public Bulletin Board in the Municipal Building, was called to order on March 16, 2017 at 6:39 p.m. in Room 111 in the Municipal Building.

### **ROLL CALL**

Director Lore showed the following members to be present:

Joel Elkins, President	Present
Dr. Ruchi Mehta, Vice President	Present
Antonia Rodriguez, Member	Present
Denise Serbay, Member (Vacancy)	Present
Council Liaison Wartyna Davis	Absent

Also present: Karen Lore, Director of Health & Welfare, Vincent Nicosia, Chief Registered Environmental Health Specialist, Chesney Blue, WIC Program Coordinator – City of East Orange.

### **APPROVAL OF MINUTES**

The Board, on a motion by BM Rodriguez, seconded by VP Mehta, reviewed the January 26, 2017 Re-Organizational Meeting minutes.

After review, the Board unanimously approved the minutes as submitted. None were opposed.

The Board, on a motion by BM Rodriguez, seconded by VP Mehta, reviewed the January 26, 2017 Regular Open Session Meeting minutes.

After review, the Board unanimously approved the minutes as submitted. None were opposed.

### **PUBLIC COMMENT**

None.

### **LICENSES PENDING APPROVAL – JANUARY & FEBRUARY 2017**

The Board, on a motion by BM Rodriguez, seconded by VP Mehta, unanimously approved the following licenses for the month of January & February 2017:

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Licenses Pending - 2017 January

License Type	Trade Name	Application Fee
BEAUTY/BAR5-10	HIGH DEFINITION BARBER SHOP	100
BEAUTY/BAR 1-4	NORTHERN LIGHTS	75
BEAUTY/BAR 1-4	ROBERT'S BARBERSHOP	75
VENDING MACHI	COCA COLA,Refreshments USA, INC	300
BEAUTY/BAR5-10	EVA HAIR SALON	100
BEAUTY/BARB11+	CONCORDE SCHOOL OF HAIR DESIGN	150
BEAUTY/BAR5-10	CAVEMAN BARBERSHOP	100
BEAUTY/BAR5-10	TOP HEALTH SPA	100
BEAUTY/BAR 1-4	Chennel	75
BEAUTY/BAR5-10	STUDIO ONE	100
BEAUTY/BAR5-10	COOKIE'S NEW BEGINNINGS HAIR SALON	100
BEAUTY/BARB11+	SUPERCUTS #9179	150
BEAUTY/BAR5-10	ROUGE NAILS	100
BEAUTY/BAR 1-4	NEW ERA BARBER SHOP	75
BEAUTY/BAR 1-4	HOLLYWOOD STUDIO	75
VENDING MACHI	TONE FITNESS	50
BEAUTY/BAR 1-4	LePree's Barber Shop	75
BEAUTY/BAR 1-4	BROOKDALE BARBERS	75
BEAUTY/BAR 1-4	BERSUBRIZ HAIR STUDIO AND SPA	75
BEAUTY/BAR5-10	ULTIMATE VISION HAIR STUDIO	100
BEAUTY/BAR 1-4	KING'S & QUEENS	75
BEAUTY/BARB11+	ANNIE ART NAILS	150
BEAUTY/BARB11+	HOT NAILS	150
BEAUTY/BAR5-10	CASHEL	100
BEAUTY/BAR 1-4	Spiritual Journey	75
CHILD CARE FAC	KIDDIE WORLD	30
CHILD CARE FAC	KIDDIE WORLD NURSERY	30
F & B Caterers	Deli/Café/Market-With Seating	\$100.00
FOUR FRIENDS DELI	Deli/Café/Market	\$100.00
YOGGIS RESTAURANT	1 Restaurant G	\$100.00
TAO YUEN CHUEN	1 Restaurant G	\$100.00
Cullins Cafe	Deli/Café/Market-With Seating	\$100.00
SPICE THAI CUISINE	1 Restaurant G	\$100.00
HAPPY MING	1 Restaurant G	\$100.00
VALUE ZONE	Candy Counter	\$25.00
COUSIN'S PIZZA & REST, INC	1 Restaurant G	\$100.00
BLOOMFIELD PIPE SHOP	Candy Counter	\$25.00

