

Chapter 163

SOLID WASTE AND RECYCLING

- | | |
|--|---|
| § 163-1. Title. | § 163-9. Solid waste collectors. |
| § 163-2. Definitions. | § 163-10. Authority of Board of Supervisors; rules and regulations. |
| § 163-3. Mandatory program established. | § 163-11. Effect on existing recycling operations and contracts. |
| § 163-4. Separation and placement of recyclables and leaf waste. | § 163-12. Public notice. |
| § 163-5. Preparation of garbage and trash for collection. | § 163-13. Collection by unauthorized persons. |
| § 163-6. Containers for garbage and trash. | § 163-14. Reports. |
| § 163-7. Collection of garbage and trash. | § 163-15. Violations and penalties. |
| § 163-8. Large items. | |

[HISTORY: Adopted by the Board of Supervisors of the Township of East Whiteland 6-10-1991 by Ord. No. 93-91. Amendments noted where applicable.]

GENERAL REFERENCES

Junkyards — See Ch. 110.
Property maintenance — See Ch. 141.

Sanitation — See Ch. 150.

§ 163-1. Title.

The title of this chapter shall be the "Solid Waste Collection and Recycling Ordinance of East Whiteland Township."

§ 163-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ALUMINUM CANS — Empty all-aluminum beverage and food containers.

BI-METAL CONTAINERS — Empty food or beverage containers consisting of ferrous sides and bottom and an aluminum top.

BOARD — The Board of Supervisors of East Whiteland Township.

COMMERCIAL ESTABLISHMENT — Those properties used primarily for commercial or industrial purposes.

COMMUNITY ACTIVITIES — Events sponsored in whole or in part by the Township or conducted within the Township and sponsored privately. Said events shall include but are not limited to fairs, bazaars, socials, picnics and organized sporting events.

COMPOST — The end product of composting. It is a dark, partially decomposed material similar to natural organic matter found in the soil.

COMPOSTING — A process involving the microbial decomposition of organic matter.

CORRUGATED PAPER — Cardboard used in shipping containers.

GARBAGE — All table, animal and vegetable waste resulting from the handling, preparation, cooking and consumption of foods.

GENERATOR — Any person who generates leaf waste, recyclable materials or solid waste.

GLASS CONTAINERS — Bottles and jars made of clear, green or brown glass. Expressly excluded are noncontainer glass, plate glass, blue glass and porcelain and ceramic products.

HIGH-GRADE OFFICE PAPER — Computer paper and office stationery but shall not include newsprint and corrugated paper.

INSTITUTIONAL ESTABLISHMENT — Those facilities that house or serve groups of people, e.g., hospitals, schools, nursing homes.

LEAF WASTE — Leaves, garden residues, shrubbery and tree trimmings, and similar materials, but not including grass clippings.

NEWSPAPERS — Paper of the type commonly referred to as "newsprint" and distributed at fixed intervals, having printed thereon news and opinions, containing advertisements and other matters of public interest. Expressly excluded, however, are newspapers which have been soiled.

PERSON — Any resident, individual, partnership, association, corporation, institution, cooperative enterprise, trust, municipal authority, federal government or agency, commonwealth institution or agency, or any other legal entity whatsoever which is recognized by law as a subject of rights and duties. In any provision of this chapter prescribing a fine, imprisonment or penalty, or any combination of the foregoing, the term "person" shall include the officers and directors of any corporation or any other legal entity having officers and directors.

PLASTIC — Empty plastic food and beverage containers. Due to the large variety of types of plastic, the recycling regulations may stipulate specific types of plastic which may be recycled.

RECYCLABLE MATERIALS — Clear glass, colored glass, aluminum, steel and bimetallic cans, high-grade office paper, newsprint, corrugated paper and plastics.

RESIDENT — Any person which owns, leases or occupies a property located in the Township and used as a residence.

RESIDENTIAL ESTABLISHMENT — Any occupied single- or multifamily dwelling.

SOLID WASTE — All refuse (garbage and trash) and other discarded solid material normally collected by a solid waste collector. Included shall be grass clippings, but not leaf waste.

