

**TOWNSHIP OF PARSIPPANY-TROY HILLS
MORRIS COUNTY, NEW JERSEY**

ORDINANCE NO. 2015:08

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS, COUNTY OF MORRIS, STATE OF NEW JERSEY, TO
CREATE SECTIONS 354-11.1, SALE OF MULCH AND LANDSCAPING MATERIALS,
AND A445-44.1, MULCH AND LANDSCAPING MATERIALS, OF THE TOWNSHIP
CODE**

WHEREAS, the Township of Parsippany-Troy Hills (the “Township”) collects yard waste and other organic materials from its residents, which it recycles into mulch and other natural landscaping material; and

WHEREAS, the Township Council finds that it is environmentally and fiscally beneficial to offer mulch produced by the Township for sale to Township residents and registered landscaping contractors.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Parsippany-Troy Hills, Morris County, as follows:

SECTION 1. Section 354-11.1 of the Township Code, Sale of mulch and landscaping materials, is hereby created:

- (A) Any mulch or landscaping material produced by the Township in excess of the Township’s landscaping needs will be offered to individuals and businesses who hold valid unexpired permits issued by the Township as provided in this Chapter.
- (B) Any resident or landscaping contractor wishing to acquire mulch or landscaping material from the Township shall apply to Township Clerk for a permit and pay the requisite application fee. The application shall require the disclosure of the applicant’s name, business, address, telephone number, and e-mail address, and will require the applicant to agree that any mulch or landscaping material is offered by the Township on an as-is where-is basis without any representations or warranties. Upon receipt of a complete application and the requisite application fee, the Township Clerk shall issue a permit which shall be valid for the calendar year in which it is issued.

- (C) Mulch and landscaping material will be offered to all holders of valid unexpired permits on a first come, first served basis. Quantities of material may be limited by availability and Township landscaping needs.

SECTION 2. Section A445-44.1 of the Township Code, Mulch and landscaping materials, is hereby created:

- (A) Application fees for a permit to acquire mulch and landscaping materials:

(1) Individual: \$25

(2) Business: \$35

SECTION 3. If any section, paragraph, subsection, clause or provision of this ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this ordinance as a whole or any part thereof.

SECTION 4. All ordinances or parts of ordinances of the Township of Parsippany-Troy Hills heretofore adopted that are inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 5. This ordinance shall take effect immediately upon its final passage, approval and publication as provided by law.

I HEREBY CERTIFY the above to be a true copy of an Ordinance introduced by the Township Council of the Township of Parsippany Troy Hills at a duly convened meeting held on _____ and adopted on _____.

Yancy Wazirmas
Township Clerk