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ITALIA PIZZERIA & RESTAURANT	2 Restaurant	\$250.00
WALGREENS #1881	Deli/Café/Market	\$100.00
MOMOYA SUSHI ASIAN CUISINE LLC	1 Restaurant G	\$100.00
NATRAJ PALACE RESTAURANT	1 Restaurant G	\$100.00
DUNKIN DONUTS	Deli/Café/Market	\$100.00
ROYAL INDIA CATERING & GROCERY	1 Restaurant G	\$100.00
R & L COFFEE SHOP & DELI	Deli/Café/Market-With Seating	\$100.00
GALLAGHER WINE AND CHEESE BARN	Deli/Café/Market	\$100.00
99 CENT & UP DISCOUNT	Deli/Café/Market	\$100.00
PINTUS QUICK STOP	Deli/Café/Market	\$100.00
EAST WEST FOOD MART LLC	Deli/Café/Market	\$100.00
STAMNA GREEK TAVERNA	2 Restaurant	\$250.00
BROOKSIDE THAI RESTAURANT	1 Restaurant G	\$100.00
IHOP	2 Restaurant	\$250.00
BROOKSIDE GRILL & BANQUETS LLC	2 Restaurant	\$250.00
FRANKIE'S FINISH LINE	Candy Counter	\$25.00
EAST WEST RESTAURANT INC	2 Restaurant	\$250.00
VICTORIO'S ITALIAN RESTAURANT	1 Restaurant G	\$100.00
Prime Time Pizzeria Restaurant	1 Restaurant G	\$100.00
DJ & H NEWS STAND LLC	1 Restaurant G	\$100.00
KING'S DELI SANDWICHES	Deli/Café/Market	\$100.00
MASTRIANO'S MARKET	Deli/Café/Market	\$100.00
SEVEN ELEVEN	Deli/Café/Market	\$100.00
LUCKY STAR	1 Restaurant G	\$100.00
EL MATADOR MEXICAN DELI	1 Restaurant G	\$100.00
IHOP #4677	3 Restaurant	\$300.00
KEVIN'S SUB CITY	1 Restaurant G	\$100.00
KRAUSZERS # 73	Deli/Café/Market	\$100.00
MARIO'S FAMOUS PIZZA	1 Restaurant G	\$100.00
VILLA ITALIANA	1 Restaurant G	\$100.00
AKAR VII AUTO INC	Food Services	\$100.00
TOBACCO KING II	Deli/Café/Market	\$100.00
SUBWAY	1 Restaurant G	\$100.00
GNC	Food Services	\$100.00
RUDY'S PASTRIES	Wholesale/Food Processing	\$350.00
SUPER VALUE CENTER	Deli/Café/Market	\$100.00
ANGELO'S	1 Restaurant G	\$100.00
QUICK MART	Deli/Café/Market	\$100.00
GOLDEN HARVEST	1 Restaurant G	\$100.00
BLOOMFIELD HEALTH FOOD CTR	Deli/Café/Market	\$100.00
SEVEN ELEVEN #20496	Deli/Café/Market	\$100.00

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Sams' Stella Bake Shop	Deli/Café/Market	\$100.00
ESSEX JUNCTION	3 Restaurant	\$300.00
DEV'S JAMAICAN CUISINE	1 Restaurant G	\$100.00
HASNI STATIONERS, INC	Deli/Café/Market	\$100.00
TOWN PUB OF BLFD LTD	1 Restaurant G	\$100.00
HIGH DEFINITION BARBER SHOP	BEAUTY/BAR5-10	\$100.00
NORTHERN LIGHTS	BEAUTY/BAR 1-4	\$75.00
ROBERT'S BARBERSHOP	BEAUTY/BAR 1-4	\$75.00
COCA COLA,Refreshments USA, INC	VENDING MACHI	\$300.00
EVA HAIR SALON	BEAUTY/BAR5-10	\$100.00
CONCORDE SCHOOL OF HAIR DESIGN	BEAUTY/BARB11+	\$150.00
CAVEMAN BARBERSHOP	BEAUTY/BAR5-10	\$100.00
TOP HEALTH SPA	BEAUTY/BAR5-10	\$100.00
Chennel	BEAUTY/BAR 1-4	\$75.00
STUDIO ONE	BEAUTY/BAR5-10	\$100.00
COOKIE'S NEW BEGINNINGS HAIR SALON	BEAUTY/BAR5-10	\$100.00
SUPERCUTS #9179	BEAUTY/BARB11+	\$150.00
ROUGE NAILS	BEAUTY/BAR5-10	\$100.00
NEW ERA BARBER SHOP	BEAUTY/BAR 1-4	\$75.00
HOLLYWOOD STUDIO	BEAUTY/BAR 1-4	\$75.00
TONE FITNESS	VENDING MACHI	\$50.00
LePree's Barber Shop	BEAUTY/BAR 1-4	\$75.00
BROOKDALE BARBERS	BEAUTY/BAR 1-4	\$75.00
BERSUBRIZ HAIR STUDIO AND SPA	BEAUTY/BAR 1-4	\$75.00
ULTIMATE VISION HAIR STUDIO	BEAUTY/BAR5-10	\$100.00
KING'S & QUEENS	BEAUTY/BAR 1-4	\$75.00
ANNIE ART NAILS	BEAUTY/BARB11+	\$150.00
HOT NAILS	BEAUTY/BARB11+	\$150.00
CASHEL	BEAUTY/BAR5-10	\$100.00
Spiritual Journey	BEAUTY/BAR 1-4	\$75.00
KIDDIE WORLD	CHILD CARE FAC	\$30.00
KIDDIE WORLD NURSERY	CHILD CARE FAC	\$30.00

