

**BOROUGH OF KOPPEL**  
**BEAVER COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 399**

AN ORDINANCE REGULATING GARBAGE, REFUSE, WASTE AND TRASH STORAGE, DISPOSAL AND COLLECTION THEREOF. PROVIDING FOR THE APPLICATION, ADMINISTRATION AND ENFORCEMENT OF A UNIFORM GARBAGE AND TRASH CODE BY REGULATING ALL THOSE RESIDING WITHIN THE BOROUGH OF KOPPEL; AS FOLLOWS IN DEFINING CERTAIN TERMS USED HEREIN AND PROVIDING FOR REGULATIONS, EXCEPTIONS, ENFORCEMENT, PENALTIES AND VALIDITY. AS WELL AS REPEAL OF ALL ORDINANCES AND PARTS OF ORDINANCES THAT CONFLICT THEREWITH.

- I. The following words and terms, as used in this article, shall have the meanings hereby respectively ascribed thereto:

**Section 101. DEFINITIONS.**

**BOROUGH** The Borough of Koppel.

**BULKY WASTE** Large discarded items from residences that can be reduced in volume and bundled, including but not limited to boxes, crates, barrels and certain items of furniture.

**BULKY WASTE (WHITE GOODS)** Large discarded items from residences which cannot readily be reduced in volume or easily handled by one person, including but not limited to stoves, refrigerators, bed springs and certain appliances and items of furniture.

**COMBUSTIBLE HOUSEHOLD RUBBISH** Burnable waste from residences, including but not limited to paper, rags, cartons, boxes, wood, excelsior, furniture, bedding, rubber and leather and yard rubbish.

**COMMERCIAL RUBBISH** Discarded solid waste material from commercial establishments.

**DEAD ANIMALS** The bodies of animals that die naturally from disease or have been accidentally killed but not the bodies of condemned animals or of animals from commercial institutions or parts of animals from slaughterhouses or similar establishments.

**DEMOLITION AND CONSTRUCTION WASTE** Waste material resulting from the construction, remodeling, repair and/or demolition of buildings and structures, including but not limited to excavated earth, stones, blocks, plaster, wallpaper, lumber, roofing material, concrete and waste parts resulting from the installation or replacement of plumbing, heating or electrical systems.

Koppel Borough  
Garbage  
Ordinance No. 399  
Adopted: July 21, 2020

**GARBAGE** Waste resulting from the handling, preparation, cooking and serving of food but not waste from the handling, storage or sale of produce or food-processing wastes from canneries, slaughterhouses, frozen food dealers or other commercial enterprises.

**INCINERATOR WASTE** Ashes removed from household incinerator furnaces after burning, which may contain partially burned organic and inorganic matter.

**INDUSTRIAL WASTE** Solid waste resulting from industrial processes and manufacturing operations, including but not limited to food-processing waste, boiler-house cinders, lumber scraps and shavings and metal scraps and shavings.

**MANAGER/SECRETARY** The Borough Secretary or his authorized agent and/or representative.

**NON-COMBUSTIBLE HOUSEHOLD RUBBISH** Non-burnable waste from residences, including but not limited to tin cans, metals, mineral matter, glass, crockery, dust and metal furniture.

**NON-RESIDENCE** A building or structure that is not a residence and that is associated with or essential to the performance of commercial activity within the Borough.

**PERSON** Any natural person, partnership, association, firm or corporation.

**REFUSE** Solid waste, including garbage, combustible and noncombustible household rubbish, incinerator waste, dead animals, bulky waste and industrial refuse.

**RESIDENCE** The permanent home of one or more individuals within the Borough.

**SPECIAL WASTE** Waste which is hazardous by reason of its pathological, explosive, radioactive or toxic nature.

**WASTE** Useless, unused, unwanted or discarded material resulting from normal activities in the Borough. Any trash, debris, garbage, litter or refuse, resulting from operation of residential, municipal, commercial or institutional establishments and from community activities.

**YARD RUBBISH** Tree branches (two-inch diameter or less), twigs, grass, shrub clippings, weeds, leaves and general yard and garden waste.



**II. In this article, the singular shall include the plural the plural shall include the singular and the masculine shall include the feminine and the neuter.**

**Section 102. CONTROL OF COLLECTION.**

All refuse originating within the Borough shall be collected, removed and disposed of by the person designated as the licensed Borough collector or any employee of the Borough. It shall be unlawful for any person other than the licensed Borough collector or employee to collect refuse from any premises, or for any person occupying any premises in the Borough, or producing refuse and the Borough, to permit such refuse to be taken from their premises by anyone other than the licensed Borough collector or Borough employee, except that Borough council may authorize other arrangements to be made for collection and removal of refuse from restaurants, hotels and establishments engaged in selling foodstuffs or in manufacturing or processing activities where large quantities of refuse are produced.

**Section 103. COLLECTION PRACTICES.**

The Manager/Secretary, using Borough personnel or by contractual arrangements, shall collect and remove refuse, as indicated in this article, produced within the Borough, in accordance with the provisions of this article and Borough regulations adopted pursuant thereto.

