

LEGAL NOTICE

NOTICE is hereby given by the Supervisors of Shenango Township, Lawrence County, Pennsylvania, that it is their intention to enact the Ordinance hereinafter set forth at a meeting to be held at the Shenango Township Road Department Building, Allegheny Avenue, Shenango Township, Lawrence County, Pennsylvania, at 10:00 o'clock A. M., E. D. S. T., on the 8th day of July, 1960.

ORDINANCE NO. 3 1960

WHEREAS, there has arisen a need for the regulating of the manner of collection and disposal of garbage, refuse, rubbish and/or ashes in Shenango Township, Lawrence County, Pennsylvania, and

WHEREAS, the Supervisors of Shenango Township, Lawrence County, Pennsylvania, in deem it to be the best interests and welfare of Shenango Township to protect the health and safety of the residents of Shenango Township, Lawrence County, Pennsylvania,

NOW THEREFORE, this Ordinance regulating the manner of collection and disposal of garbage, rubbish, refuse and/or ashes, regulating the establishment and maintenance of public or private dumps within the limits of Shenango Township, Lawrence County, Pennsylvania, requiring that all Shenango Township commercial collectors of garbage, refuse, rubbish and/or ashes and all operators of public or private dumps within said Township to be licensed, and prescribing penalties for violation of this Ordinance, and prohibiting garbage, rubbish, refuse and/or ashes from outside the jurisdiction of Shenango Township from being delivered into and unloaded within said Shenango Township:

The Township of Shenango hereby ordains as follows:

Section 1: That for the purpose of this Ordinance the following definitions shall apply:

(A) The term "garbage", for the purposes of this Ordinance, shall consist of all vegetable and animal waste, including offal, carcasses, fat, bone, swill and animal and vegetable matter, or other organic substance, subject to fermentation or decay, resulting from the storage, handling, consumption and preparation of food.

(B) The term "Rubbish or "refuse", for the purpose of this Ordance, shall consist of mixed and waste fragments resultant from the use of household necessities, including but not limited to glass, china, metal, tin, wood, leather, rubber, carpeting, prunings from vines and shrubbery, and other foreign matter, but excepting ashes and garbage.

(C) The term "ashes", for the purposes of this Ordinance, shall include coal ashes , coke ashes, wood ashes and ashes resulting from the burning of other fuels or materials.

(D) The term "person", as herein used, shall be taken to mean an individual or individuals, company, partnership, firm, association or corporation.

(E) The term " Commercial establishment", as herein used, shall be interpreted to mean all persons, firms, partnerships, associations, or corporations who own or operate stores, restaurants, industries, institutions, and other similar places, public or private, charitable or non-charitable, which in the operation of said commercial establishment has or accumulates garbage, refuse, rubbish and/or ashes in and about its premises, or elsewhere.

SECTION II : No garbage, refuse, rubbish and/or ashes shall be allowed to accumulate by throwing, dumping, seepage, leaking, or falling off on the ground, on the

highway, on vacant lots, on premises, on any public or private property, into any stream or other body of water, and any such accumulation by throwing, dumping, seepage, leakage, or falling off, of garbage refuse, rubbish and/or ashes shall constitute a nuisance and be a violation of the terms of this Ordinance, subjecting any such violator to prosecution under the provisions of this Ordinance.

SECTION III Nothing in this Ordinance shall be construed to prevent or prohibit any person engaged in the business of farming from accumulating manure or other similar substances according to usual and normal farm practices.

Nothing in this Ordinance shall prevent or prohibit any person from burying garbage on land owned by him in a pit or trench dug for that purpose, provided that the garbage is immediately covered with a layer of dirt, so that it does not become offensive or a nuisance.

Nothing in this Ordinance shall prevent any person from building or maintaining a compost pile, consisting of lawn, hedge and shrubbery clippings, leaves, weeds and soil.

Nothing in this Ordinance shall prohibit any individual from hauling garbage, refuse, rubbish and/or ashes from his premises to said authorized public or private dump provided said garbage, refuse, rubbish and/or ashes are hauled in compliance with the provisions of Section VIII (a) of this Ordinance.

SECTION IV: No person shall permit to accumulate upon the premises any garbage, refuse, rubbish and/or ashes except in containers that are rust resistant, water-tight, non-absorbent, easily washable, and covered with close fitting lids. All garbage shall be carefully wrapped in paper before placed in the garbage container. No more water shall be allowed or permitted in garbage than naturally accumulates from table waste.