Licenses Pending - 2017 February

Trade Name	License Type	Application Fee
ROBERTA'S HIGH SOCIETY	BEAUTY/BAR 1-4	75
ALL STAR BARBER SHOP	BEAUTY/BAR 1-4	75
IUNIQUE SALON SHOWCASE	BEAUTY/BAR 1-4	75
D'CLASE	BEAUTY/BAR 1-4	75
GC HAIR SALON	BEAUTY/BAR5-10	100

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BLOOMFIELD WAX & SKIN CARE	BEAUTY/BAR5-10	100
PEARL NAILS	BEAUTY/BAR5-10	100
LAST STOP BARBER SHOP	BEAUTY/BAR5-10	100
Kimmy Nails	BEAUTY/BARB11+	150
Rainbow Montessori Schools	CHILD CARE FAC	30
NEW LIFE CHRISTIAN ACADEMY	CHILD CARE FAC	30
ST JOHN'S LUTHERAN CHURCH	EXEMPT	.
BLOOMFIELD ANIMAL SHELTER	EXEMPT	.
ST. THOMAS SCHOOL	EXEMPT	.
BERKELEY SCHOOL	EXEMPT	.
FOREST HILL FIELD CLUB-POOL ONLY	SWIM POOL	25
THIRST QUENCHERS	VENDING MACHI	200
AHRRE'S COFFEE ROASTERY	1 Restaurant G	100
99 CENT DREAM	Deli/Café/Market	100
	Deli/Café/Market-With	
CROSSROAD FOOD STORE	Seating	100
REMAX HEALTH AND BEAUTY	Deli/Café/Market	100
NO. 1 KITCHEN	1 Restaurant G	100
TAQUERIA LOS GUEROS	1 Restaurant G	100
FOREST HILL FIELD CLUB-SNACK BAR	Deli/Café/Market	100
CARVEL	Deli/Café/Market	100
St. Valentines Church Main Kitchen	Exempt-Church	.
Wabi-Sabi	2 Restaurant	250
	Deli/Café/Market-With	
ORLANDO'S LATIN DELI	Seating	100
VIOLANTE'S MEAT MARKET	Deli/Café/Market	100
MC DONALD'S # 2677	3 Restaurant	300
BLOOMFIELD BUY RITE	Food Services	100
CORDES WINES & LIQUORS	Deli/Café/Market	100
CASA TURANO	1 Restaurant G	100
PARKVIEW BOARDING HOUSE	Nursing/Boarding Home	30
GLENWOOD DINER	1 Restaurant G	100
BROUGHTON LIQUORS/CLANCY'S		
PUB	Deli/Café/Market	100
VIOLANTE CATERING LLC	Mobile Vendor	50
FOREST HILL FIELD CLUB (RESTAURANT)	3 Restaurant	300
PLAZA DINER	1 Restaurant G	100

**REVIEW OF THE JANUARY & FEBRUARY 2017 COMMUNICATIONS**

The Board, on a motion by BM Rodriguez, seconded by VP Mehta, reviewed and unanimously voted to accept the January & February 2017 communications.

### **DIRECTOR OF HEALTH AND WELFARE REPORT**

The Director provided the following report to the Board:

- Director Lore informed the Board that the mobile veggie truck will start in June on Municipal Plaza.
- The Director informed the Board of NJ Statute requiring that title of Registered Environmental Health Specialists (REHS) be a 5 step position. Current employees under the title are at their maximum step, however, new hires under this title would be required to be placed in 5 step range.
- Director Lore informed on changes with 2017 budget proposal. A \$20k expenditure has been included to fund the geese population control initiative. Previously, the funding was applied to the Township budget, however, it has been requested that the Board of Health process expenditures for the program. Also, a request to hire a full-time REHS was included for hire in the 2<sup>nd</sup> half of 2017. Additionally, some cuts were made to consulting line item.
- A representative for the WIC program provided the Board an overview of services. The Board has agreed to provide office space to accommodate WIC staff to operate 1 day per week out of the Nursing office. WIC will cover the cost of personnel needed to run the program. Additionally, VP Mehta discussed need of informing pediatricians in the area of services available through the Health Department and WIC partnership. The WIC representative stated that outreach will be done to all surrounding pediatricians making them aware of the new site. A discussion ensued. The Board agreed to move forward with a start time in and around July 1<sup>st</sup>. Director Lore also informed that Health Educator will advertise via social media and website.

### **JANUARY & FEBRUARY 2017 FINANCIAL REPORT**

The Board, on a motion by BM Serbay, seconded by VP Mehta, unanimously voted to accept the January & February 2017 Financial Reports.

### **COUNCIL LIAISON'S REPORT**

No report.

### **BOARD PRESIDENT'S REPORT**

No report.

### **UNFINISHED BUSINESS**

“SALARY ORDINANCE AMENDMENT FOR NON-REPRESENTED EMPLOYEES”  
2<sup>nd</sup> Reading

The Board, on a motion by BM Serbay, second by VP Mehta, unanimously approved the following salary ordinance amendment on its second reading.

