

**CHARLESTOWN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

ORDINANCE NO. 220 - 2022

AN ORDINANCE OF CHARLESTOWN TOWNSHIP, CHESTER COUNTY PENNSYLVANIA, PURSUANT TO THE SECOND-CLASS TOWNSHIP CODE, AS AMENDED, AMENDING CHAPTER 20 OF THE CHARLESTOWN TOWNSHIP CODE, BEING THE CHARLESTOWN TOWNSHIP MUNICIPAL WASTE AND RECYCLING ORDINANCE, TO ESTABLISH A RECYCLING PROGRAM, TO ADD NEW REQUIREMENTS FOR THE COLLECTION OF RECYCLABLE MATERIALS AND LEAF WASTE, AND TO ADD NEW MANDATORY RECYCLING REQUIREMENTS FOR COMMERCIAL, INSTITUTIONAL, MUNICIPAL ESTABLISHMENTS AND COMMUNITY EVENTS. EFFECTIVE FIVE (5) DAYS FROM ENACTMENT.

AND NOW THEREFORE, this 7 day of February, 2022, the Board of Supervisors of the Township of Charlestown, Chester County, Pennsylvania hereby **ENACTS** and **ORDAINS** that Chapter 20 of the Charlestown Township Code of Ordinances, being the Charlestown Township Municipal Waste and Recycling Ordinance, is amended as follows:

Section 1. § 20-101, "Short Title and Purpose" is hereby amended by adding a new subparagraph 3 which shall provide as follows:

3. The Township hereby establishes a recycling program for the mandatory separation and collection of designated recyclable materials and the separation and collection of leaf waste from all residences, commercial, municipal and institutional establishments and community activities located within the Township. The recycling program shall also contain a sustained public information and education program offered and provided by the Township.

Section 2. § 20-104, "Storage and Collection of Refuse and Recyclable Materials" is hereby amended by adding a new subparagraph 2 which shall provide as follows:

2. Collection of Recyclable Materials and Leaf Waste. As a condition to issuance and continued validity of any license issued hereunder, the municipal waste collector shall establish a program for the collection, transportation and recycling of recyclable materials and leaf waste from all residences, commercial, institutional and municipal establishments and community events located within the Township, which shall, at a minimum, comply with the following:

- A. Provide for the curbside collection, removal and recycling of designated recyclable materials, which shall be separated from municipal waste, from each residence, commercial, institutional and municipal establishment and community activity served. The collection and removal of recyclable materials from each residence, commercial, institutional and municipal establishment shall occur at least once every other week in accordance with regulations adopted hereunder and the Charlestown Township Municipal Waste and

Recycling Ordinance and regulations adopted thereunder. All collected recyclable materials must be taken to an approved materials recovery facility. All haulers of recyclable material collected within the Township shall provide quarterly reports to the Township indicating the recovery facility/facilities in which the recyclable materials are delivered and the amounts of recyclable materials delivered to each recovery facility in accordance with Section 20-106 of the Charlestown Township Municipal Waste and Recycling Ordinance.

- B. Provide for the curbside collection of leaf waste, which shall be separated from municipal waste and recyclable materials, from each residence, commercial, institutional and municipal establishment and community activity served. The collection and removal of leaf waste from each residence, commercial, institutional and municipal establishment shall occur at least once per month, in accordance with regulations adopted hereunder and the Charlestown Township Municipal Waste and Recycling Ordinance and regulations adopted thereunder. All collected leaf waste must be taken to an approved yard waste composting facility. All haulers of leaf waste collected within the Township shall provide quarterly reports to the Township indicating the yard waste composting facility/facilities in which the leaf waste is delivered and the amounts of leaf waste delivered to each yard waste composting facility in accordance with Section 1(2)(E) below and Section 20-106 of the Charlestown Township Municipal Waste and Recycling Ordinance.
- C. Provide a schedule to the Township setting forth pick-up dates for recyclable materials and leaf waste from each residence, commercial, institutional and municipal establishment and community activity served within the Township so that the Township may appropriately educate its residents and commercial facilities about the Township's recycling and leaf waste program. The Township shall publish materials on its website explaining the procedures for the separation, storage and collection of recyclable materials and leaf waste.
- D. In addition to the requirements set forth in Section 20-106 of the Charlestown Township Municipal Waste and Recycling Ordinance, all municipal waste collectors shall provide quarterly written documentation and certification to the Township which shall include the total number of tons of leaf waste, whether it was collected from residential, commercial, institutional or municipal establishment, and to what facility the leaf waste materials were taken. Reports shall be filed 15 days following the close of a calendar quarter. The municipal waste collector shall also provide a yearly total of leaf waste collected in the first quarter of a current year for the previous year's collection.
- E. It shall be unlawful and a violation of this article and grounds for the immediate suspension or revocation of a license or the denial of a renewal license for any municipal waste collector to:

- a. Collect or transport recyclable materials or leaf waste which is commingled or mixed with municipal waste from any residential, commercial, institutional or municipal establishment in violation of this chapter, the Charlestown Township Recycling Ordinance, and regulations adopted thereunder.
- b. Commingle or mix any municipal waste with any designated separated recyclable materials or leaf waste collected within the Township.
- c. Fail to provide for the lawful disposition of any municipal waste, recyclable materials or leaf waste collected or transported within the Township in accordance with all applicable Township Ordinances, federal or state laws and regulations and in accordance with the Chester County Act 101.
- d. Fail to recycle recyclable materials in accordance with this article and other Township Ordinances and federal and state laws and regulations.
- e. Fail to deposit/dispose of leaf waste in accordance with this article and other Township Ordinances and federal and state laws and regulations.
- f. Load or operate any vehicle within the Township or transport municipal waste, recyclable materials or leaf waste within the Township in such a manner as to allow municipal waste, recyclable materials or leaf waste to fall upon the public roads or upon land abutting the public roads in the Township.

Section 3. § 20-107, “Commercial, Industrial and Institutional Establishments and Multi-Family Residential Refuse and Recyclable Materials” is hereby amended by adding a new subparagraph 4 which shall provide as follows:

4. Commercial, institutional, municipal establishments, and community events are hereby required to separate all recyclable material and leaf waste as specified by the Charlestown Township Municipal Waste and Recycling Ordinance from solid waste and to store such materials in compliance with the Charlestown Township Municipal Waste and Recycling Ordinance.

Section 4. This Ordinance shall become effective five (5) days from enactment.

ENACTED and ORDAINED this 7 day of February 2022.

Attest:

**CHARLESTOWN TOWNSHIP
BOARD OF SUPERVISORS**



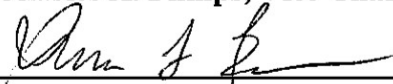
Linda M. Csete, Manager



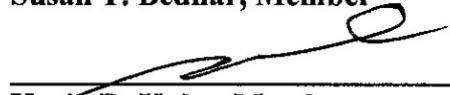
Frank A. Piliero, Chairperson



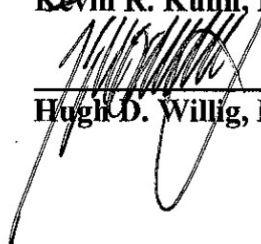
Charles A. Philips, Vice Chairperson



Susan T. Bednar, Member



Kevin R. Kuhn, Member



Hugh D. Willig, Member