

ARTICLE IV

SOLID WASTE MANAGEMENT

History - Adopted by the Board of Supervisors of Center Township as Ordinance No. 75, August 12, 1992.

§16-401. Short Title

This Article shall be known and may be cited as the Township of Center Municipal Solid Waste Management Article.

§16-402. Definitions

The following words and phrases as used in this Article shall have the meaning ascribed to them herein, unless the context clearly indicates a different meaning:

- A. **Act 101:** The Pennsylvania Municipal Waste Planning, Recycling and Waste Reduction Act of 1988 (Act 1988-101, July 28, 1988).
- B. **Authorized Collector:** A person, firm, partnership, corporation or public agency authorized by the municipality or county to collect municipal waste from residential, commercial, municipal and institutional establishments.
- C. **Bulky Waste:** Large waste items including, but not limited to, appliances, auto parts, furniture and trees, branches or stumps which require collection in other conventional compactor waste collection vehicles.
- D. **Collector:** See "Authorized Collector."
- E. **Commercial Establishment:** Those properties used primarily for commercial or industrial purposes, and those multiple dwelling residential buildings containing four (4) or more dwelling units.
- F. **Detachable Container:** Any metal bin or container which may be mechanically lifted and emptied into a collection vehicle.
- G. **Hauler:** See "Authorized Collector."
- H. **Industrial Establishment:** Facilities engaged in manufacturing or processing including, but not limited to, factories, foundries, mills, processing plants, refineries and mining.
- I. **Institutional Establishment:** Facilities that house or serve groups of people, including, but not limited to, hospitals, nursing homes, orphanages, day care centers, schools and colleges.

- J. **Multi-Family Housing:** Properties having four (4) or more dwelling units per structure.
- K. **Municipal Waste:** Garbage, refuse, industrial lunchroom or office waste and other material resulting from the operation of residential, municipal, commercial or institutional establishments and from community activities; and any sludge not meeting the definition of residual or hazardous waste.
- L. **Recycling:** Separation, collection, processing, recovery and sale or reuse of metals, glass, paper, plastics and other materials which would otherwise be disposed of as solid waste.
- M. **Scavenging:** Unauthorized or uncontrolled removal of solid waste materials placed for collection or removal from a solid waste processing or disposal facility.
- N. **Solid Waste:** Garbage, refuse and other discarded solid materials including, but not limited to, solid waste materials resulting from industrial, commercial and agricultural operations and from community activities. Liquids, semi-solids and contained gaseous materials are hereby defined as solid waste.
- O. **Storage:** The containment of any waste on a temporary basis in such a manner as to not constitute disposal of such waste.
- P. **Yard Waste:** Prunings, grass clippings, weeds, leaves and general yard and garden wastes.

§16-403. Standards and Regulations for Storage Prior to Collection

- A. Any person generating municipal waste shall provide sufficient approved containers for storing all waste materials. Containers shall be kept in a sanitary condition at all times.
- B. Any person storing municipal waste for collection shall comply with the following preparation standards:
 - 1. Waste shall be drained of all liquids;
 - 2. Food containers shall be rinsed free of food particles and drained before placed in storage containers; and
 - 3. Center Township reserves the right to modify the preparation and storage procedures to facilitate the collection and recovery of certain waste materials.

- C. All municipal waste shall be stored in containers approved by Center Township and shall comply with the following standards:
1. Reusable containers shall be constructed of durable, watertight, rust and corrosion resistant materials. Any cracked or rusted container shall be condemned by Center Township, tagged as a public nuisance and removed from the property before the next collection day;
 2. Reusable containers for residences shall have tight-fitting covers, have suitable lifting handles and shall have a capacity of not less than ten (10) gallons nor more than forty (40) gallons. If mechanical bins or detachable containers are in use, Center Township may waive these standards;
 3. Disposable plastic bags or sacks are acceptable containers provided the bags are designed for waste disposal. Such bags shall be securely tied at the top for collection and shall have a capacity of not more than thirty (30) gallons; and
 4. All containers, whether reusable or disposable, shall be kept tightly covered at all times and shall be used and maintained so as to prevent public nuisances.
- D. Any person storing municipal waste for collection shall comply with the following storage standards:
1. Reusable containers shall be kept in a sanitary condition at all times. The interior of the containers shall be kept clean by thoroughly rinsing, draining and disinfecting as often as necessary;
 2. Containers shall be covered or sealed at all times and waste shall not protrude or extend above the top of the containers;
 3. With the exception of pick-up days when containers are placed out for collection, all containers shall be properly stored on the owner's property; and
 4. Bulky waste items shall be stored in a manner that will prevent the accumulation or collection of water, the harborage or breeding of vectors, insects or rodents or the creation of safety and fire hazards.
- E. The storage of all municipal waste from multi-family housing, commercial, institutional and municipal establishments and industrial