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**AN ORDINANCE TO AMEND AND SUPPLEMENT AN ORDINANCE ENTITLED “AN ORDINANCE ADOPTING TITLES AND ESTABLISHING SALARY RANGES FOR OFFICERS AND EMPLOYEES OF THE BOARD OF HEALTH, TOWNSHIP OF BLOOMFIELD” IS HERETOFORE AMENDED AND SUPPLEMENTED**

**BE IT ORDAINED** by the Board of Health of the Township of Bloomfield, New Jersey:

**Section 1.** That section, “Salary Range Per Annum” of an ordinance entitled “An Ordinance Adopting Titles and Establishing Salary Ranges for Officers and Employees of the Board of Health, Township of Bloomfield” is hereby amended and supplemented so that the same shall read as follows: The following positions are hereby created and established in the Civil Service of the Board of Health, Township of Bloomfield and opposite each title and position there is established the salary range for such position.

TITLE		Effective January 1, 2017	Effective January 1, 2018	Effective January 1, 2019
		2% Adjustment	2% Adjustment	2% Adjustment
Assistant Health Officer	First Step	\$65,621	\$66,933	\$68,272
	Max Step	\$105,575	\$107,687	\$109,841
Chief Registered Environmental Health Specialist Public Health	First Step	\$68,272	\$69,637	\$71,030
	Max Step	\$109,841	\$112,038	\$114,279
**Director of Health and Welfare	First Step	\$114,942	\$117,241	\$119,586
	Max Step	\$143,679	\$146,553	\$149,484
Director Social Work	First Step	\$104,426	\$106,515	\$108,645
	Max Step	\$122,046	\$124,487	\$126,977
**Health Officer	First Step	\$90,094	\$91,896	\$93,734
	Max Step	\$123,878	\$126,356	\$128,883
Public Health Nurse Supervisor	First Step	\$68,272	\$69,637	\$71,030
	Max Step	\$109,841	\$112,038	\$114,279
Social Work Supervisor	First Step	\$68,272	\$69,637	\$71,030
	Max Step	\$109,841	\$112,038	\$114,279

**Section 2.** All employees hired after January 1, 1977 shall have a salary range of seven steps, \*\*except those positions indicated in "Chapter 324, Officers and Employees of the Board of Health."

**Section 3.** Employees covered under this ordinance terminating their services with the Board of Health, shall be paid one-twelfth (1/12) of their annual salary for each complete month employed by the Board. Such employees working a part of a month shall be paid for the actual days worked in the final month of employment to be calculated at the rate of one-tenth (1/10) of the bi-weekly salary multiplied by the actual number of days worked in the final month of employment.

**Section 4.** All ordinances inconsistent herewith are hereby repealed.

**Section 5.** This ordinance shall take effect according to law.

***“DISCUSSION - MASSAGE, BODYWORK & SOMATIC THERAPY ESTABLISHMENTS”***

The Board, on a motion BM Rodriguez, seconded by VP Mehta, opened discussion on this topic. Vincent Nicosia, Chief REHS present to discuss with the Board the history of a previous ordinance which governed any massage establishment in the

Township and recent developments and possibly the need to establish a more stringent ordinance in the operations of massage, bodywork and somatic therapy establishments in town.

**NEW BUSINESS**

**“SALARY ORDINANCE AMENDMENT – NEW TITLES (1<sup>st</sup> Reading)”**

The Board, on a motion by BM Serbay, seconded by VP Mehta, unanimously voted to approve the following ordinance amendment on its 1<sup>st</sup> reading with its next reading to take place on April 20, 2017:

**AN ORDINANCE TO AMEND AND SUPPLEMENT AN ORDINANCE ENTITLED “AN ORDINANCE ADOPTING TITLES AND ESTABLISHING SALARY RANGES FOR OFFICERS AND EMPLOYEES OF THE BOARD OF HEALTH, TOWNSHIP OF BLOOMFIELD” IS HERETOFORE AMENDED AND SUPPLEMENTED**

**WHEREAS**, the Board of Health has had employees from the Bloomfield Housing Agency transferred from the Building Department to the Health Department;

**WHEREAS**, the titles held by said employees are not within the salary guidelines of the Board of Health for its employees;

**WHEREAS**, additional titles need to be adjusted/created based on additional tasks current employees are performing, it is necessary to amend the Board of Health salary ordinance to create/amend these positions;

**NOW AND THEREFORE BE IT ORDAINED** by the Board of Health of the Township of Bloomfield, New Jersey:

**Section 1.** That section, “Salary Range Per Annum” of an ordinance entitled “*An Ordinance Adopting Titles and Establishing Salary Ranges for Officers and Employees of the Board of Health, Township of Bloomfield*” is hereby amended and supplemented so that the same shall read as follows: The following positions are hereby created and established in the Civil Service of the Board of Health, Township of Bloomfield and opposite each title and position there is established the salary range for such position.