SOLID WASTE COLLECTOR — Any person collecting or transporting solid waste, leaf waste and recyclable materials for owners or occupants of property in the Township.
[Amended 6-14-2006 by Ord. No. 183-2006]

TRASH — Nonputrescible solid waste.

§ 163-3. Mandatory program established.

There is hereby established a program for the mandatory separation by residents of a minimum of three recyclable materials and leaf waste from garbage, trash and debris within the Township of East Whiteland. The recyclables to be collected shall be determined by resolution of the Board. In addition, commercial, institutional and municipal establishments and community activities shall separate the materials described in § 163-4D.

§ 163-4. Separation and placement of recyclables and leaf waste.

- A. The occupant or owner of a home, apartment or other residential establishment shall separate the required recyclable materials and leaf waste from other solid waste. On collection days, the separated materials and leaf waste shall be placed at the curbside.
- B. The owner, landlord or agent of a multifamily rental housing property with four or more units shall establish a collection system for recyclable materials and leaf waste for pick up by a solid waste collector. The collection system must include suitable containers, easily accessible locations for the containers, and written instructions to the occupants concerning the use and availability of the collection system. Condominiums and properties such as townhouse developments that come under the control of homeowners' associations shall also comply with this subsection. In addition, such owner, landlord, agent and homeowners associations shall annually provide written documentation and certification to the Township by January 15 of the following year of the total number of tons of materials by types of material recycled. Such owner, landlord, agent and homeowners associations may comply with the reporting requirements hereunder by requesting their solid waste collector to provide said documentation and certification directly to the Township.
- C. The occupant or owner of a residential establishment does not have to separate leaf waste for collection if he/she has otherwise provided for its composting.
- D. Commercial, institutional and municipal establishments and community activities shall separate high grade office paper, aluminum, corrugated paper and leaf waste and any other material deemed appropriate by the Board. These items shall be stored until collection by a solid waste collector. In addition, a commercial, institutional, municipal and community activity solid waste generator must annually provide written documentation and certification to the Township by January 15 of the following year of the total number of tons of materials by types of material recycled. Compliance with the reporting requirement will be met if the solid waste collector provides the said

documentation and certification directly to the Township. Recyclable materials separated by commercial, institutional and municipal establishments and by community activities may be collected by a person other than a solid waste collector provided that the recyclables are taken to a processing and/or marketing facility. Said person must obtain a license from the Township and comply with all applicable provisions of § 163-9, including the payment of the required fee. **[Added 10-14-1991]**

- E. Collection of recyclable materials shall be made at a minimum of one time every other week on the same day as a regularly scheduled solid waste collection. All customers shall place their recyclable materials in reusable container(s) provided the solid waste collector.
- F. Leaf waste, with the exception of that being composted by a residential property owner or occupant, shall be collected monthly by the solid waste collector. The leaf waste shall be in biodegradable bags. **[Amended 8-12-2015 by Ord. No. 270-2015]**
- G. Collection of leaf waste shall be permitted by a person other than a solid waste collector provided that the leaf waste is removed directly from the property and not placed at the curb. Such waste must be disposed of by composting.
- H. Tree trimmings, hedge clippings and similar material shall be cut not to exceed three feet and must be tied in bundles that can be easily handled by one person.
- I. Prohibitions.
 - (1) No person shall place solid waste in containers used for the separation and collection of recyclable materials.
 - (2) No person shall place designated recyclable materials in containers used for the separation and collection of solid waste.

§ 163-5. Preparation of garbage and trash for collection.

- A. Garbage and trash may be placed in the same container.
- B. Preparation of garbage and trash.
 - (1) All garbage, before being placed in containers for collection, shall have drained from it all free liquids.
 - (2) All trash shall be drained of liquid before being deposited for collection.
 - (3) Trash and garbage shall be placed in metal or heavy-duty plastic containers, secured by a lid. Said containers may be lined with a plastic bag.

§ 163-6. Containers for garbage and trash.

- A. With the exception of totes on wheels, residential containers shall not have a capacity of more than 30 gallons.