

## ORDINANCE #02

NOTICE is hereby given that the following proposed ordinance will be presented to the Board of Supervisors of the Township of Milford, Bucks County, for action at the next regular meeting of the Board to be held on Friday, February 6, 1959, at 7:00 o'clock P.M. at the regular meeting place of the Township Hall of the said Township.

AN ORDINANCE REGULATING DUMPING, DEPOSITING AND HAULING OF ASHES, GARBAGE, RUBBISH AND OTHER REFUSE MATERIALS WITHIN THE TOWNSHIP OF MILFORD: PROVIDING FOR THE LICENSING AND REGULATION OF DUMPS FOR REFUSE MATERIALS IN THE TOWNSHIP OF MILFORD, AND PROVIDING PENALTIES FOR VIOLATION OF THE ORDINANCE

IT IS HEREBY ORDAINED AND ENACTED by the Township of Milford, County of Bucks and State of Pennsylvania, as follows:

### SECTION 1

The following words and terms, as used in this ordinance, shall have the meanings hereby ascribed thereto, unless the context clearly indicates a different meaning:

- (a) "Ashes"-The residue from the burning of wood, coal, coke and other combustible materials for the purposes of heating and cooking.
- (b) "Garbage"-All table refuse, animal and vegetable matter, offal from meat, fish and fowl, vegetables and fruits and parts thereof, and other articles and materials ordinarily used for food and which have become unfit for such use or which are, for any reason discarded.
- (c) "Rubbish"-All waste materials not included in garbage and ashes, except large dead animals, large machinery or vehicles, and such other waste materials as are not commonly produced in homes, stores and institutions.
- (d) "Refuse"-All garbage, ashes and rubbish as herein defined.
- (e) "Person"-Any natural person, association, firm, partnership or corporation.

In this ordinance the singular shall include the plural and the masculine shall include the feminine and neuter.

### SECTION 2

No dump for the disposal of refuse other than that produced on the premises, shall be operated or maintained within the Township of Milford, unless and until a permit therefor has been granted by the Board of Township Supervisors. The application for such a permit shall be filed in writing with the secretary of Board of Township Supervisors, and shall include the following information:

- (a) A description or plan of the property to be used for dumping purposes.
- (b) An agreement signed by the owner of the property and operator of the dump that a proper guarantee in the form of a bond, or the deposit of funds or securities in escrow, in the amount of \$2500.00 will be furnished to the Township of Milford to assure the operation of the dump in accordance with the requirements of this ordinance.
- (c) A general description of the dumping operations to be established for the site, including the area and depth of expected and maximum fill.
- (d) A certified check or cash for the amount of the permit fee as stated in Section 3 of this ordinance.

### SECTION 3

Dump permits shall be valid for a period of three (3) years from the date of issuance. Renewal shall be for a further period of three (3) years and be subject to the continuance of the guarantee for satisfactory performance. The permit fee for each dump permit or renewal thereof shall be in the sum of \$150.00.

### SECTION 4

Dumps for the disposal and deposit of refuse, other than that produced on the premises, shall comply with the following requirements:

(a) Refuse material may be dumped Monday through Saturday in daylight hours. No refuse material may be dumped on Sunday.

(b) No refuse material shall be burned after being placed on the dump. Burning of refuse material shall be permitted only in incinerators of a type and capacity to be approved by the Township Supervisors.

(c) All refuse material shall be covered on the top at the close of each day's dumping, and compacted or compressed as hereinafter provided with a six inch (6") layer of dirt or soil. At least eighteen inches of compressed cover material of dirt or soil shall be placed on the final top and the final sides or toes of the dumped refuse material as a seal coat. The refuse material and cover material shall be compacted and compressed by operating thereover a roller, bulldozer, or other machine or mechanical device weighing not less than five (5) tons and having roller or treads of sufficient width to thoroughly compact the same. In addition to the cover coat of six inches of dirt or soil hereinbefore required, a seal coat, consisting of eighteen inches of compressed cover material of dirt or soil, must be placed within fourteen days from the dumping and compacting of the refuse material.

(d) Before filling any watercourse, a stony drain of approved material and size shall be laid along the watercourse. Slopes on the fill surface shall be at least 1%. Undue seepage into and from the fill shall be prevented.

(e) Every precaution shall be taken to keep the dump in a presentable and workmanlike condition. The dumping area shall be enclosed by a snow fence. All loose paper shall be gathered and covered in the manner hereinabove specified. Dust raised by dump operations shall be kept at a minimum by the spreading of oil, calcium chloride, or water.

(f) No refuse material shall be deposited within twenty-five feet of any creek or major stream or under any condition that would permit the contamination of any stream by the dumping of refuse material.

(g) Every precaution, including spraying where necessary, shall be used to keep the dump free of rats and insects.

(h) If fire breaks out in the dumped refuse material, every effort shall be made to control and put out the fire in the shortest possible time.

On the dump premises there shall be maintained in good condition at all times the following fire protection equipment; 2 Portable back-pack water extinguishers-pressure type, (To the satisfaction of the fire chief of the district)

(i) The dump premises shall be open for inspection during all operating hours and at other reasonable times by the representatives of the Pennsylvania Department of Health and responsible officials of the Township.

### SECTION 5

All persons, firms and corporations hauling garbage, trash, rubbish, ashes, junk, waste materials or refuse materials over and upon the roads and highways in the Township of Milford shall haul the same only in conveyances tightly closed on the bottom and sides so as to prevent the contents thereof from spilling, dripping or otherwise falling or coming upon any walks, roads, or

highways of the Township. All conveyances hauling the aforesaid matters shall be so operated and covered as to prevent offensive odors escaping therefrom and to prevent the contents thereof from being blown or spilled upon any walks, roads, or highways.

#### SECTION 6

Any person, partnership or corporation who or which shall violate any of the provisions of this ordinance, upon conviction of such violation before a Justice of the Peace of the Township of Milford, shall be sentenced to pay a fine not exceeding Three Hundred (\$300.00) Dollars, and in default of payment thereof shall be sentenced to imprisonment in the Bucks County jail for a period not exceeding thirty (30) days. Each violation of any of the provisions hereof shall constitute a separate offense.

Any person, partnership or corporation who has deposited any bond, funds or securities for the operation of a dump in accordance with the requirements of this ordinance, shall, upon conviction of any violation of this ordinance, forfeit the performance guarantee, and the funds provided by the forfeit of the performance guarantee shall be used at the discretion of the Board of Township Supervisors for the closing out of the dumping operations and the placing of the dump area in a sanitary and attractive condition.

#### SECTION 7

If any section or part of any section of this ordinance shall be declared invalid by a Court of competent jurisdiction, such invalidity shall not effect any other part of this ordinance; it is hereby declared to be the legislative intent that this ordinance would have been enacted had such invalid Section or portion of a Section not have been included herein.

#### SECTION 8

All other ordinances, or parts of ordinances inconsistent herewith are hereby repealed insofar as such inconsistency may exist.

BOARD OF SUPERVISORS OF THE TOWNSHIP OF MILFORD, COUNTY OF BUCKS,  
PENNSYLVANIA \_\_\_\_\_, Secretary