



MUNICIPALITY OF PRINCETON
2015 LANDSCAPER REGISTRATION

This registration will be in effect through March 1, 2016

NAME: _____

DBA: _____
(Doing Business As)

HOME ADDRESS: _____

BUSINESS ADDRESS: _____

BUSINESS PHONE NUMBER: _____

IF APPLICANT IS A CORPORATION, PLEASE PROVIDE THE FOLLOWING INFORMATION:

CORPORATE NAME: _____

ADDRESS: _____

PLEASE ATTACH ANY ADDITIONAL INFORMATION ON SEPARATE SHEET

TYPE OF DEBRIS TO BE DISPOSED OF: _____

LOCATION(S) WHERE DEBRIS IS TO BE TAKEN: _____

Our Business provides the services below: (check all that apply). This information will appear on our Municipal website for residents who want an environmentally friendly Landscaper.

- Use of Mulching Mowers Use of Electric Equipment Use of Bio Pesticides*
 - Use of Organic Fertilizers Rake Leaves (No Leaf Blower) Bag leaves in paper leaf bags*
- * As defined by the EPA
* Paper bags provided by resident

REGISTRATION INFORMATION FOR LANDSCAPERS FOR HIRE

Landscape and Landscaping shall mean to be in the business, occupation or trade of adorning or improving any property or portion of property by trimming or cutting grass or shrubs, by planting, installing or removing leaves, branches, logs, grass, mulch, hedges or shrubs, or by planting or installing trees. As used in this chapter, landscape and landscaping shall also refer to solicitation of the above referenced services.

By signing below, I acknowledge that: I understand and agree to abide by the relevant Princeton ordinances, State and Federal wage theft laws and other applicable laws, including but not limited to those requiring workers' compensation insurance; I currently have, and will maintain, all workers' compensation insurance that the law requires me to maintain; and I understand that Princeton may suspend or revoke my registration if I violate any Princeton ordinance, State or Federal wage theft laws or any other applicable law, including but not limited to those requiring workers' compensation insurance.

Princeton makes no guarantee or representation regarding the fitness, knowledge or qualification of any person that is registered by Princeton to engage in landscaping for hire.

Date: _____ Applicant Signature: _____ Fee Paid: _____

Date Received: _____ Check #/Cash _____

Please keep the pink copy and return this form with a check in the amount of \$10.00 to:
Municipality of Princeton; One Monument Drive, Princeton, NJ 08540
ATTN: Dept. of Infrastructure & Operations

Federal Fair Labor Standards: <http://www.dol.gov/whd/regs/statutes/FairLaborStandAct.pdf>
NJ Workers Comp Laws: http://lwd.state.nj.us/labor/forms_pdfs/wc/pdf/wc_law.pdf
NJ Wage and Hour Laws: http://lwd.state.nj.us/labor/wagehour/lawregs/nj_state_wage_and_hour_laws_and_regulations.html
NJ Wage Payment Laws: http://lwd.state.nj.us/labor/wagehour/lawregs/selected_nj_state_labor_law.html

CHAPTER 10C. LANDSCAPING - REGISTRATION

Sec. 10C-1. Registration requirement for landscapers for hire; purpose.

No person shall landscape or engage in any landscaping on any public or private property within the municipality for hire without first registering with the department of infrastructure and operations, on forms to be supplied by said department.

The purpose of this chapter requiring landscaper registration is to ensure that persons defined in section 10C-2 are cognizant of Princeton's regulations concerning the leaf, branch and log collection program, Federal and New Jersey State wage and hour laws and the New Jersey State workers' compensation laws.

Nothing in this chapter shall relieve any owner, lessee or tenant of his or her responsibility to comply with the requirements of Princeton's leaf, branch and log collection program set forth elsewhere in this Code.

Sec. 10C-2. Definitions.

As used in this chapter the following words and phrases shall have the following meaning:

For hire shall mean to demand and/or accept payment or compensation for completion of services.

Hedges, trees and shrubs shall have the same meaning as may be defined in chapter 22 of this Code, "Trees and Shrubs."