lunchrooms and office wastes shall comply with the regulations and standards set forth in this Article. The type, size and placement of bulk containers for these establishments shall be determined by the waste generator and the authorized collector and are subject to approval by Center Township.

§16-404. Standards and Regulations for Collection

All generators of municipal waste in Center Township shall contract for the collection of disposable waste and recyclable items, as follows:

- A. All residential properties shall use an authorized collection service unless they prove to Center Township that they have made alternative arrangements consistent with this Article.
- B. All multi-family housing, commercial, institutional and municipal establishments and industrial establishments with office and lunchroom wastes shall use an authorized collection service of their choice.
- C. Collection service shall be provided in compliance with the following standards:
 1. All residential waste shall be collected at least once each week with the exception that arrangements shall be made in advance with the collector for pick-up of bulky waste and for payment of any special fees;
 2. All multi-family housing, commercial, municipal, institutional and industrial waste shall be collected at least once each week and more often if required in order to control health hazards, odors or unsightly conditions;
 3. All recyclable materials shall be collected at least once each month and in accordance with the Township's Recycling Article ([Chapter 16, Article III](#));
 4. Each authorized collector shall establish a regular collection schedule in the Township and shall so notify the Township of the days and times. If a regular collection day falls on a holiday, the collector shall notify all customers and the Township as to when collection will be made; and
 5. All waste collection activity shall be conducted from Monday through Saturday between the hours of 6:00 a.m. and 11:00 p.m., prevailing time, unless prior approval for an exception has been granted by Center Township. No collection service shall be permitted on Sunday.

- D. All authorized collectors operating within the Township shall comply with the Butler County Solid Waste Management Article in regards to the licensing of collectors and the transportation of waste to a County designated disposal facility.

§16-405. Regulation of Authorized Contract Collectors

This Section reserved for future use.

§16-406. Regulation of Private Collectors

This Section reserved for future use.

§16-407. Collection and Disposal Charges, Fees and Deposits

- A. All authorized collectors shall be responsible for the collection of any fees or charges for municipal waste collection and disposal services provided to residential, commercial, institutional, municipal and industrial sources within the Township.
- B. The Township may establish fees and deposits for services and products from time to time by resolution.

§16-408. Prohibited Activities

- A. It shall be unlawful for any person to accumulate or permit to accumulate upon any public or private property within the Township any garbage, rubbish, bulky waste, municipal or residual waste except in accordance with the provisions of this Article and any Pennsylvania Department of Environmental Protection Rules and Regulations adopted to Act 97 of 1980.
- B. It shall be unlawful for any person to burn any solid waste within the Township except in a manner and under conditions prescribed by the Township, and such burning shall be in accordance with pertinent Rules and Regulations of the Commonwealth.
- C. It shall be unlawful for any person to haul, transport, collect or remove any solid waste from public or private property within the Township without first securing a license from the County.
- D. It shall be unlawful for any person to use, maintain or operate an open dump except that agricultural wastes may be spread in layers and plowed under, and individuals may composite their own yard waste.
- E. It shall be unlawful for any person to scavenge any materials from any solid waste that is stored or deposited for collection within the municipality.

- F. It shall be unlawful for any person to salvage or reclaim any solid wastes except at a properly permitted facility in which salvage is an integral part of the operation.

§16-409. Rules and Regulations

The collection of municipal solid waste in Center Township and the disposal thereof shall be subject to such further reasonable rules and regulations as may from time to time be promulgated by the Board of Supervisors; provided, however, that such rules and regulations shall not be contrary to the provisions of this Article or applicable law.

§16-410. Violations and Penalties

Any person who violates any provision of this Article shall pay a penalty of not less than twenty-five dollars (\$25.00) nor more than three hundred dollars (\$300.00), plus costs. Each day of violation shall be considered a separate and distinct offense.