

SOUTH LEBANON TOWNSHIP

ORDINANCE NUMBER 178

AN ORDINANCE TO ESTABLISH A PROGRAM FOR THE COLLECTION OF RECYCLABLE MATERIAL FROM PROPERTIES WITHIN SOUTH LEBANON TOWNSHIP FOR RECYCLING PURPOSES; TO PROHIBIT THE DISPOSAL OF RECYCLABLE MATERIALS INTO THE CONVENTIONAL MUNICIPAL SOLID WASTE DISPOSAL SYSTEM; TO EMPOWER THE TOWNSHIP TO ADOPT AND PROMULGATE RULES AND REGULATIONS THEREFORE; AND TO FIX PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED AND ENACTED by the Board of Supervisors of South Lebanon Township, Lebanon County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same as follows:

SECTION ONE: PURPOSE:

A. Act 100 of 1988, an Act of the Commonwealth of Pennsylvania, entitled THE MUNICIPAL WASTE PLANNING, RECYCLING AND WASTE REDUCTION ACT, States Municipalities which meet the size requirements for mandatory recycling must enter into recycling, solid waste management and reduction programs.

B. It is the desire of South Lebanon Township to establish, a substantial solid waste recycling and solid waste management and reduction program within the Township to better utilize existing and future solid waste disposal facilities and to work toward a more productive and environmentally sound method of solid waste management.

SECTION TWO: TITLE: The short title of this ordinance shall be the South Lebanon Township Recycling Ordinance, and the same may be cited in that manner.

SECTION THREE: DEFINITIONS: The following words, when used in this Ordinance, shall have the following definitions:

A. Aluminum Cans - empty, all aluminum beverage and food containers.

B. Bi-Metal Containers - empty food or beverage containers consisting of a combination of ferrous metals and aluminum; ie: ferrous sides and aluminum top and/or bottom.

C. Commercial Establishment - properties used primarily for commercial and/or industrial purposes.

D. Ferrous Containers - empty steel or tin food or beverage containers.

E. Glass Containers - bottles and jars made of clear, green or brown glass. Expressly excluded are non-container glass, plate glass, blue glass and porcelain and ceramic products.

F. Institutional Establishments - facilities that house or serve groups of people, ie: hospitals, schools, nursing homes, etc.

G. Magazines and Periodicals - printed matter containing miscellaneous written pieces published at fixed or varying intervals. Expressly excluded, however, are all other paper products of any nature whatsoever.

H. Newspapers - paper of the type commonly referred to as newsprint. Expressly excluded are newspapers that have been soiled.

I. Person(s) - owners, lessees and occupants of residents, commercial or institutional establishments.

J. Plastic Containers - empty plastic food and beverage containers.

K. Recyclable Materials - materials specified from time to time in the rules and regulations for recycling.

L. Residence - any occupied single family or multi-family dwelling.

M. Solid Waste - all refuse (garbage and rubbish) and other discarded solid material normally collected by municipal or private haulers.

N. Yard Waste - pruning, grass clippings, weeds, leaves and garden wastes.

SECTION FOUR: ESTABLISHMENT OF PROGRAM: There is hereby established a program for the mandatory recycling of certain specified solid waste by all persons within South Lebanon Township, hereinafter referred to as the Township. Said recyclable materials shall be set forth in rules and regulations to be promulgated, and amended, from time to time by Resolution of the Township.

SECTION FIVE: COLLECTION BY UNAUTHORIZED PERSONS: It shall be a violation of this Ordinance for any person(s) unauthorized by the Township to collect or pick up or cause to be collected or picked up any such recyclables. Each such collection in violation hereby shall constitute a separate and distinct offense punishable as hereinafter provided.

SECTION SIX: ADMINISTRATION: The Township shall establish and promulgate reasonable regulations as to the manner, days and

times for the collection of recyclable materials in accordance with the terms hereof, and any other matters required to implement this ordinance. The Township may change, modify, repeal or amend any portion of said rules and regulations at any time.

SECTION SEVEN: ENFORCEMENT: South Lebanon Township Board of Supervisors are hereby charged with the enforcement of this Ordinance and the rules and regulations promulgated from time to time.

SECTION EIGHT: FRANCHISE OR LICENSE: The Township may enter into agreements with public or private agencies or firms to authorize them to collect all or part of the recyclable materials from the Township.

SECTION NINE: ALTERNATIVE COLLECTION OF RECYCLABLE MATERIAL: Any person may donate or sell recyclable materials to individuals or organizations authorized by the Township in its recycling regulations. These materials must be delivered to the individual's or organization's site.

SECTION TEN: It is prohibited and will be deemed a violation hereof for any owner, lessee or occupant of any residential, commercial, or institutional property in the Township to put into or cause to be put into the solid waste collection system of the Township any leaves or grass or other yard waste.

SECTION ELEVEN. Recyclable materials removed from the Township must be processed in an approved processing facility and

may not be discarded in the Greater Lebanon Refuse Authority Landfill unless authorized by the Greater Lebanon Refuse Authority in writing to South Lebanon Township.

SECTION TWELVE: SEVERABILITY: If any section, sentence or other part of this Ordinance shall be held to be invalid, such invalidity shall not cause or affect or impair any remaining section, sentence or other part of this Ordinance, it being the intent of this Township that such remainder shall be and remain in full force and effect.

SECTION THIRTEEN: REPEALER: All other Ordinances or Resolutions or parts thereof which are inconsistent herewith shall be and the same are expressly repealed.

SECTION FOURTEEN: EFFECTIVE DATE This Ordinance shall be effective on the date of enactment of the Resolution establishing rules and regulations authorized hereunder, but in no case less than five days from the date of enactment of this Ordinance.

SECTION FIFTEEN: VIOLATIONS AND PENALTIES: Any person, firm, corporation or other entity who shall violate or fail to comply with any of the provisions of this Ordinance or any rules and regulations promulgated pursuant hereto shall, upon conviction thereof, be sentenced to pay a fine of not more than six hundred dollars (\$600.00) and costs of prosecution. Each day's continuance of a violation or failure to comply with any provision of this Ordinance or any rules and regulations promulgated pursuant hereto shall constitute a separate offense.

ORDAINED AND ENACTED this 1st day of October, 1991.

ATTEST:


Antonia Kaly
SECRETARY

SOUTH LEBANON TOWNSHIP
BOARD OF SUPERVISORS

Paul E. Krause (SEAL)
CHAIRMAN

George T. Ritter (SEAL)
VICE-CHAIRMAN

Mark R. Krutowsky (SEAL)
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