<b><u>Position Title</u></b>	<b><u>Effective July 1, 2017</u></b>
Administrative Clerk/Registrar of Vital Statistics	47,405 - 72,768
Clerk Typist – Housing	32,666 - 48,224
Housing Inspector/Administrative Clerk	47,405 - 72,768
Registrar of Vital Statistics	45,900 - 68,200
Clinical Supervisor/ Social Work Specialist	64,334 - 103,505

**Section 2.** All employees hired after January 1, 1977 shall have a salary range of seven steps, except those positions indicated in "Chapter 324, Officers and Employees of the Board of Health."

**Section 3.** Employees covered under this ordinance terminating their services with the Board of Health, shall be paid one-twelfth (1/12) of their annual salary for each complete month employed by the Board. Such employees working a part of a month shall be paid for the actual days worked in the final month of employment to be



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calculated at the rate of one-tenth (1/10) of the bi-weekly salary multiplied by the actual number of days worked in the final month of employment.

**Section 4.** All ordinances inconsistent herewith are hereby repealed.

**Section 5.** This ordinance shall take effect according to law.

**“ORDINANCE – CHAPTER 658 Solid Waste”**

The Board, on a motion by BM Serbay, seconded by VP Mehta, opened discussion on this matter. The Board requested that the format in which the ordinance has been presented be redone in order to make it more easily understood. This matter will be revisited.

**“REVIEW OF 2017 QUALITY IMPROVEMENT”**

The Board, on a motion by BM Rodriguez, seconded by VP Mehta, unanimously voted to open discussion on this topic.

Director Lore stated that the Quality Improvement Team has started its goals for the 2017 year.

**“ORDINANCE – CHAPTER 658 Solid Waste” continued**

The Board, with a newly reformatted copy, unanimously voted to approve the following ordinance amendment on its 1<sup>st</sup> reading with its next reading to take place on April 20, 2017:

**AN ORDINANCE TO AMEND CHAPTER 658, “ENVIRONMENTAL QUALITY ASSURANCE”, OF THE BOARD OF HEALTH OF THE TOWNSHIP OF BLOOMFIELD” WITHIN THE TOWNSHIP OF BLOOMFIELD, ESSEX COUNTY, NEW JERSEY:**

**BE IT ORDAINED**, by the Board of Health of the Township of Bloomfield, County of Essex, State of New Jersey, as follows:

An ordinance to amend an ordinance within the Township of Bloomfield entitled Chapter 658 Environmental Quality Assurance which ordinance shall read as follows:

Chapter 658. ENVIRONMENTAL QUALITY ASSURANCE

§ 658-1. Definitions.

A. As used in this chapter, the terms "motor vehicle," "omnibus," "road tractor," "trailer," "truck," "truck tractor" and "vehicle" shall have the meanings stated and as defined in N.J.S.A. 39:1-1 et seq.

B. As used in this chapter, the following terms shall have the meanings indicated:

**ABANDON**

Includes any motor vehicle, omnibus, road tractor, trailer, truck, truck tractor and vehicle which:

(1) Is parked without the current year's registration or identification markers as required by law.

- (2) Has been continuously parked in any of the places mentioned in this chapter for a period of 48 hours.
- (3) Is so disabled as to constitute an obstruction to traffic, and the driver or person owning or in charge thereof neglects or refuses to move the same to a place where it will not obstruct traffic.
- (4) Is found to be mechanically inoperative.
- (5) Is found without one or more tires.

**BULK WASTE/ITEMS**

Large residential waste, Type 13 DEP designation, and includes white metals but excludes construction debris.

**COMMERCIAL WASTE**

Any waste Type 10 DEP designation, as defined by N.J.A.C. 7:26-2:13, generated by wholesale, retail, or service establishments.

**CONTAINER(S) PLACEMENT AND COLLECTION**

The time allowed to place and remove suitable receptacles and the time of collection.

**CONTRACT**

An arrangement for the provision of services on a regular basis. A contract does not have to be in writing unless state law requires it to be in writing.

**MULTIFAMILY**

Any housing in which three or more units of dwelling space are occupied or are intended to be occupied by three or more persons who live independently of one another.

**NUMBER OF RECEPTACLES**

Each residential or commercial establishment shall be responsible for providing a sufficient number of suitable receptacles to contain all waste that accumulates between collections.

**PAYABLE FINE**

A fine imposed for the violations noted, paid directly to the court. A court appearance is not required, unless a plea of not guilty is entered.

**PROOF OF COLLECTION SERVICE**

A written record, log, bill or document evidencing receipt of service for the collection of solid waste for the preceding month from a person lawfully engaging in private solid waste collection services within the Township of Bloomfield.

**PUTRESCIBLE**

Waste composed of or comprising some portion of animal, vegetable or other organic matter that is capable of decay or decomposition during storage or awaiting collection, such as food or food products or animal waste, that will create offensive odors or liquids and be food for vermin or otherwise create a nuisance if not properly stored.

**REFUSE**

Nonputrescible solid waste.

