

ORDINANCE NO. 882

ORDINANCE OF THE COUNCIL OF THE BOROUGH OF HOLLIDAYSBURG, BLAIR COUNTY, PENNSYLVANIA AMENDING PART 1 OF CHAPTER 20 OF THE HOLLIDAYSBURG BOROUGH CODE OF ORDINANCES KNOWN AS THE BOROUGH OF HOLLIDAYSBURG SOLID WASTE AND RECYCLABLES STORAGE, COLLECTION, DISPOSAL AND PROCESSING ORDINANCE

WHEREAS, Section 132 (Ord. 664, 12/27/1990, § 132; as amended by Ord. 701, 11/18/1993, §4(B), (C); by Res. 94-76, 10/20/1994; by Ord. 723, 12/15/1994, §6; and by Ord. 834, 12/11/2008, §1) sets forth the days and hours of certain aspects in which municipal waste and recyclables may be picked up by haulers;

WHEREAS, based upon complaints from citizens and known existing practices by haulers and the experience of Borough Council and its enforcement officer, it became clear that changes to the days and hours of permitted collection of municipal waste and recyclables needs implemented.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE COUNCIL OF THE BOROUGH OF HOLLIDAYSBURG AS FOLLOWS:

SECTION 1: Remove and replace (4) from Section 132 with the following:

4. Each hauler shall collect municipal waste or other refuse material from commercial establishments at least once every week, and shall collect said municipal waste and/or other refuse material more often if necessary to control health hazards, or to prevent the accumulation of waste or other refuse material so as to create a nuisance, odor, unsightly appearance, except for the collection of recyclables from commercial establishments which shall be collected as set forth in § 132(6) of this Part. Haulers may only collect municipal waste and refuse material on Sundays through Saturdays during the hours of 5 am to 10 pm (or as otherwise directed by Resolution of the Council hereinafter).

SECTION 2: Remove and replace (6) from Section 132 with the following:

6. Recyclables shall be collected from commercial establishments at least once every other week, and shall be collected more often if necessary to control health hazards, or to prevent the accumulation of recyclables so as to create a nuisance, odor, unsightly appearance, as set forth in Recycling Ordinance Guidelines promulgated pursuant to the Solid Waste and Recyclables Storage, Collection, Disposal and Processing Ordinance, and any other applicable ordinance or regulation of the Borough. Haulers may only collect recyclables on Sundays through Saturdays during the hours of 5 am to 10 pm (or as otherwise directed by Resolution of the Council hereinafter).

SECTION 3: If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinances. It is hereby declared as the intent of the Council of the Borough that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 4: Except as set forth herein, no other amendment is made to the Borough of Hollidaysburg Solid Waste and Recyclables Storage, Collection, Disposal and Processing Ordinance, and the existing provisions un-amended hereby shall remain in full force and effect. All other ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

SECTION 5: This Ordinance shall become effective upon the earliest date provided by law.

ENACTED AND ORDAINED at a meeting of the Borough Council of the Borough of Hollidaysburg held this 10th day of May, 2018.

BOROUGH OF HOLLIDAYSBURG

BY: 
President

ATTEST:


Secretary

Approved this 10th day of May, 2018.

By: 
Mayor