

ORDINANCE NO. 1140A

AN ORDINANCE of the Borough of Donora, Washington County, Pennsylvania, amending Ordinance No. 1053 and Ordinance No. 1136, providing for garbage and refuse collection and fees for payment thereof.

BE IT ENACTED AND ORDAINED by the Council of the Borough of Donora, and it is hereby enacted and ordained by and with the authority of the same:

I. Section 2 of Ordinance No. 1053 is hereby amended to read as follows:

"SECTION 2. No person except the contractor designated as herein provided shall collect refuse from any other person for conveyance and disposal outside the Borough, nor shall any person except the aforementioned contractor haul any refuse for any other person within the Borough of Donora or from any point within such Borough to any place or location within or outside the Borough limits.

II. Section 4, Subsection (b), Limitation on Quantity, of Ordinance No. 1053, is hereby amended to read as follows:

"(b) Limitation on Quantity.

1. It is the intent of the Ordinance that the reasonable accumulation of refuse of each family for the collection period not to exceed four (4) twenty-gallon covered cans per week, or equivalent thereto, will be collected for the standard charge as hereinafter set forth. Contractor is authorized under the terms of the agreement to make an extra charge to be negotiated with each resident customer for removal of matter subject to the terms of the agreement that is in excess of the load limit of four twenty gallon cans as hereinabove provided.

2. It is the intent of this Ordinance that in those instances where the Contractor collects refuse from restaurants, hotels, commercial establishments, and other businesses and institutions, the Contractor shall establish rates for refuse removal from such non-residence establishments and shall negotiate and collect such rates from establishments on a fair, uniform and equitable schedule of rates. Payment and collections of such rates shall be directly from the customer to the Contractor, provided however, that the Contractor agrees to pay to the Borough for its work in the administration of the refuse collection program as to the non-residence customers, the amount of Twenty-four Dollars (\$24.00) annually for each non-residence customer, said amount to be paid in equal quarter-annual installments simultaneously with the payments made by the Borough to the Contractor.

III. SECTION 5, FEES, of Ordinance No. 1053, as amended by Ordinance No. 1136, is hereby amended to read as follows:

"SECTION 5. FEES:

(a) The fees for the collection and disposal of refuse placed for collection at the curb of the street or at the side of the alley from which collection is made shall be as follows:

1. If paid annually, in advance, for the collection and disposal of refuse from a single family Twenty-one and No/100 Dollars (\$21.00) per year for garbage, rubbish and ashes; or Twenty and No/100 Dollars (\$20.00) per family per year for garbage and rubbish. If paid on a four-month basis for the collection and disposal of refuse from a single family Eight and 40/100 Dollars (\$8.40) for garbage, rubbish and ashes; or Eight Dollars (\$8.00) for a four-month period per family for garbage and rubbish. Every owner of a dwelling or apartment building containing two

or more dwelling units shall be responsible for payment of refuse collection for each dwelling unit.

(b) Where the collection of refuse from other than ground level or from more than twenty (20) feet from the side of the street or alley is accepted by the Contractor, the fee shall be that of subsection (a) 1. above plus a fee set by the Contractor subject to appeal to Borough Council, which additional fee shall be deemed by him to cover the cost for the extra service rendered.

(c) All accounts shall be considered delinquent if not paid by the fifteenth of the month for which service is rendered.

(d) The fees to be charged hotels, restaurants, commercial establishments and other businesses and institutions by the Contractor shall be reasonable and subject to the right of appeal to the Borough Council.

IV. SECTION 6, Refuse Disposal, of Ordinance No. 1053 is hereby amended to read as follows:

"SECTION 6. The contract for the exclusive right to collect refuse from other persons in the Borough, and for the conveyance thereof, shall be awarded from time to time, for such period of time as shall be determined by the Borough Council, to the lowest responsible bidder, following the procedure prescribed by the Borough Code for the award of contracts. Such contract shall fix and regulate, in a manner not inconsistent with the terms of this Ordinance, as Council shall direct, the prices to be charged by such Contractor to customers and the manner, method and time of collecting and

conveying refuse. The person to whom such contract shall be awarded shall, before undertaking any of his duties thereunder, give bond to the Borough in the sum and with such security as the Council shall require, conditioned for the faithful compliance with the terms of the contract.

ORDAINED AND ENACTED into an Ordinance this 20th day of December, 1974.

ATTEST:

James E. Petru
Borough Secretary

W. A. S. M...
President of Council

EXAMINED AND APPROVED by me this 20th day of December, 1974.

ATTEST:

James E. Petru
Borough Secretary

Alto P. Albano
Mayor