Landscape and landscaping shall mean to be in the business, occupation or trade of adorning or improving any property or portion of property by trimming or cutting grass or shrubs; by planting, installing or removing leaves, branches, logs, grass, flowers, mulch, hedges or shrubs; or by planting or installing trees. As used in this chapter, *landscape and landscaping* shall also refer to solicitation of the above-referenced services.

Person shall mean any individual or entity whose existence is recognized by law, including, but not limited to, any partnership, corporation (for-profit, nonprofit, or municipal and its agencies), firm, association, or any combination of the foregoing.

Wage theft shall mean having been found guilty, liable or responsible in any judicial or administrative proceeding of committing a violation of the Federal Fair Labor Standards Act of 1938, 29 U.S.C.A. § 201 *et seq.*, the New Jersey Wage and Hour Law, N.J.S.A. 34:11-56a. *et seq.*, the New Jersey State Wage Payment Law, N.J.S.A. 34:11-4.1 *et seq.* or N.J.S.A. 2C:40A-2 (violation of contract to pay employees).

Sec. 10C-3. Applications for registration; registration fee; suspension or revocation of registration; disclaimer.

(a) An application for registration shall be made upon forms provided by Princeton and shall be filed with the director of infrastructure and operations or his designee. Approved applications for registration shall be public records.

(b) At the time of registration, applicants shall acknowledge that they have received (or been offered, at no cost) a copy of the provisions of the municipality's ordinance regulating its leaf, branch and log collection program. In addition, applicants shall acknowledge that they have received (or been offered, at no cost) a copy of the Federal and New Jersey State wage and hour laws and New Jersey State workers' compensation insurance laws.

(c) Every registration shall be issued and renewed on an annual basis, effective March 1 of each year, upon payment of an annual fee to the municipality in the amount of ten dollars.

(d) No registration shall be required of any owner, lessee or tenant of real property who shall personally perform activities otherwise requiring a registration; except that all such work must otherwise comply with the municipality's ordinance.

(e) The mayor and council may, upon recommendation of the director of infrastructure and operations, or his designee, after notice and an opportunity for a hearing, suspend or revoke any registration for violation of law, including but not limited to wage theft laws, or related Princeton ordinances, or for good cause, which is shown to be prejudicial to the public health, safety or welfare. In addition, the director of infrastructure and operations or his designee may temporarily suspend any registration for a period not to exceed one week or until the mayor and council can be convened to consider said suspension, when:

(1) The director of infrastructure and operations, or his designee, has reasonable cause or belief that an emergency affecting the public health, safety or welfare so requires; or

(2) The director of infrastructure and operations, or his designee, receives sufficient information to establish that the registrant has committed wage theft which has not been cured by the registrant by compliance with the order or decision of the governmental entity determining the same.

(f) Princeton makes no guarantee or representation regarding the fitness, knowledge or qualification of any person that is registered by Princeton to engage in landscaping for hire.

Sec. 10C-4. Off-site disposal and composting encouraged.

Owners, lessees and tenants, and their registered landscapers, are encouraged, but not required, to either compost leaves, branches and logs themselves on their own property, such as in wooded areas if practicable, or bring leaves, branches and logs to the Lawrence Township Ecological Facility ("Facility"), or such other ecological facility that may be designated by the municipality for disposal. At the time of taking branches and logs to the Facility for disposal, such persons shall provide their name and registration number, along with the property lessee or tenant's name, address and signature, to the Facility on forms for such purpose available in the office of the director of infrastructure and operations, or from his designee.

Sec. 10C-5. Exemption of home improvement contractors; additional exemptions.

(a) Home improvement contractors registered pursuant to N.J.A.C. 13:45A-17.1 *et seq.* on or after December 31, 2005 shall not be required to register with the municipality as set forth in this chapter.

(b) Persons who are specifically exempt from the registration requirements of N.J.A.C. 13:45A-17.1 *et seq.* under N.J.A.C. 13:45A-17.4 on or after December 31, 2005 shall not be required to register with the municipality as set forth in this chapter.

Sec. 10C-6. Violations; penalties.

For each violation of this chapter, the violator shall be subject to such fines and other penalties as provided in section 1-6 of this Code, entitled "General penalty; continuing violations; repeat violations; other penalties." Repeat offenders shall be subject to additional fines and other penalties as provided in section 1-6 of this Code.