**REGULAR SOLID WASTE COLLECTION SERVICE**

The scheduled pickup and removal of solid waste, from residential, commercial or institutional premises located within the boundaries of the Township of Bloomfield, at least once a week.

**REGULAR SOLID WASTE GENERATOR**

Any property owner, tenant or occupant of any single-family residential dwelling or multiple dwelling, or the owner of any commercial or institutional building or structure located within the boundaries of the Township of Bloomfield, who generates solid waste at those premises.

**SOLID WASTE**

Garbage, refuse and other discarded materials resulting from industrial, commercial and agricultural operations and from domestic and community activities, and shall include all other waste materials.

**SOLID WASTE COLLECTION**

Any activity related to the pickup and transportation of solid waste from its source or location to a solid waste facility or other destination.

**SOLID WASTE CONTAINER**

A receptacle, container or bag suitable for the depositing of solid waste.

**SOLID WASTE FACILITIES**

Includes the plants, structures and other real and personal property acquired, constructed or operated or to be acquired, constructed or operated by any person pursuant to the provisions of this or any other act, including transfer stations, incinerators, resource-recovery facilities, sanitary landfill facilities or other plants for the disposal of solid

waste, and all vehicles, equipment and other real personal property and rights therein and appurtenances necessary or useful and convenient for the collection or disposal of solid waste in a sanitary manner.

**SUITABLE RECEPTACLES/DISPOSAL METHOD**

Suitable receptacles for household garbage, food waste, organic and putrescible solid waste collection shall mean solidly constructed receptacles made of metal or rigid plastic, in a watertight container with tight-fitting lids, handles, with a capacity of no more than 35 gallons or 50 pounds. Plastic bags with a maximum capacity of 30 gallons and a thickness sufficient to prevent tearing or ripping so as to prevent spillage or leakage of contents and weighing not more than 50 pounds when placed for collection are suitable for paper and refuse. Paper or plastic shopping bags and cardboard boxes are not suitable receptacles for garbage. All containers must be tightly covered, tied or sealed to prevent spillage or leakage and the intrusion of rainwater and animals,

**SUITABLE RECEPTACLES/DISPOSAL METHOD FOR VEGETATIVE WASTE (I.E., LIMBS, BRANCHES, LOOSE WOOD, BRUSH, ETC.)**

Shall be cut and tied in lengths not exceeding three feet in length and not to exceed 25 pounds.

**SUITABLE RECEPTACLES/DISPOSAL METHOD FOR YARD WASTE**

Must be placed in biodegradable bags only.

**VEGETATIVE GROWTH/WASTE**

Tree limbs, branches, loose wood, large brush, and any other similar organic material generated from the property.

**YARD GROWTH/WASTE**

Leaves, grass, clippings, small brush and lawn rakings, compost, and any other similar yard waste generated from the property.

§ 658-2. Solid waste receptacles, collection and deposits.

A. Storage of receptacles between collections.

- (1) Household waste must be stored in a suitable receptacle. All garbage, refuse, bulky waste, white metal or trees and vegetative waste must be stored in a manner that does not create a nuisance, free from offensive odors and accumulation.
- (2) No garbage, refuse, bulky waste, white metal, or trees and vegetative waste awaiting collection may be stored between the front or side building setback lines and the curb on noncollection days.

B. Suitable receptacles are required for each type of solid waste.

C. Days and hours for collection.

- (1) No garbage, refuse or rubbish shall be collected by any person lawfully providing solid waste collection services within the Township of Bloomfield on a Township-maintained street prior to 6:30 a.m. and no later than 6:30 p.m.
- (2) No garbage, refuse or rubbish shall be collected by any person lawfully providing solid waste collection services within the Township of Bloomfield on a county-maintained street prior to 6:30 am. and no later than 6:30 p.m.
- (3) Upon application to the Mayor and Township Council and for good cause shown, the Mayor and Township Council may, on a temporary basis, alter the hours set forth in Subsection **C(1)** and **(2)** above.

D. Deposit into waters.

- (1) No person shall place or permit to be placed or discharged or permit to be discharged or cast or deposit or cause or suffer to be deposited into any of the brooks or rivers within the limits of the Township or into any tributary thereof, which brooks or rivers empty into the Passaic River, any sewage or waste matter, article or substance, liquid or solid, of any kind, which creates odors or gases or fumes, due to the putrefaction of organic matter, or the presence of chemicals or which discolors the waters of the brooks or rivers or their tributaries or results in the presence of oil or grease on the surface of the waters of the brooks or rivers or any of their tributaries or which reduces the dissolved oxygen content thereof to such an extent as to interfere with major fish life in the waters.

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- (2) It shall be unlawful for any person to dump, deposit or place or caused to be dumped, deposited or placed any rubbish, refuse or other material in any brook, stream or watercourse or the bed thereof in the Township that may, in any manner, hinder or obstruct the free flow of water in such watercourse.

