

ORDINANCE NO. _____

AN ORDINANCE OF THE TOWNSHIP OF EAST ROCKHILL, BUCKS COUNTY, PENNSYLVANIA AMENDING CHAPTER 20 OF THE EAST ROCKHILL TOWNSHIP CODE OF ORDINANCES AND ESTABLISHING DEFINITIONS, REGULATIONS AND RESTRICTIONS FOR THE USE OF THE EAST ROCKHILL TOWNSHIP RESIDENTIAL RECYCLING DROP-OFF CENTER AND FURTHER PROVIDING PENALTIES FOR VIOLATIONS

WHEREAS, the Township of East Rockhill operates a Residential Recycling Drop-Off Center at 1622 N. Ridge Road, Perkasie, PA 18944, as part of its comprehensive municipal waste management plan for compliance with Act 101 of 1988, as amended by Act 175 of 2002 and Act 140 of 2006; and

WHEREAS, the East Rockhill Township Residential Recycling Drop-Off Center accepts residential yard waste, glass, aluminum, plastics, newsprint, paper and corrugated cardboard as set forth herein; and

WHEREAS, East Rockhill Township has concerns about the unlawful dumping of commercial and/or other nonresidential material at the East Rockhill Township Residential Recycling Drop-Off Center; and

WHEREAS, this Ordinance is intended to ensure the protection of the health, safety and general welfare of the residents of East Rockhill Township by ensuring the recyclable material dropped off at the Township Residential Recycling Drop-Off Center is residential recyclable material from East Rockhill Township residents and in a form and amount that the Recycling Center can handle and/or manage in accordance with the applicable regulations; and,

WHEREAS, East Rockhill Township is permitted by the Second Class Township Code, §§ 1601 (53 P.S. §66601) and 1529 (53 P.S. §66529) to regulate the use and operation of East Rockhill Township's Residential Recycling Drop-Off Center and to control the possible harmful effects from the improper use and/or abuse of the same.

NOW THEREFORE, The East Rockhill Township Board of Supervisors hereby *ENACTS* and *ORDAINS* the following Ordinance:

ARTICLE I. RESIDENTIAL RECYCLING DROP-OFF CENTER

The Code of Ordinances of East Rockhill Township is hereby amended by the addition of Part 2 within Chapter 20, Solid Waste, and said Part 2 shall be titled Residential Recycling Drop-Off Center and shall read as follows:

PART 2

RESIDENTIAL RECYCLING DROP-OFF CENTER

§20-201. Definitions.

RESIDENTIAL RECYCLABLE MATERIAL – The following recyclable material coming directly from an East Rockhill Township resident’s residential use within the Township of East Rockhill:

- A. Aluminum cans – new and used aluminum beverage cans and aluminum foil.
- B. Bi-metal cans – new and used bi-metal beverage cans, including steel and tin cans.
- C. Glass- clear, brown, green and blue glass bottles and jars and new and used cullet containers or bottles.
- D. Plastic- new and used narrow necked bottles and containers with #1 - #7 symbols stamped on bottom.
- E. Plastic grocery bags with #2 and #4 symbols.
- F. Regular Newsprint including, but not limited to, newspapers, supplements, mail fliers, advertising and magazine sections.
- G. Magazines and catalogs- including any variety of subscription publications typically published on a monthly, weekly, or bi-weekly basis printed on “glossy” clay coated paper, including “junk mail”.
- H. Mixed paper- including bulk business mail, computer paper, typing paper, writing paper, envelopes, telephone books, wrapping paper and office paper.
- I. Corrugated Cardboard - including shipping and packaging boxes having a layered construction.
- J. Paperboard – (e.g. shoe and cereal boxes)
- K. Brown paper bags.
- L. Yard waste- leaves, branches and shrubbery, but not grass clippings, stumps, roots, firewood or logs greater than 4.5 inch in caliper.

The materials listed above shall be considered residential recyclable materials only if said materials come from and were used directly by an East Rockhill Township resident and used at a residential property within East Rockhill Township. Residential recyclable material shall not include any material used in and/or at and/or resulting from a commercial or other nonresidential use, either within or outside of East Rockhill Township. Construction materials and/or other related materials are not residential recyclable materials.

NONRESIDENTIAL RECYCLABLE MATERIAL – Any and all material not specifically listed as a Residential Recyclable Material for purposes of this Ordinance.

RESIDENTIAL RECYCLING DROP-OFF CENTER – The East Rockhill Township residential recycling drop-off center located at 1622 N. Ridge Road, Perkasie, PA 18944, wherein certain residential recyclable material is accepted in accordance with this Ordinance.

§20-202. Use of the Residential Recycling Drop-Off Center.

1. Only residents of East Rockhill Township may use the East Rockhill Township Residential Recycling Drop-Off Center and only those materials deemed to be residential recyclable materials as defined herein shall be accepted at the Residential Recycling Drop-Off Center.
2. The residential recyclable material shall be placed and/or deposited only in the areas assigned to and designated for the respective recyclable materials.
3. The resident dropping off the residential recyclable material shall ensure that the residential recyclable material is separated and segregated into the categories identified and designated at the Residential Recycling Drop-Off Center and as required by the Township prior to depositing and/or dropping off the material at the Residential Recycling Drop-Off Center.
4. In order to promote the safe and orderly use of the Residential Recycling Drop-Off Center, no other activities shall be permitted at the Residential Recycling Drop-Off Center unless otherwise approved by the Township of East Rockhill.

§20-203. Acceptable Materials.

1. Only residential recyclable material, as defined herein, may be deposited, disposed of, dropped off and/or otherwise left at the Residential Recycling Drop-Off Center.
2. Nonresidential recyclable material shall not be deposited, placed, disposed of, dropped off and/or otherwise left at the Center.

§20-204. Operation Schedule.

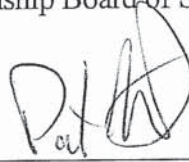
The Residential Recycling Drop-Off Center shall be open for the receipt of acceptable residential recyclable material on days and at times established by Resolution duly adopted by the Board of Supervisors.

§20-205. Enforcement and Penalties.

Any person or persons who shall violate any provision of this Ordinance, upon conviction thereof, shall be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Ordinance continues or each Section of this Ordinance which shall be found to have been violated shall constitute a separate violation and/or offense. For purposes of this

ATTEST:

I do hereby certify that this is a true and correct copy of the proposed Residential Recycling Drop-Off Center Ordinance of East Rockhill Township, being advertised for enactment by the East Rockhill Township Board of Supervisors on July 20, 2010.

A handwritten signature in black ink, appearing to read 'P. M. Armstrong', written over a horizontal line.

Patrick M. Armstrong, Esquire