

Chapter 278: Roadway Obstructions

<https://ecode360.com/10076577#10076577>

§ 278-1 Purpose; findings.

[Amended 10-7-2004 by Ord. No. 2004-16]

A.

It is in the public interest to ensure that the public roadways and rights-of-way are kept clear of snow, ice, grass, leaves, sticks, branches, and other similar materials.

B.

The placement of snow, ice, grass, leaves, sticks, branches, and other similar materials in public rights-of-way or roadways can cause a public safety hazard.

C.

The removal of snow, ice, grass, leaves, sticks, branches, and similar materials by residents of the Township of Franklin from their property and the placement of same on the public rights-of-way and roadways may impede the Department of Public Works in its efforts to maintain said roadway, cause traffic problems and otherwise interfere with the public health, safety and welfare.

§ 278-2 Prohibited acts; rebuttable presumption.

[Amended 10-7-2004 by Ord. No. 2004-16]

A.

It shall be unlawful for any person or his or her agent or employee to allow or to place, shovel, brush, mow or blow, or in any other manner cause or allow to remain snow, ice, grass, leaves, sticks, branches, or items of similar materials on any public roadway or rights-of-way located within the Township of Franklin.

B.

It shall be a rebuttable presumption that snow, ice, grass, leaves, sticks, branches or similar materials violating the standards herein found in the road in close proximity to a driveway were placed in the road by the owner of the premises, or his or her agent or employee, wherein the driveway is located and is the responsible party for the placement of the snow, ice, grass, leaves, sticks, branches or similar materials in the roadway.

§ 278-3 Enforcement.

This chapter shall be enforced by the police of the Township of Franklin.

§ 278-4 Violations and penalties.

Any person who shall violate this chapter shall be subject to the penalties in Chapter **1**, Article **I**, General Penalty, on such terms and in such form as the court may deem appropriate.

New Ordinance 2023-08: Stormwater Quality

<https://ecode360.com/FR1024/laws/LF1982026.pdf>

Article VI – Yard Waste Collection

§ 298-28. Purpose.

To establish a yard waste collection and disposal program in the Township of Franklin, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 298-29. Definitions.

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter 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 mandatory and not merely directory.

CONTAINERIZED

Means the placement of yard waste in a trash can, bucket, bag or other vessel, such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.

PERSON

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

STREET

Means any street, avenue, boulevard, road, parkway, viaduct, drive, or other way, which is an existing State, county, or municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas, and other areas within the street lines.

YARD WASTE

Means leaves and grass clippings.

§ 298-30. Yard Waste Collection.

Sweeping, raking, blowing or otherwise placing yard waste that is not containerized at the curb or along the street is only allowed during the seven (7) 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 ordinance. 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 in violation of this ordinance.

§ 298-31. Enforcement.

The provisions of this ordinance shall be enforced by the Franklin Township Zoning Officer or Franklin Township Police.

§ 298-32. Violations and Penalties.

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed the maximum penalty as provided in Chapter 1, Article 1, General Penalty, of this Code.