

BOROUGH OF ORWIGSBURG

SCHUYLKILL COUNTY, PENNSYLVANIA

ORDINANCE NO. 240

AN ORDINANCE PROVIDING FOR THE IMPOSITION AND COLLECTION OF A REASONABLE FEE AND CHARGE FOR THE REMOVAL OF GARBAGE AND OTHER REFUSE MATERIAL FROM BUILDING USED FOR RESIDENTIAL PURPOSES WITHIN THE BOROUGH OF ORWIGSBURG.

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BE IT ENACTED AND ORDAINED by the Borough Council of the Borough of Orwigsburg, in council duly assembled, and it is hereby enacted and ordained by authority of the same, as follows:

Section 1. DEFINITIONS.

- a. The term "DWELLING UNIT" shall include any building or portion thereof that provides complete housekeeping facilities for a single family unit, which is utilized for residential purposes.
- b. The term "OTHER", the singular shall include the plural, and the masculine shall include the feminine and neuter.

Section 2. IMPOSITION OF REFUSE COLLECTION AND DISPOSAL FEE.

- a. The Borough of Orwigsburg, in order to provide for refuse collection and disposal services, hereby imposes refuse collection and disposal fee upon each dwelling unit in the Borough of Orwigsburg.
- b. Imposition of Fee. A garbage and refuse collection fee of .50¢ per week or \$26.00 per year, is hereby imposed upon each dwelling unit within the Borough of Orwigsburg.
- c. Multiple dwelling units. For apartments and multiple dwelling units under lease to tenants, the refuse collection and disposal fee is hereby imposed upon the owner or landlord thereof, who is responsible for payment of the same.
- d. Retroactivity. The garbage and refuse collection fee imposed hereby is retroactive to January 1, 1981.

- e. Penalty. The fee herein enacted is payable in advance and failure to pay the garbage and refuse collection fee when due will result in the imposition of a penalty in the amount of 1% of the amount due per month.
- f. Amendment of fee by resolution. The garbage and refuse fee hereby imposed may be amended from time to time by resolution adopted by the Borough Council of the Borough of Orwigsburg.
- g. Exclusion. The garbage and refuse collection fee imposed hereby pertains only to residential dwelling units. Commercial and industrial establishments for which no refuse collection and disposal services are provided, are specifically excluded.

Section 3. CONFLICTING ORDINANCES

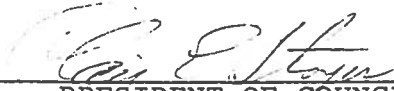
Any ordinance or part of an ordinance conflicting with this ordinance is hereby repealed insofar as the same affects this ordinance.

Section 4. If any sentence, clause, section or part of this ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this ordinance. It is hereby declared as the intent of the Borough Council and Mayor of the Borough of Orwigsburg that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included therein.

ENACTED and ORDAINED into an ordinance this 25th day of  
February, 1981 by the Council of the Borough of Orwigsburg,  
Schuylkill County, Pennsylvania, in lawful session duly assembled.

BOROUGH OF ORWIGSBURG  
Schuylkill County, Pennsylvania

By:

  
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PRESIDENT OF COUNCIL

ATTEST:

  
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SECRETARY