

Ordinance 78-11

Prohibition of Garbage

11/9/1978

Ordinance No. 78-11

ORDINANCE OF THE TOWNSHIP OF HOPEWELL,
REPEALING ORDINANCES 58-2 and 58-13,
SAID ORDINANCES PERTAINING TO THE PRO-
HIBITING ACCUMULATION OR DUMPING OF
GARBAGE AND REFUSE AND ESTABLISHMENT
AND MAINTENANCE OF PUBLIC OR PRIVATE
DUMPS AND PROHIBITING DUMPING OF GARBAGE
ONTO LAND OF ANOTHER OR ANY ROAD,
STREET, HIGHWAY OR ALLEY IN SAID TOWNSHIP,
AND PRESCRIBING PENALTIES.

BE IT ORDAINED AND ENACTED by the Board of Commissioners of the
Township of Hopewell, Beaver County, Pennsylvania, and it is hereby ordained
and enacted according to the power and authority granted under the first
class Township Code:

SECTION I
GARBAGE AND REFUSE

The words "garbage", "refuse", and "ashes" have the following mean-
ings: (1) Garbage: Wastes resulting from the handling, preparation, cooking
and consumption of food; wastes from the handling, storage and sale of pro-
duce. (2) Refuse: Combustible trash, including, but not limited to, paper,
cartons, boxes, barrels, wood, excelsior, tree branches, wood furniture,
bedding; noncombustible trash, including, but not limited to, metals, tin
cans, metal furniture, dirt, small quantities of rock and pieces of concrete,
glass, crockery, other mineral waste; street rubbish, including but not
limited to, street sweepings, dirt, catch-basin dirt, contents of litter
receptacles. Provided, refuse shall include earth and wastes from building
operations and shall include solid wastes resulting from industrial pro-
cesses and manufacturing operations such as food processing wastes, boiler-
house cinders, lumber, scraps and shavings. (3) Ashes: Residue from fires
used for cooking and for heating buildings.

SECTION II
UNCOVERED GARBAGE

It shall be unlawful to place or permit to remain anywhere in the
Township any garbage, or other material subject to decay other than leaves

or grass, excepting in a tightly covered metal and/or heavy duty plastic container.

SECTION III
WIND-BLOWN REFUSE

It shall be unlawful to cause or permit to accumulate any dust, ashes, or trash of such a material that it can be blown away by the wind anywhere in the Township excepting in a covered container.

SECTION IV
DEPOSITS ON STREETS

It shall be unlawful to deposit or permit to fall from any vehicle any garbage, refuse or ashes on any public street or alley in the Township; provided, that this section shall not be construed to prohibit placing garbage, refuse or ashes in a container complying with the provisions of this Ordinance preparatory to having such material collected and disposed of.

SECTION V
CONSENT OF OWNER

It shall be unlawful to dump or place any garbage, refuse or ashes on any premises in the Township without the consent of the owner of such premises.

SECTION VI
DISPOSAL

It shall be unlawful to dispose of any garbage, refuse or ashes anywhere in the Township excepting in a disposal device, properly constructed and operated or in a lawfully established garbage or refuse dump. Such material not so properly disposed of shall be placed in containers for collection.

SECTION VII
SEPARATION

Refuse which is flammable shall not be mixed or mingled with refuse that is nonflammable. Garbage should be kept separate from all other types of refuse.


SECTION VIII
PENALTY

Any person, firm or corporation violating any provision of this Ordinance shall be fined a sum not to exceed Three Hundred (\$300.00) Dollars for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

The fact that garbage, refuse or ashes remains on any occupant's premises in the Township in violation of this Ordinance shall be prima facie evidence that the occupant of such premises is responsible for the violation of the Ordinance occurring.

ORDAINED AND ENACTED this 9 day of NOVEMBER, 19 78.

ATTEST:
BOARD OF COMMISSIONERS
OF HOPEWELL TOWNSHIP

By:  Michael L. Davis
President

PROOF OF PUBLICATION

County Times, a daily newspaper of general circulation, BEAVER NEWSPAPERS, INC., a Pennsylvania corporation, ... 1946, and has been issued regularly, except legal holidays

advertisement, which is exactly as printed and published, one regular issue on 10/25

BEAVER NEWSPAPERS, INC.

PENNSYLVANIA, } SS: BEAVER,

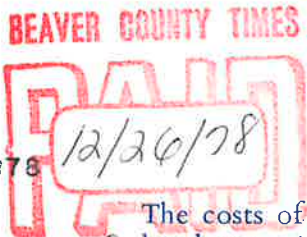
By James R. Miller

Notary Public in and for such county and state, personally appeared JAMES R. MILLER, who being duly sworn according to law says that he is

SECRETARY-TREASURER of BEAVER NEWSPAPERS, INC.; that neither affiant ... is interested in the subject matter of the attached advertisement; and ... allegations of the foregoing statement including those as to the time, place and ... publication are true.

subscribed before me

of NOVEMBER 1978



Richard L. Hupp

The costs of advertising and proof, has been paid.

104.66

The words "garbage", "refuse", and "ashes" have the following meanings: (1) Garbage: Wastes resulting from the handling, preparation, food; wastes from the handling, storage and sale of products; (2) Refuse: Combustible trash, including, but not limited to, paper, cartons, boxes, barrels, wood, excelsior, tree branches, wood furniture, bedding; noncombustible trash, including, but not limited to, metals, tin cans, metal furniture, dirt, small quantities of rock and pieces of concrete, glass, crockery, other mineral waste; street rubbish, including but not limited to, sweepings, dirt, catch-basin dirt, contents of litter receptacles. Provided, refuse shall include earth and wastes from building operations and shall include solid wastes resulting from industrial processes and manufacturing operations such as food processing wastes, boilerhouse cinders, lumber, scraps and shavings. (3) Ashes: Residue from fires used for cooking and for heating buildings. SECTION II UNCOVERED GARBAGE It shall be unlawful to place or permit to remain anywhere in the Township any garbage, or other material subject to decay other than leaves or grass, metal and/or heavy duty plastic container. SECTION III WIND-BLOWN REFUSE It shall be unlawful to cause or permit to accumulate any dust, ashes, or trash of such a nature as to blow away by the wind anywhere in the Township excepting in a covered container. SECTION IV DEPOSITS ON STREETS It shall be unlawful to deposit or permit to fall from any vehicle any garbage, refuse or other material on any public street.