

WASHINGTON TOWNSHIP

ORDINANCE NO. 141

AN ORDINANCE PROHIBITING THE DUMPING OR DEPOSITING OF ASHES, GARBAGE, RUBBISH AND OTHER REFUSE MATERIALS WITHIN THE TOWNSHIP OF WASHINGTON, NORTHAMPTON COUNTY, PENNSYLVANIA, EXCEPT IN APPROVED DISPOSAL OPERATIONS, AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

BE IT ENACTED AND ORDAINED by the Board of Supervisors of Washington Township, and it is hereby enacted and ordained by the authority of the same:

SECTION 1. It is the purpose and intention of this Ordinance to prohibit except as hereinafter set forth the dumping and depositing of ashes, garbage, rubbish and other refuse materials, in order to maintain, provide for and protect the health, cleanliness, comfort, safety and sanitation of the inhabitants of this Township.

SECTION 2. The following words, terms and phrases when used in this Ordinance shall have the meaning hereinafter ascribed to them, except where the context clearly indicates a different meaning.

"Ashes" shall mean the residue from the burning of wood, coal, coke or other combustible materials.

"Garbage" shall mean all table refuse, animal and vegetable matter, offal from meat, fish and fowls, fruits, vegetables and parts thereof, and other articles and materials ordinarily used for food which have become unfit for such use or which are for any reason discarded.

"Rubbish" shall mean leaves, branches, trees, sawdust, chips, shavings, wood, woodenware, paper, printed matter, boxes, leather, rags, grass, straw, manure and all solid combustible matter not included

in this Section under the term "garbage."

"Refuse" is a general term and shall mean all matter and materials which are discarded or rejected by the owners or producers thereof as offensive or useless, or which by their presence or accumulation may injuriously affect the health, comfort and safety of the community; it shall include ashes, garbage, rubbish and other refuse materials, but exclude human body waste.

"Person" shall mean every natural person, firm, organization, partnership, association, or institution.

SECTION 3. It shall be unlawful for any person to deposit, dump, spill, throw, place or bury or permit another to deposit, dump, spill, throw, place or bury in or upon any parcel of land, lot, street, highway, gutter or in any alley or in any water or stream, or in any quarry or ditch within the limits of Washington Township, except as provided in Section 4, any ashes, garbage, rubbish or other refuse materials, provided, however, that this prohibition shall not apply in the following situations:

(a) Manure, fertilizer and refuse used as fertilizer in farming or gardening.

(b) Dead household pets interred in places set apart for that purpose.

(c) Soil, earth, sand, clay, gravel, loam, ashes, slate, stones, bricks, plaster, and cement when used as fill, provided it is done in a safe sanitary and nuisance-free manner. Leaves, branches, trees, sawdust, chips, shavings, wood, grass, straw and corn fodder when used as fill, provided it is done in a safe, sanitary and

nuisance-free manner, and on the premises where produced, grown, or raised.

SECTION 4. In no case may garbage be brought into the Township for the purpose of disposal therein without the authority of the Supervisors. Pending disposal as hereby authorized, garbage may be stored in covered containers only, and in such limited quantities and for such limited period of time as shall insure that no annoyance, nuisance or health hazard shall be created or maintained thereby. Except for such temporary storage as is hereby specifically authorized, no person shall keep, have, maintain, store upon or allow to exist in any manner whatsoever, any garbage, upon any lot or piece of ground within the limits of the Township.

SECTION 5. In the event the Supervisors of the Township at any time designate a place or places within the Township where they have approved the carrying on of a planned disposal operation, then all persons of the Township may transport or have another transport their ashes, garbage, rubbish, and other refuse materials to one of said designated places, where said refuse shall be disposed of in accordance with the arrangements made by the Supervisors.

SECTION 6. It shall be unlawful for any junk yard to be expanded any way beyond the area actually occupied by such use as of the date of this Ordinance. This section shall not be construed so as to permit the operation of any junk yard in such a manner that it is a nuisance or to permit such operation in conflict with any State Laws or Regulations.

SECTION 7. Any person or any officer of any firm or corporation violating any of the provisions of this Ordinance, shall upon conviction thereof before an Alderman or Justice of the Peace of Northampton County, be sentenced to pay a fine of not less than Ten Dollars (\$10.00) nor more than One Hundred Dollars (\$100.00)

together with costs of prosecution or to imprisonment in the Northampton County Prison for a period of not more than six (6) months or both.

Every violator of the provisions of this Ordinance shall be deemed guilty of a separate offense for each and every day such violations as shall continue and shall be subject to the penalty imposed by this Section for each and every such separate offense.

SECTION 8. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

SECTION 9. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 10. This Ordinance has been published as required by law and shall become effective five days after passage.

ENACTED AND ORDAINED this 12th day of March, 1964.

Earle R. Jennings
Chairman

Le Roy Husted

Gaul Wagner
Board of Supervisors of
Washington Township

ATTEST:

Gloria G. Clark
Secretary