**Section 104. ELIGIBILITY FOR COLLECTION.**

The occupant, owner or proprietor of every building (residence and non-residence) having registered with the Borough Manager/Secretary and has paid fees associated with this service is eligible for refuse collection under the provisions of this article.

**Section 105. COLLECTIBLE MATERIALS.**

The following materials shall be collected under the terms of Collection Practices:

- A. Garbage from all residences and other properties so described in the contract. Household garbage from residences shall be drained of all moisture and wrapped before being placed in a container. Garbage from non-residences may be placed directly into suitable watertight containers after being thoroughly drained of all excess moisture. The Manager/Secretary shall refuse to collect garbage of a liquid or semiliquid nature, unwrapped or improperly placed.
- B. Combustible and noncombustible rubbish from residences.
  - (1) Broken glass or sharp metal objects from residences will be acceptable for collection only if properly wrapped and placed in a heavy box or puncture-proof container before deposit in the refuse receptacle.
  - (2) Yard rubbish shall be placed for disposal behind the borough building in the marked designated area. Fall leaf collection for disposal shall be placed at the curb in the front of the resident's dwelling for pickup and should be unbagged.
- C. Bulky wastes.
  - (1) Bulky wastes are to be placed at the rear of the residence of the scheduled regular refuse collection day.

Koppel Borough  
Garbage  
Ordinance No. 399  
Adopted: July 21, 2020

(2) Bulky wastes (white goods) will be picked up with regular refuse collection if placed at the curb on the scheduled collection day.

D. Cold incinerator wastes from residences. Wastes shall be placed in a suitable container, securely tied to prevent spillage in handling.

**Section 106. UNCOLLECTIBLE MATERIALS.**

The following materials shall not be collected under the terms of Collection Practices:

- A. Appliances containing freon, and includes ovens, washing machines, and dryers.
- B. Commercial waste, rubbish.
- C. Demolition and construction wastes including rods, pipes, cement, cast iron tubs.
- D. Electronics including all computer devices and printers, televisions, DVD players, phones, cameras, and radios.
- E. Hot incinerator wastes.
- F. Human or animal matter.
- G. Industrial waste and refuse.
- H. Sand or paving material.
- I. Sewage treatment residue.
- J. Special wastes including oil, antifreeze and paint.
- K. Tires, car parts and batteries.

**Section 107. CONTAINERS.**

A. It shall be the duty of the occupant, owner or proprietor of every residence, dwelling, apartment building or other building on whose premises refuse is produced for collection under this article and other properties so described in the contract to provide sufficient and proper refuse containers to adequately store all refuse accumulated between scheduled collections.

B. Containers shall be of a durable, lightweight, watertight material, of such size as to be easily handled by one man. Containers shall be equipped with tight-fitting lids sufficient to keep out water and to prevent disturbance by animals and the entrance of rodents and insects. Containers shall be kept tightly closed except when being filled or emptied. Drain or vent holes shall not be permitted.

C. Refuse containers shall be kept at the rear of the building at ground level and located so as not to create a fire or health hazard. Containers shall be readily accessible to the collectors.

D. Refuse containers that are not in compliance with the provisions of this article or that are in such condition as to possibly hamper or injure the person collecting the contents thereof shall be promptly replaced with a proper container upon receipt by the owner of written notice to that effect from the Manager/Secretary. Nonconforming or defective refuse containers not replaced within 10 days of receipt of proper notification to the owner may be removed and disposed of by the Manager/Secretary as waste.

**Section 108. REGULATIONS.**

Koppel Borough  
Garbage  
Ordinance No. 399  
Adopted: July 21, 2020



The Manager/Secretary shall prepare and publish reasonable regulations concerning collection schedules and any other regulations pertaining to the storage and collection of refuse he/she may deem advisable, provided that such regulations are not contrary to the provisions or intent of this article. He may change or modify these regulations periodically, if necessary; such regulation changes to become effective one week after publication.

**Section 109. IMPOSITION OF CHARGES; TERMS DEFINED.**

A. There is hereby imposed a charge on each family unit and/or rental unit in the Borough from whose premises refuse, as defined in this article (the ordinance regulating the collection and storage of refuse in the Borough of Koppel), is collected by the Borough's own personnel or by persons under contract with the Borough. Such charges shall be determined from time to time by resolution of the Borough Council and may increase or decrease according to any inflation index acceptable in normal account procedures by the Manager/Secretary. This charge shall be paid to the Borough monthly, and the responsibility for such payment shall rest with the family unit owned property and/or rental unit property owner. No refuse payment will be accepted from the tenant, but payment is the responsibility of the rental unit property owner for each individual unit he/she owns and is to be paid whether occupied or unoccupied.

B. For purposes of this article, a "family unit" shall have the following meaning: a permanent building designed for or occupied exclusively as a residence for only one family or any part or parts of a permanent structure designed for the separate occupancy of a single family. For the purpose of this article, the term family shall consist of one or more persons occupying a structure or a unit of a structure.

