

## **Ordinance No. 212**

### **AN ORDINANCE OF THE TOWNSHIP OF NEW SEWICKLEY, ESTABLISHING RULES AND REGULATIONS FOR THE SEPARATION OF YARD WASTE FROM MUNICIPAL WASTE AND THE USE OF THE NEW SEWICKLEY TOWNSHIP YARD WASTE DROP-OFF SITE AND PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF.**

WHEREAS, the Supervisors of the Township of New Sewickley, Beaver County, Pennsylvania, have established a Yard Waste Drop-off Site upon Township property located at Miller Road, as part of its municipal waste management plan adopted pursuant to the Municipal Waste Planning, Recycling and Waste Reduction Act; and

WHEREAS, this site has been established at considerable expense, including the purchase and maintenance of the equipment necessary for the operation of the site, and

WHEREAS, in the opinion of the Supervisors of New Sewickley Township, it is necessary to adopt rules and regulations governing the use of the site and deposit of yard waste upon the site in order to protect the members of the public using the site, Township employees working at and in the vicinity of the site, and the equipment used in the operation of the site.

#### **SECTION 1**

NOW THEREFORE, BE IT DULY ENACTED AND ORDAINED by the Board of Supervisors of New Sewickley Township, Beaver County, Pennsylvania, Ordinance No. 212 "Yard Waste", that the following provisions shall govern the use of its Yard Waste Drop-off Site located at 233 Miller Road.

##### **§101. Short Title**

This section shall be known as the New Sewickley Township Yard Waste Ordinance.

##### **§102. Site**

A Yard Waste Drop-off Site is hereby established in the Township which shall be located at 233 Miller Road in the area so designated and marked with appropriate signage. Persons are hereby required to separate yard waste from other municipal waste generated at their homes, apartments and other residential establishments until collection unless those persons have otherwise provided for the composting of yard waste.

### **§103. Definitions**

**"Yard Waste"** is leaves, grass clippings, hedge clippings, brush and tree trimmings (limited to a maximum length of seven (7) feet and a maximum diameter of twelve (12) inches.

**"Holiday and Christmas Trees"** shall also constitute yard waste.

### **§104. Prohibited Items**

The following items are specifically prohibited from being dumped, delivered or deposited at the Township's Yard Waste Drop-off Site.

- (a) Tree Stumps
- (b) Construction materials of any nature or kind including shingles, pipe and lumber.
- (c) Stones, rocks, bricks, concrete, gravel or other similar materials.
- (d) Cans or any form of metal materials including nails and staples.
- (e) Glass of any kind.
- (f) Plastic, including plastic bags
- (g) Paper, cardboard and magazines.
- (h) Dog, cat or other animal waste.
- (i) Garden produce such as tomatoes, lettuce, apples, pumpkins, etc.
- (j) Ashes of any kind and any burning waste.
- (k) Garbage, hazardous waste, industrial waste and commercial waste.

### **§105. Rules of Operation**

- (a) The Yard Waste Drop-off Site shall be open every day from 7:30 a.m. to dusk.
- (b) The Yard Waste Drop-off Site may be closed at any time by the Township for the purpose of operating equipment on the site, as well as for the inspection of materials being deposited or any maintenance of equipment.

- (c) Yard Waste shall only be loosely deposited, or deposited in biodegradable bags. Any plastic bags containing leaves or grass clippings must be dumped in the appropriate area and the plastic bags removed from the site.

**§106. Persons Entitled to Use the Yard Waste Drop-off Site.**

- (a) Commercial haulers are not permitted to deposit yard waste at the Yard Waste Drop-off Site.
- (b) Only Yard Waste from property located within the boundaries of New Sewickley Township shall be deposited at the Yard Waste Drop-off Site.

**§107. Violations.**

The following circumstances shall constitute a violation of this Ordinance.

- (a) The dumping or depositing of any material other than acceptable yard waste, including the materials stated in §104.
- (b) The dumping or depositing of any material in an incorrect section of the Yard Waste Drop-off Site.
- (c) The deposit or dumping of any yard waste not originated from within the boundaries of New Sewickley Township.
- (d) The deposit or dumping of any yard waste at any time other than the hours, days and months when the Yard Waste Drop-off Site is open for use.

**§108. Penalty.**

Any person, partnership, firm, association or corporation who violates or permits the violation of this provision of the Ordinance shall be subject to civil enforcement proceedings in accordance and pay a fine of not less than \$100.00 and not more than \$1,000.00.

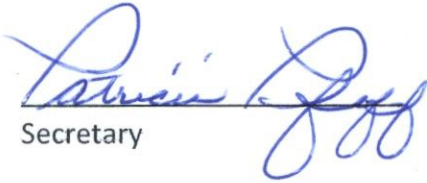
**SECTION 2**

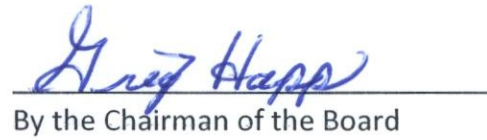
This Ordinance shall take effect five (5) days after its adoption by the Board of Supervisors.

ENACTED AND ORDAINED by the Board of Township Supervisors of the Township of New Sewickley this 3rd day of July 2018.

ATTEST

NEW SEWICKLEY TOWNSHIP

  
Secretary

  
By the Chairman of the Board