

ORDINANCE NO. 611

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE PROHIBITING THE ACCUMULATION OF GARBAGE, RUBBISH AND OTHER REFUSE AND DEBRIS ON PUBLIC OR PRIVATE PROPERTY; PROVIDING FOR COLLECTION AND REMOVAL THEREOF FROM ONE AND TWO FAMILY DWELLINGS; ESTABLISHING CHARGES FOR COLLECTION; AND ESTABLISHING FINES AND PENALTIES FOR VIOLATIONS.

BE IT ORDAINED AND ENACTED by the Borough of Monroeville, in Council assembled, as follows:

Section 1. DEFINITIONS. The following words shall have meanings as hereinafter ascribed to them unless the context clearly appears otherwise:

(a) "Garbage" means all animal and vegetable waste, including carcasses, fat, bone, swill, vegetables, vegetable and animal refuse, or any other organic substance subject to fermentation or decay resulting from the storage, handling, preparation and consumption of food stuffs.

(b) "Rubbish" means all rags, glass, crockery, bottles, tin cans, plastics, foil, coat hangers, small metal parts, utensils, toys, paper, newspapers, and magazines--that is household refuse generally, and including also cold incinerator ashes, grass cuttings, weeds and leaves. Specifically excluded are ashes from heating plants and coal stoves, refuse caused by repairs, alteration and new construction of buildings, sidewalks, driveways, fences, patios, pools, walls and the like.

(c) "Person" shall mean any individual or group of individuals, company, partnership, firm, association, organization or corporation.

Section 2. No garbage, rubbish or other refuse or debris shall be stored or allowed to accumulate outdoors on any land, public or private, within the Borough, nor be deposited on the streets or highways, vacant lots, streams or other bodies of water within the Borough, except as hereinafter provided.

Section 3. For purposes of temporary storage and collection, garbage and rubbish may be deposited in portable metal or plastic and water-tight garbage cans, of a size not greater than thirty-three (33) gallon capacity, with lids, and with handles in good repair for the efficient handling and disposal thereof.

Section 4. Such garbage cans as mentioned above, if to be collected by the Borough or a contractor for the Borough, shall be placed and located outdoors within one hundred ten (110) feet of the nearest street curb line or within ten (10) feet of a dwelling house, at the discretion of the persons occupying the premises.

Section 5. No person, other than agents of the Borough or contractors for the Borough, shall be permitted to collect garbage or rubbish or transport the same through the streets of the Borough, unless a permit therefor be first obtained from the Borough Manager. Such permit may be issued by the Manager upon

satisfactory evidence of the applicant's ability and capacity to collect, transport and dispose of such materials in a safe and sanitary fashion and consistent with all regulations and standards therefor as established by the Borough of Monroeville, by the County of Allegheny and by the Commonwealth of Pennsylvania. This section, however, shall not be so construed as to prohibit a person from removing his own garbage and rubbish, provided the same is handled and disposed of in a safe, sanitary and lawful manner.

Section 6. Prior to depositing in garbage cans, all garbage shall be thoroughly drained and tightly wrapped in sufficient paper to protect it from scattering and to prevent the package from opening. Garbage and rubbish shall be placed wholly within the garbage can so that the lid can be tightly and properly fitted thereon.

Section 7. CHARGES FOR COLLECTION. For the service, by the Borough or its contractor, of collection and disposal of the contents of three or less garbage cans of the size and under the circumstances as set forth above approximately once per week, each person shall pay to the Borough the sum of Five (\$5.00) Dollars per quarter year, commencing as of July 1, 1968. The Borough Manager shall establish reasonable and appropriate procedures for billing and collection and for the proration of charges for partial periods. The Manager may discontinue service to any person whose payment is not received within thirty (30) days from date of billing.

Section 8. If a person desires the contents of more than three cans collected on a regular and continuing basis, he may request such additional service by written communication to the Borough Manager at a charge of Two (\$2.00) Dollars per additional can per quarter year.

Section 9. The Borough Manager may from time to time direct the Solicitor to proceed to collect all delinquent accounts either in an action in assumpsit or in any other manner provided by law for the collection of municipal claims.

Section 10. The Borough Manager shall further arrange for the collection by the Borough of all other discarded household refuse and trash not less often than three times per year. Commencing January 1, 1969 the collection of such trash shall be made weekly. Such collections shall be of materials deposited at curbside only and shall be limited by the Borough Manager to such materials as can be readily and safely handled by garbage packer trucks. Notice of such collections and the limitations and regulations thereof shall from time to time be made and published by the Borough Manager. This service shall be offered without charge to the occupiers of all one and two family residential dwelling units within the Borough of Monroeville.

Section 11. The owners and occupiers of farms, apartments, business, commercial, industrial and institutional establishments may continue to store, collect and dispose of garbage and rubbish, as well as other refuse and debris, as provided under existing ordinances, statutes and regulations of the Borough of Monroeville and of the County of Allegheny and of the Commonwealth of Pennsylvania.

Section 12. PENALTY. Any person violating any of the provisions of this

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Ordinance shall, upon conviction thereof before the Mayor or a Justice of the Peace of the Borough of Monroeville, be subject to a fine not exceeding One Hundred (\$100.00) Dollars, together with costs of prosecution, and upon default of payment of said fine or costs shall be committed to the Allegheny County Jail for a period not exceeding thirty (30) days. Each day that a violation shall be committed or permitted to exist shall constitute a separate offense and may be punishable as such.

Section 13. Any ordinance or part of ordinance in conflict with any of the provisions of this Ordinance is hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED this 13th day of August, 1968.

BOROUGH OF MONROEVILLE

ATTEST:

By S/ Frank A. Witt
President of Council

S/ Carrol F. Pickens
Secretary

EXAMINED AND APPROVED this 13th day of August, 1968.

S/ John J. Duncan
Mayor

Entered in Legal Book August 22, 1968