C. For the purposes of this article, "rental unit" shall have the following meaning: a permanent building designed for or occupied exclusively as a residence and may be used as a single family or multi-family structure as permitted by the Borough and the occupancy therein is governed by Borough of Koppel Ordinance #396 for Rental Property and shall not exceed the allowable number of occupants per unit.

**Section 110. COLLECTION OF DELINQUENT REFUSE ACCOUNTS.**

In connection with the fees of the Borough pertaining to the monthly charge per family unit for the removal and collection of refuse within the Borough of Koppel, the Manager/Secretary may hereby institute a civil action before a District Justice and/or with a collection agency for the collection of any delinquent accounts whereupon the delinquent party or parties shall be liable for payment of interest from the date the garbage collection charge is due at the rate of 5% per quarter, plus the costs of suit and/or collection charges. As to accounts that are delinquent on the effective date of this article, interest shall begin on that date.

**Section 111. PROHIBITED ACTS.**

A. It shall be unlawful for any person, firm or corporation to place, discard, dispose, leave or dump any trash, debris, garbage, litter, or refuse upon a street or highway located within the ordinance making jurisdiction of the Borough of Koppel or upon publicly or privately owned property unless such trash, debris, garbage, litter, or refuse is placed in a designated location or

Koppel Borough  
Garbage  
Ordinance No. 399  
Adopted: July 21, 2020



container for removal by a specific garbage or trash service collector or unless such trash, debris, garbage, litter or refuse is deposited in an approved landfill site.

B. It shall be unlawful for any person, firm, or corporation to own or maintain premises, including vacant lots or lands, within the ordinance making jurisdiction of the Borough of Koppel upon which trash, debris, garbage, litter or refuse has been placed, deposited, discarded or dumped. Unless such trash, debris, garbage, litter or refuse is placed in a designated location or container for removal by a specific garbage or trash service collector.

C. It shall be unlawful to place, discard, dispose, or dump any trash, debris, garbage, litter, or refuse that has been imported from an origin that is located outside of the Borough by any person, firm, or corporation within the ordinance making jurisdiction of The Borough of Koppel.

D. It shall be unlawful to discard or abandon in any place accessible to the public any refrigeration appliances, electronics, or television (picture tube, set, or flat screen tv).

E. It shall be unlawful for any person to place any dead animal in or upon any street, alley, sidewalk or public ground or in refuse containers.

F. It shall be unlawful for any person or persons vacating any dwelling, storeroom or other building within the Borough to fail to remove or cause to be removed all accumulated refuse from the premises and surrounding grounds.

G. It shall be unlawful for any person to allow dogs or other pets to interfere with refuse personnel in their collection activities. All such animals shall be securely restrained upon receipt by the owner of written notice from the Manager/Secretary. Failure to comply with this notification can result in suspension of refuse collection at the site and/or legal action as provided in Violations and Penalties.

#### **Section 112. ADMINISTRATION AND ENFORCEMENT.**

The administration and enforcement of this ordinance shall be the duty of The Borough of Koppel and employees charged with the administration and enforcement of this ordinance.

#### **Section 113. VIOLATIONS AND PENALTIES.**

Any person who shall violate any provision of this article or any regulation adopted pursuant thereto, shall be punishable as follows:

A. Any person, firm or corporation who violates any provision of this ordinance shall, upon conviction, be guilty of a misdemeanor and shall be fined not exceeding one hundred dollars (\$100.00) and/or imprisoned not exceeding thirty (30) days. Each day that a violation continues to exist shall be considered to be a separate offense.

B. Any person, firm or corporation who violates the provision of this ordinance Section 111 A through G shall, upon conviction, be guilty of a misdemeanor and shall be fined not exceeding three hundred dollars (\$300.00) and/or imprisoned not exceeding thirty (30) days. Each day that a violation continues to exist shall be considered to be a separate offense.

Koppel Borough  
Garbage  
Ordinance No. 399  
Adopted: July 21, 2020

**Section 114. REPEALER.**

All ordinances, provisions, sections, standards or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

**Section 115. SEVERABILITY.**

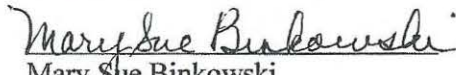
Should any sentence, section, clause, part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part declared to be invalid.

**Section 116. ADOPTION.**

This ordinance shall take effect immediately upon its passage and shall remain in force until modified, amended or rescinded by the Borough of Koppel, Beaver County, Pennsylvania.


Enacted and Adopted by the Council of the Borough of Koppel this 21st day of July 2020

ATTEST:

  
Mary Sue Binkowski  
Secretary

  
Barbara Gioffre  
President of Council

APPROVED THIS 21st DAY OF July 2020

  
Thomas Vannoy  
Mayor

Koppel Borough  
Garbage  
Ordinance No. 399  
Adopted: July 21, 2020