**E. Deposit on public or private property.**

- (1) No person shall place any refuse or waste material, cause to be placed or throw or permit to be thrown any refuse, waste material or wastepaper or discard any article in any street, alley or other public place or upon any private property, whether owned by such person or not, within the Township, nor shall any person throw or deposit any refuse in any stream or any other body of water, nor shall any person cause, place, sweep or deposit, anywhere within the Township, any refuse or discard any item, article, thing or material of any kind or nature whatsoever in such a manner that it may be carried or deposited by the elements upon any street, sidewalk, alley, sewer, park or parkway or other public place or onto any occupied premises privately or publicly owned.
- (2) It shall be unlawful for any person to deposit refuse, rubbish or waste matter or material of any kind upon any field, vacant lot or building plot in the Township.

**F. Deposits into public litter baskets.**

- (1) The public litter baskets as located throughout the Township of Bloomfield are specifically to be used for litter.
- (2) It shall be unlawful for any person to dump private refuse, which should be disposed of through scavenger services, into public litter baskets.

**G. Commercial, institutional and multifamily sources.**

- (1) Any commercial, institutional or multifamily source unable to comply with suitable receptacles of this chapter may place refuse out for collection in plastic bags, with a capacity of no more than 30 gallons or weight of not more than 50 pounds putrescible garbage; plastic bags must be of a thickness sufficient to prevent tearing or ripping and sealed to prevent spillage or leakage of contents while awaiting collection.
- (2) The cleanup of any spillage or leakage from said plastic bags shall be the responsibility of the building owner and or business owner. Any spillage or leakage must be cleaned up within two hours of collection.
- (3) Private haulers collecting from the curbside shall collect on the same day municipal collection occurs in the area affected.
  - (a) The owners or occupants of stores or other places of business shall keep the sidewalks and street curbs in front of their respective premises in a clean and orderly condition.
  - (b) In order to properly maintain a clean and orderly condition as hereinabove set forth, it shall be the duty of the owners or occupants to broom-clean the sidewalks and street curbs within 30 minutes after the opening of the premises for business, and upon closing of business as needed to comply with Subsection **G(3)(a)** above.

**H. Placement of receptacles for collection; days and hours for collection.**

- (1) No solid waste receptacle or bulky wastes shall be placed at the curb, on the sidewalk or on any public right-of-way prior to 5:00 p.m. on the day preceding the scheduled collection day.
- (2) No receptacle shall be permitted to remain at the curb longer than two hours in any commercial or business area after its collection.
- (3) No residential receptacle shall be permitted to remain at the curb longer than 24 hours after being set out for collection.

**I. Bulk waste.**

- (1) Bulk waste items too large to be contained in a receptacle must be broken or reduced in volume and tied or bundled so that the greatest dimension is not more than three feet, except that furniture will be accepted without being broken or bundled.
- (2) No item or bundle shall weigh more than 50 pounds.
- (3) The Director of Public Works reserves the right to reject any bulky items offered for collection if its disposal is prohibited at the facility designated by the county for use by the Township.

**J. Vegetative growth/waste:**

- (1) Must be cut into three-foot lengths and tied in bundles.
- (2) Items shall weigh no more than 25 pounds each.
- (3) Shall not be piled to create a nuisance or attract insects or rodents.
- (4) Composting location shall be a minimum of 10 feet from each property line.

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K. Yard growth / waste:

- (1) Shall be placed in a biodegradable bag.
- (2) No item shall weigh more than 50 pounds.
- (3) Grass/weeds growth must not exceed nine inches.

L. Recycling

- (1) Recycling must be put out for collection on the appropriate weekly pickup (comingled vs mixed paper)

M. Prohibited Items in township collection (to dispose of privately)

- 1) Construction debris
- 2) Tires
- 3) Propane gas tanks
- 4) Electronics/TVs

§ 658-3. Public Health Nuisance.

A. Hedges/Obstruction of Vision:

(1) The owner of lands lying within the Township shall keep all brush, hedges and other plant life growing upon his property within 10 feet of any street and within 25 feet of the intersection of two streets cut to a height of not more than 2 1/2 feet where the Township Council shall deem it necessary and expedient for the preservation of the public safety.

(2) The owner of lands lying within the Township shall keep all brush, hedges and other plant life growing upon his property from obstructing any passage or public sidewalk.

B. Landscaping.

The landscaping of premises shall be maintained in an orderly state, with lawns and bushes trimmed and free from litter, including brush and leaves. Open areas shall be graded to eliminate holes, depressions, gullies, mounds, accumulations of debris or other unsightly or unsafe conditions.

C. Insects/Rodents.

Depositing, accumulating or maintaining any matter or thing which serves as food for insects or rodents and to which they may have access or which serves or constitutes a breeding place or harborage for insects or rodents in or on any land, premises, building or other place including the presence of burrows.

D. The growth, existence or presence of poison ivy, poison oak or poison sumac on any property.

E. The existence or presence of any water or other liquid in which mosquito larvae breed or exist.

§ 658-3 B. Abandonment of vehicles prohibited.

