

**TOWNSHIP OF NORTH HANOVER  
COUNTY OF BURLINGTON  
ORDINANCE 2023-10**

**AN ORDINANCE OF THE TOWNSHIP OF NORTH HANOVER AMENDING THE  
TOWNSHIP MUNICIPAL CODE FOR PURPOSES OF ESTABLISHING REGULATIONS  
REGARDING PRIVATELY OWNED SALT STORAGE**

**SECTION 1. Purpose**

The purpose of this ordinance is to prevent stored salt and other solid de-icing materials from being exposed to stormwater. This ordinance establishes requirements for the storage of salt and other solid de-icing materials on properties not owned or operated by the municipality (privately-owned) in North Hanover Township to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

**SECTION 2. Definitions**

For 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 consistent 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.

- a. “De-icing materials” means any granular or solid material such as melting salt or any other granular solid that assists in the melting of snow.
- b. “Impervious surface” means a surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.
- c. “Storm drain inlet” means the point of entry into the storm sewer system.
- d. “Permanent structure” means a permanent building or permanent structure that is anchored to a permanent foundation with an impermeable floor, and that is completely roofed and walled (new structures require a door or other means of sealing the access way from wind driven rainfall).

A fabric frame structure is a permanent structure if it meets the following specifications:

- 1. Concrete blocks, jersey barriers or other similar material shall be placed around the interior of the structure to protect the side walls during loading and unloading of de-icing materials;

2. The design shall prevent stormwater run-on and run through, and the fabric cannot leak;
  3. The structure shall be erected on an impermeable slab;
  4. The structure cannot be open sided; and
  5. The structure shall have a roll-up door or other means of sealing the access way from wind driven rainfall.
- e. “Person” means any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

### **SECTION 3. Deicing Material Storage Requirements**

A. Temporary outdoor storage of de-icing materials in accordance with the requirements below is allowed between October 15th and April 15th, but no longer than 30 days without prior written approval from the Department:

1. Materials shall be placed on a flat, impervious surface in a manner that prevents stormwater run-through;
2. Materials shall be placed at least 50 feet from surface water bodies, storm drain inlets, and/or ditches or other stormwater conveyance channels;
3. Materials shall be formed in a cone-shaped storage pile;
4. All storage piles shall be covered as follows:
  - a. The cover shall be waterproof, impermeable, and flexible;
  - b. The cover shall extend to the base of the pile(s);
  - c. The cover shall be free from holes or tears;
  - d. The cover shall be secured and weighed down around the perimeter to prevent removal by wind;
  - e. Weight shall be placed on the cover(s) in such a way that minimizes the potential of exposure as materials shift and runoff flows down to the base of the pile.
    - (i) Sandbags lashed together with rope or cable and placed uniformly over the flexible cover, or poly-cord nets provide a suitable method. Items that can potentially hold water (e.g., old tires) shall not be used.
5. The site shall be free of all de-icing materials between April 16th and October 14th.

B. De-icing materials should be stored in a permanent structure if a suitable storage structure is available. For storage of solid deicing materials in a permanent structure, such storage may be permanent, and thus not restricted to October 15 -April 15.

C. The property owner shall designate a person(s) responsible for operations at the site where these materials are stored, and who shall document that weekly inspections are conducted to ensure that the conditions of this ordinance are met.

**SECTION 4. Exemptions**

This ordinance does not apply to facilities where the stormwater discharges from salt storage activities are regulated under another NJPDES permit.

**SECTION 5. Enforcement**

This ordinance shall be enforced by the Township Police Department and/or Zoning Officer of the Township of North Hanover, County of Burlington, New Jersey.

**SECTION 6. Violations and Penalties**

Any person(s) who is found to be in violation of the provisions of this ordinance shall have 72 hours to complete corrective action. Repeat violations and/or failure to complete corrective action shall be subject to the general penalties set forth in Section 1-035 of the Municipal Code of the Township of North Hanover.

**SECTION 7. Severability**

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**SECTION 8. Repealer**

All provisions of any other ordinance which are inconsistent with the provisions of this Ordinance are hereby repealed.

**SECTION 9. Effective date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

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**NOTICE**

This Ordinance published herewith was introduced and passed upon first reading at the regular meeting of the Township Committee of the Township of North Hanover held on August 3, 2023. It will be further considered for final passage after a public hearing to be held on September 7, 2023, at the Municipal Building, 41 Schoolhouse Road, Jacobstown, NJ at 7:00 p.m. or as soon thereafter as the matter may be heard, at which time and place any person desired to be heard upon the same will be given an opportunity to be heard. Copies are available free of charge at the Municipal Clerk’s Office prior to the public hearing.

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Mary Picariello, RMC/CMR/CTC  
Municipal Clerk

**Vote on Introduction of Ordinance:**

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman DeBaecke		<b>X</b>	<b>X</b>			
Committeeman Doyle	<b>X</b>		<b>X</b>			
Committeeman Kocubinski			<b>X</b>			
Deputy Mayor O’Donnell						<b>X</b>
Mayor Forsyth			<b>X</b>			

**NOTICE**

The ordinance read by title upon second reading herewith has been adopted at the meeting of the Township Committee of North Hanover Township, held on September 7, 2023.

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Mary Picariello, RMC/CMR/CTC  
Municipal Clerk

**Vote on Adoption of Ordinance:**

COMMITTEE	MOTION	2ND	AYES	NAYS	ABSTAIN	ABSENT
Committeeman DeBaecke	<b>X</b>		<b>X</b>			
Committeeman Doyle			<b>X</b>			
Committeeman Kocubinski		<b>X</b>	<b>X</b>			
Deputy Mayor O’Donnell			<b>X</b>			
Mayor Forsyth			<b>X</b>			