

CITY OF JEANNETTE
WESTMORELAND COUNTY, PENNSYLVANIA

BILL 18-08

ORDINANCE NO. 18-07

AN ORDINANCE OF THE CITY OF JEANNETTE, WESTMORELAND COUNTY, PENNSYLVANIA, AMENDING ORDINANCE NO. 96-3, AS AMENDED, TO REQUIRE ALL ACCOUNTS TO PURCHASE CITY BAGS OR STICKERS; TO PROHIBIT THE DISPOSAL OF CONSTRUCTION DEBRIS; TO PERMIT THE MONTHLY DISPOSAL OF ONE BULKY WASTE ITEM; REPEALING ALL INCONSISTENT ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City is authorized to regulate the collection, transportation, and disposal of waste, garbage, and recyclables within the City for the protection of the public health, safety, and welfare and as an exercise of the City's police powers; and

WHEREAS, the City desires to provide garbage collection, transportation, and disposal service efficiently and at minimal cost for customers; and

WHEREAS, the City desires that the cost of garbage collection, transportation, and disposal shall correspond to the persons who use such services; and

WHEREAS, the City desires to implement a more exact and efficient process for monitoring and tracking the usage of garbage collection, transportation, and disposal services; and

WEHREAS, the City desires to encourage recycling within the City.

BE IT ENACTED AND ORDAINED by the City Council of the City of Jeannette, Westmoreland County, Commonwealth of Pennsylvania, and it is hereby enacted and ordained as follows:

Section 1. Purchase of City Bags or Stickers for Residential Accounts. Section III(B) of Ordinance No. 96-3, as amended, is hereby amended and replaced with the following:

B. Mandatory Use of Garbage Bags for Garbage and Rubbish.

1. All garbage and rubbish shall be placed for collection in specifically designated and marked garbage bags either (a) purchased from the City, or (b) designated and marked with a sticker purchased from the City as follows:

(a) The specifically designated and marked bags to be purchased from the City shall be available for purchase at City Hall during normal business hours (Monday through Friday from 8:00 a.m. until 4:00 p.m.), and at other time(s) and/or place(s) that the city may hereafter designate. The cost and quantity of such

specifically designated and marks bags to be purchased from the City shall be as set by ordinance or resolution of the City Council.

- (b) The stickers to be purchased from the City for designating or marking bags shall be available for purchase at City Hall during normal business hours (Monday through Friday from 8:00 a.m. until 4:00 p.m.), and at other time(s) and/or place(s) that the city may hereafter designate. The cost and quantity of such stickers to be purchased from the City shall be as set by ordinance or resolution of the City Council.
2. Except as otherwise provided for herein, no garbage or rubbish shall be placed for collection by any person unless it is contained in garbage bags satisfying the requirements set forth in paragraph one (1) above.
3. It shall be unlawful to place any garbage or rubbish for collection in any container except for the specifically designated and marked garbage bags described in paragraph one (1) above provided, however, that upon placing garbage and rubbish in such specifically designated and marked garbage bags, it shall be permissible to place the filled garbage bags into heavy-duty plastic or metal containers not to exceed 32 gallons.
4. All liquids shall be drained from garbage prior to its placement into garbage bags for collection.
5. On the dates when collections are made, the owner or occupant of the premises shall place the specifically designated and marked garbage bags and/or containers holding such filled bags at:
 - (a) A point either on the premises or in the sidewalk or alleyway immediately adjacent thereto where it is readily accessible to collectors; or
 - (b) Any exact point for collection determined by the City, such point being subject to change from time to time at the discretion of the City.
6. Multi-family residential accounts and mixed use accounts which utilize a dumpster shall comply with all requirements set forth in paragraphs VI(B)(2)-(4) of this Ordinance; and
 - (a) Shall be charged the commercial pull rates set forth in Schedule B of this Ordinance;
 - (b) Shall be billed according to paragraph XI(B)(2) of this Ordinance; and
 - (c) Shall make payment pursuant to paragraph XI(B)(4) of this Ordinance; and
 - (d) Shall be exempt from the per unit rate set forth in paragraph III(A)(1) of this

Ordinance.

7. No construction debris materials, including, without limitation, cement, plaster, lumber, bricks, stone, wire, nails, metal, and other building materials commonly used in construction and structural repair work, shall be placed for collection in such specifically marked and designated plastic bags.

Section 2. Purchase of City Bags or Stickers for Commercial Accounts. Section IV(B)(1) of Ordinance No. 96-3, as amended, is hereby amended and replaced with the following:

1. All garbage and rubbish shall be placed for collection in specifically designated and marked garbage bags either (a) purchased from the City, or (b) designated and marked with a sticker purchased from the City as follows:
 - (a) The specifically designated and marked bags to be purchased from the City shall be available for purchase at City Hall during normal business hours (Monday through Friday from 8:00 a.m. until 4:00 p.m.), and at other time(s) and/or place(s) that the city may hereafter designate. The cost and quantity of such specifically designated and marks bags to be purchased from the City shall be as set by ordinance or resolution of the City Council.
 - (b) The stickers to be purchased from the City for designating or marking bags shall be available for purchase at City Hall during normal business hours (Monday through Friday from 8:00 a.m. until 4:00 p.m.), and at other time(s) and/or place(s) that the city may hereafter designate. The cost and quantity of such stickers to be purchased from the City shall be as set by ordinance or resolution of the City Council.

Section IV(B)(3) of Ordinance No. 96-3, as amended, is hereby amended and replaced with the following:

3. No construction debris materials, including, without limitation, cement, plaster, lumber, bricks, stone, wire, nails, metal, and other building materials commonly used in construction and structural repair work, shall be placed for collection in such specifically marked and designated plastic bags.

Section 3. Temporary Leasing of Dumpsters. Section VI of Ordinance No. 96-3, as amended, is hereby amended to add the following:

7. No construction debris materials, including, without limitation, cement, plaster, lumber, bricks, stone, wire, nails, metal, and other building materials commonly used in construction and structural repair work, shall be placed for collection in such leased dumpster.

Section 4. Disposal of One Bulky Waste Item Per Month for Residential Accounts. Section III(E)(1) of Ordinance No. 96-3, as amended, is hereby amended and replaced with the following:

1. Any person residing in a residential unit within the City who wishes to have the City remove an appliance or other item of bulky waste, as specifically described in Schedule "A" attached hereto, shall be permitted to put out one such item of bulky waste each month on such collection date(s) as are designated by ordinance or resolution of City Council, without a charge or fee. Any person putting out item(s) of bulky waste for collection beyond such one (1) item, whether collected on the same date as such one (1) item or at other date(s), shall be assessed a fee as set forth therein.

Section 5. Severability. It is herein declared that the provisions of this Ordinance are severable, and if any provisions, portions, or sections of this Ordinance are declared to be illegal, invalid, or unconstitutional, the decisions of any Court, which makes declarations, shall not impair or affect any of the remaining portions of this Ordinance.

Section 6. Repealer. Any ordinance or part of any ordinance that conflicts with the provisions of this ordinance is hereby repealed to the extent of any such conflict on the effective date of this ordinance.

Section 7. Effective Date. This Ordinance shall become effective immediately.

This Ordinance is duly ORDAINED AND ENACTED by a majority of the members of the City Council of the City of Jeannette at a duly advertised public meeting held on the 12th day of April, 2018.

CITY OF JEANNETTE

By: Curtis J. Antoniak
Curtis J. Antoniak
Mayor and President of Council

ATTEST: (SEAL)

Michelle A. Langdon
Michelle A. Langdon
City Clerk