It shall be unlawful for any person to abandon a motor vehicle, omnibus, road tractor, trailer, truck, truck tractor or vehicle on any public street or highway of the Township; on any municipally owned or operated parking lot; on any property which is owned, leased or maintained by the Township; on any property which is owned, leased or maintained by the Board of Education of the Township; or on any property which is owned, leased or maintained by the Board of Recreation Commissioners of the Township.

§ 658-4. Order to abate violation; notice.

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- A. In any case where the Health Officer or designee(s) shall determine that it is necessary and expedient for the preservation of the public health, safety and general welfare, or to eliminate a fire hazard, this section requires that the Health Officer or designee(s) is to order the immediate removal of any brush, grass, weeds, dead and dying trees, stumps, roots, obnoxious growths, filth, garbage, bulk waste/items, trash and/or debris from any land in the Township. In the event, The Health Officer, or designee(s), determines that items above do not pose an immediate risk to public safety, a violation notice will be issued for items above for which the owner or tenant or person, firm, corporation and/or entity of such land shall comply within the time given in the violation notice not exceeding 10 days when issued.
- B. When more than three Bulk/ waste items are deposited at curbside or in public view (line of site) from either of the front side lines of the property creating a visible blight (nuisance) a violation notice shall be issued to the owner or tenant or person, firm, corporation and /or entity of such land shall comply within the time given which the owner or tenant or person, firm, corporation and/or entity of such land shall comply within the given time not exceeding 24 hours.

§ 658-5. Administrative lien.

- A. In the event that the owner or tenant shall have refused or neglected to comply with the notice as provided in the preceding section within the time specified, the Health Officer, or designee(s), shall, pursuant to N.J.S.A. 40:48-2.13 and 40:48-2.14, remove from such lands the brush, weeds, dead and dying trees, stumps, roots, obnoxious growth, filth, garbage, trash and debris that may be thereon, and such officer shall certify the cost thereof to the Township Council of Bloomfield, which shall examine the certificate and, if found correct, shall cause the cost shown thereon to be charged against the property. The amount so charged shall forthwith become a lien on such land and shall be added to and become part of the taxes next to be assessed and levied against such lands, the same to bear interest at the same rate as taxes and shall be collected and enforced by the same officers and in the same manner as taxes.
- B. In no event shall the assessment of costs against the owner or tenant of such lands relieve such owner or tenant of penalties as provided for upon conviction for failure to obey the notice as required by this and the preceding section.

§ 658-6. Adoption of certain regulations by reference.

The following municipal ordinances are adopted by reference:

- A. Chapter **380**, Noise: in toto but amending § **380-7** to allow for penalties described in § **658-7** below.
- B. Chapter **423**: in toto Article **II**, Adoption of International Code 2009 by reference, § **423-17**, and to allow for penalties described in § **658-7** below.

§ 658-7. Violations and penalties.

- A. Anyone found in violation of any provision of this chapter shall be subject to the penalty provisions of this chapter of the Bloomfield Board of Health ordinances.
- B. Any person, firm or corporation and/or entity violating this Board of Health ordinance shall be punished by a payable fine of not less than \$ 75 for each first offense; not less than a payable fine of \$250 for each second offense; and not less than a payable fine of \$500 for a third offense.
- C. Any subsequent offense(s) within a 12 month timeframe, shall require a mandatory court appearance and a minimum fine of \$1,000 or imprisonment in the county jail for a period not exceeding 90 days, or both such fine and imprisonment, or be subject to a civil penalty, not to exceed \$500, which penalty shall be enforced or collected through any court of competent jurisdiction in accordance with the Penalty Enforcement Law, N.J.S.A.
- 2A:58-1 et seq. Each violation of any of the provisions of this chapter and each day or part thereof the same is violated shall be deemed and taken to be a separate and distinct offense.
- D. When a violation is found to meet section 658-4B. then the fines are as follows:  
First truck load of Bulk waste/items removed by the township \$500, Second truck load \$1,000 and third truck load not to exceed \$5000.
- E. Fines assessed under this article shall be recoverable from the owner and shall be a lien on the property.

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**Section 2.**

All ordinances inconsistent herewith are hereby repealed.

**Section 3.**

This ordinance shall take effect upon final passage and publication in accordance with the law.

**“REVIEW OF 2017 QUALITY IMPROVEMENT”**

The Board, on a motion by BM Rodriguez, seconded by VP Mehta, unanimously voted to open discussion on this topic.

Director Lore stated that the Quality Improvement Team has started its goals for the 2017 year.

**CLOSED SESSION**

The Board, seeing no need to enter into Closed Session to discuss any matter, continued with the Open Session portion of the meeting.

**ADJOURNMENT**

The Board, on a motion by BM Rodriguez, seconded by VP Mehta, unanimously voted to adjourn the March 16, 2017 Regular Meeting of the Board of Health of the Township of Bloomfield, County of Essex, State of New Jersey at 7:51p.m.

Respectfully submitted,

Karen Lore, Director of Health and Welfare  
Secretary to the Board