All containers shall be kept in a sanitary condition and shall be of adequate capacity and provided in sufficient numbers to hold all garbage that accumulates between collections.

SECTION V: It shall be unlawful for any person to engage in the gathering, collecting and hauling of garbage, refuse, rubbish and/or ashes in Shenango Township without first obtaining a license from the Supervisors of said Township. All persons desiring such licenses as commercial or public collectors and haulers shall present a written application, as provided by said Township, to the Supervisors of said Township, setting forth the intention to collect and haul said garbage, refuse, rubbish and/or ashes in accordance with the provisions of this Ordinance, the equipment and property to be used in said business, and such other information as the application may require. The Supervisors, upon being satisfied that the applicant can provide said service, and that charges are reasonable, shall grant said license for a year. The fee for such license shall be \$25.00 per annum per vehicle and all such licenses shall be issued for the calendar year or such portion thereof as shall remain after the issuance thereof, and without reduction in the fee for a license issued after the beginning of any calendar year. The Supervisors shall have power to revoke any such license upon failure of the licensee to furnish service in accordance with the terms of this Ordinance.

SECTION VI: It shall be unlawful for any person to establish, maintain, or operate any private dump within Shenango Township without first obtaining a license from the Supervisors of Shenango Township. All persons desiring such licenses shall present a written application, as provided by said Township, to the Supervisors of said Township, setting forth the intention to establish, maintain or operate any private dump in accordance with the provisions of this Ordinance, the equipment and property to be used in said business,

and the charges to be made by the operator of any such dump, and such other information as the application may require. The Supervisors, upon being satisfied that the applicant can properly operate such dump, and that charges are reasonable, shall grant a dump operator's license for one year. The fee for such a license shall be \$100.00 per annum and all such licenses shall be issued for the calendar year, or such portion thereof as shall remain after the issuance thereof, and without any reduction in the fee for a license issued after the beginning of any calendar year. The Supervisors shall have power to revoke any such license upon failure of the licensee to operate said dump in accordance with the terms of this Ordinance.

SECTION VII: It shall be the duty of all licensed collectors and haulers of garbage, refuse, rubbish and/or ashes to collect or to have facilities available for the collection of all garbage, refuse, rubbish and/or ashes from all residences within Shenango Township at least once a week and from all commercial establishments at least twice a week, and said collections shall be made between the hours of sunrise and sunset, with Sundays and legal holidays excluded, at their own expense and cost, to furnish, lease, or acquire, maintain and operate all vehicles, conveyances, machinery and equipment necessary to properly operate as a licensed collector.

SECTION VIII: (A) All persons, firms or corporations collecting garbage, refuse, rubbish and/or ashes in the Township and transporting the same upon the streets and alleys of the Township, shall haul the same only in conveyances, vehicles and receptacles tightly closed on the bottom and sides, so as to prevent said garbage, refuse, rubbish and/or ashes from spilling, dropping or falling to the streets, alleys or highways.

(B) All conveyances or vehicles hauling such garbage, refuse, rubbish and/or ashes shall be so operated and covered so as to prevent offensive odors escaping therefrom and to prevent said garbage, refuse, rubbish and/or ashes from being blown upon or spilled upon any street, walk or alley of the Township. Every conveyance or vehicle shall have plainly printed thereon the name of the licensee, the number of the license issued therefor, and shall be kept in a sanitary condition at all times.

SECTION IX: It shall be the duty of all licensed dump operators to establish, maintain and operate a dump only in an area approved in writing by the Supervisors of Shenango Township and must be in accordance with a sanitary landfill method whereby garbage, refuse, rubbish and/or ashes of all types is collected together, compacted and daily covered with sufficient earth to eliminate odors, smoke, insects, and rodents, and said operation must at all times comply with the terms of this Ordinance and also with the terms of this Ordinance and also with the sanitation laws of the Commonwealth of Pennsylvania and the rules and regulations of the Pennsylvania Department of Health governing the establishment, maintenance and operation of a sanitary landfill disposal area, and at their own expense and cost to furnish, maintain, acquire and operate said private dump in compliance with this Ordinance, and said dumps shall be closed on Sundays and legal holidays.

SECTION X: (a) Any person or persons, firm or corporation, violating any of the terms of this Ordinance shall, on conviction thereof before any Justice of the Peace of the Township, be subject to a fine of not less than \$25.00, or more than \$50.00 and costs of prosecution, for each separate offense; and in default of payment thereof, shall be committed to the Lawrence County Jail for a period of not more than 5 days for each separate offense, with the right of appeal, as in other cases of summary conviction.