

BOROUGH OF ORWIGSBURG
SCHUYLKILL COUNTY, PENNSYLVANIA
ORDINANCE NO. 343

AN ORDINANCE ESTABLISHING REGULATIONS CONCERNING
THE USE OF TRASH DUMPSTERS WITHIN THE BOROUGH OF
ORWIGSBURG, EXCEPTIONS TO THE REGULATIONS, THE
REQUIREMENT OF A DUMPSTER PERMIT AND PENALTIES FOR
VIOLATIONS OF THE ORDINANCE

SHORT TITLE: DUMPSTERS ON STREET

WHEREAS, the Council of the Borough of Orwigsburg has determined that trash dumpsters used primarily to receive construction waste and debris and which are placed on Borough Streets and State Highways cause damage to the Streets if not properly placed and constitute a hazard to vehicular traffic if not equipped with reflectors and/or flashing lights.

BE IT ENACTED AND ORDAINED, by the Council of the Borough of Orwigsburg, Schuylkill County, Pennsylvania, and it is hereby enacted and ordained by the Authority of the same, as follows:

SECTION I

DEFINITIONS

As used in the Ordinance, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context;

DUMPSTER- a metal storage receptacle used to temporarily store debris or garbage and which is then emptied of its contents or removed with its contents to a dump site.

PERSON- any natural person, association, partnership, firm or corporation.

SECTION II

PERMIT REQUIRED

FEE

1. No persons shall place a dumpster within the Borough of Orwigsburg without first obtaining from the Borough Office an application for a permit and paying the fee established. Before permit is issued and dumpster is placed, review of location by Police will be required. The initial fee shall be \$5.00 per dumpster, and may be increased from time to time by resolution of Council, which shall be for the use of the Borough. Permit will be approved or rejected within 5 working days of application.

2. The permit shall be of a three (3) week duration. If the applicant requires additional time, a second permit can be obtained for up to three (3) weeks and a second permit fee paid. No more than two permits shall be issued by the Borough for dumpster(s) placed upon Borough Streets and State Highways. After the expiration of the second permit, the dumpster shall be removed from the Borough.

SECTION III

REQUIREMENTS FOR DUMPSTERS PLACED UPON STREETS

1. The following requirements shall apply to any dumpsters placed upon streets in the Borough:

(a) Reflectors shall be placed upon all four (4) sides of the dumpster, each side containing a minimum of four (4) reflectors, to make the dumpster visible at night;

(b) Each of the dumpster rollers or wheels (if any) must be placed upon a wood pad at least 3/4 of an inch in thickness so as not to damage the road surfaces in the Borough.

(c) Size of the dumpster will be determined by the contractor or property owner with the approval by the Police.

SECTION IV

PENALTIES

A. Any person who shall violate any provision of this Ordinance shall, upon conviction thereof, be sentenced to pay a fine not exceeding \$600.00 plus costs, and in default of payment of said fine and costs, to a term of imprisonment not to exceed thirty (30) days.

B. Each day that a violation of this Ordinance continues, shall constitute a separate offense.

SECTION V


EFFECTIVE DATE


This Ordinance shall become effective immediately.

DULY ENACTED AND ORDAINED this 12TH day of MAY,
1999 by the Borough Council of the Borough of Orwigsburg,
Schuylkill County, Pennsylvania, in lawful session duly
assembled.

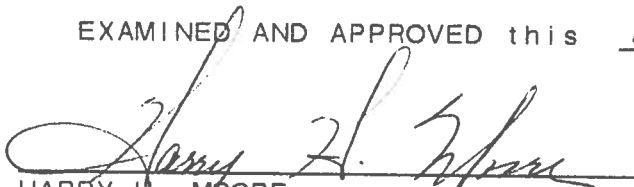
ATTEST:

BOROUGH OF ORWIGSBURG


KATHLEEN M. SONSUGAR
BOROUGH SECRETARY
ORWIGSBURG BOROUGH


CHARLES J. STERNER
COUNCIL PRESIDENT
ORWIGSBURG BOROUGH

EXAMINED AND APPROVED this 12TH day of MAY, 1999.


HARRY H. MOORE
MAYOR OF ORWIGSBURG
BOROUGH COUNCIL

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