

ORDINANCE NO. 2006-06

**AN ORDINANCE OF DOUGLASS TOWNSHIP,  
MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING  
CHAPTER 20, PART 2 OF THE DOUGLASS TOWNSHIP  
CODE OF ORDINANCES CONCERNING RECYCLABLE  
MATERIALS COLLECTION BY ADDING DEFINITIONS,  
REGULATING RECYCLABLE MATERIALS AND YARD  
WASTE.**

**BE IT ENACTED AND IT IS HEREBY ENACTED** by the Board of Supervisors of Douglass Township, that Chapter 20, Part 2 of the Douglass Township Code of Ordinances is hereby amended as follows:

**Section 1.**

Section 203 relating to definitions is hereby amended to include the following definitions:

**Aluminum** - All empty beverage and food containers made from aluminum.

**Clean and Uncontaminated Newspaper** - Newspaper which has not been exposed to substances or conditions which render it unfit for recycling purposes.

**Commercial Establishment** - Those properties used primarily for commercial or industrial purposes and those multi-dwelling residential buildings containing four or more dwelling units.

**Corrugated Paper** - structural paper material with an inner core shaped in rigid parallel furrows and ridges.

**Glass** - All products made from silica or sand, soda, ash and limestone (the product may be transparent, translucent or colored) and may be used as a container for packaging or bottling of various matter and all other materials commonly known as "glass".

**High-grade Office Paper** - All white paper, bond paper and computer paper used in commercial, institutional and municipal establishments.

**Institution Establishment** - Facilities that house or serve groups of people, such

as schools, hospitals, day-care centers and nursing homes.

Yard Waste - All garden residues, grass clippings, shrubbery and tree pruning less than one-quarter (1/4 ") inch in diameter and similar material.

## Section 2.

Section 211.2 is hereby amended to read:

"211.2 Recyclable materials - A mandatory program for the separation and recycling of aluminum, glass, newspapers, high-grade office paper and corrugated paper from all commercial, institutional and municipal establishments in the Township is hereby established. All such establishments shall make provisions for the separate collection of recyclable materials, assuring no commingling thereof with solid waste. Such recyclable materials shall be thoroughly rinsed and placed in marked, recyclable containers that the Township may provide in accordance with such restrictions, fees, or conditions as the Township may establish by resolution hereinafter with regard to the supplying and use of such containers."

## Section 3.

Section 214 is hereby amended as follows:

"§214. Separation of Recyclable Materials at Commercial, Institutional and/or Municipal Properties and the Storage and Collection Thereof. All commercial, institutional and municipal users, including all multi-family housing properties containing four (4) or more dwelling units shall have a waste collection system established by the owner, landlord or agent of the owner or landlord to comply with Act 101, aforementioned. Such collection system must include suitable containers for collecting and sorting materials, easily accessible locations for the containers and written instructions to the occupants concerning the use and availability of the collection system. The collection system so provided shall require separation of recyclable materials selected by the Township and collection thereof for recycling at least one (1) day each month. The recycling materials shall include aluminum, glass, newspapers, high-grade office paper and corrugated paper and shall not be commingled with solid waste. The owner, landlord, or agent for the same shall submit an annual report to the Township on or before January 31 of the following year indicating the total weight of recyclable materials collected during the prior year, providing documentation, when requested, to the Township."

## Section 4.

Section 215 is hereby amended as follows:

**"§215.1 Separation of yard waste required.** The Township hereby requires and mandates that all yard waste shall be separated from other waste for separate collection in specifically designated cans or biodegradable paper bags and shall be placed to the curblin or edge of the property for collection by the Township.

**§215.2 Definitions.** Unless the context clearly indicates otherwise, the following words and phrases used throughout this Part shall have the following meanings:

**Leaf Waste** - Leaf and foliage of trees and shrubs and foliar garden residues, but not including grass clippings or tree or shrubbery branches.

**Person** - Includes a lessee, as well as an owner of a residence who is serviced by regular solid waste collection by the Township.

**Recyclable materials** - All source-separated materials as identified in this chapter, specifically including glass, aluminum cans, newspapers, high-grade office paper and corrugated paper.

**Refuse** - All solid wastes, including garbage, rubbish and solid market wastes, but not including body wastes.

**Residence** - Any single-family or other dwelling with four (4) or fewer units from which the Township collects solid waste.

**Solid Waste** - All garbage and refuse, specifically excluding recyclable materials, yard waste and leaves, normally placed by a resident for regular collection by the Township.

**Township** - The Township of Douglass.

**Yard Waste** - Grass Clippings, brush and tree and shrubbery branches, but not including leaves.

**§215.3 Establishment of Collection Programs.** The Township hereby establishes a mandatory program for the separate collection of yard waste from all residents in the Township for which solid waste collection is provided by the Township. Collection hereof shall be made on a regularly scheduled basis as determined by the Board of Supervisors.

**§215.4 Establishment of Regulations.** The Manager of Douglass Township

is hereby authorized and empowered to establish and promulgate regulations governing compliance with this Part.

The regulations promulgated under this Part shall include, but not be limited to:

(1) The manner and method of collection, including the days and times of collection, the appropriate method for bundling and handling yard waste and the location for and time of placement of the materials for collection.

(2) The manner of conducting any public information or education program.

(3) The manner of enforcement of this Part.

**§215.5 Residential Separation.** All persons for whom the Township provides solid waste collection shall separate yard waste from other solid waste, recyclable materials and leaf waste produced at their residences and shall place same for collection by the Township in accordance with the regulations established hereunder.

The Township shall collect yard waste from all properties in the Township from which the Township is presently collecting solid waste pursuant to this chapter. All owners or occupants of such properties are required to separate yard waste from the other waste generated at such properties, including solid waste, leaf waste and recyclable materials, until collection by the Township.

**§215.6 Fall Leaf Waste Collection.** The Township shall collect leaf waste in bulk between the months of October and December on a regular schedule as determined by the Board of Supervisors or the Manager of Douglass Township."

## **Section 5.**

All other Ordinances or parts of Ordinances conflicting with or inconsistent with the provisions of this Ordinance are hereby repealed; otherwise the provisions of Chapter 20 of the Douglass Township Code of Ordinances are hereby affirmed and shall remain in full force and effect.

## **Section 6.**

The provisions of this Ordinance are severable and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is

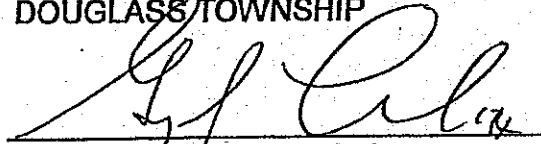
hereby declared to the be intent of the Board of Supervisors that this Ordinance would still have been adopted if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.


**Section 7.**


This Ordinance shall take effect and be enforced from and after its approval as provided by law.

ORDAINED AND ENACTED AS AN ORDINANCE OF THE BOARD OF SUPERVISORS OF DOUGLASS TOWNSHIP THIS 6<sup>th</sup> DAY OF November 2005.

BOARD OF SUPERVISORS OF DOUGLASS TOWNSHIP

  
Gregory J. Lignelli, II, Chairman

  
Mark Austerberry

  
Timothy Turner

Attest:

