

ORDINANCE NO. 22

SOLID WASTE SOURCE SEPARATION

WHEREAS THE BOROUGH OF LITTLE MEADOWS HAS ENACTED AN ORDINANCE PROHIBITING THE ACCUMULATION AND DUMPING OF GARBAGE AND REFUSE;  
AND,

WHEREAS THE BOROUGH OF LITTLE MEADOWS INTENDS THAT THE HEREIN ORDINANCE BE OF FULL FORCE AND IN EFFECT IN THE EVENT THAT SAID PROHIBITION ORDINANCE, OR ANY PART THEREOF, BE ADJUDGED TO BE VOID, UNENFORCEABLE OR INEFFECTUAL FOR ANY REASON WHATEVER.

NOW THEREBY, be it ordained and enacted by the Little Meadows Borough Council, Susquehanna County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same, as follows:

SECTION ONE. All solid waste facilities (landfills, incinerators, sludge operations) within Little Meadows Borough shall receive wastes only from communities, businesses, and industries which source separate their wastes by removing all materials which threaten the integrity of liner systems or which are classified as hazardous to the environment by the Borough and/or Susquehanna and Wyoming Counties Solid Waste Authority.

SECTION TWO. Prior to waste being accepted in solid waste facilities operated within Little Meadows Borough, operators of solid waste facilities must submit written proof that every community, business, and industry generating waste destined for a solid waste facility within the Borough has an ordinance, or in the case of business and industry, established procedures mandating such source separation.

SECTION THREE. Documentation submitted to the Borough must contain details outlining the complete process for aforementioned material separation including the monitoring of same for compliance. Additionally, community, business or industry performing the waste separation must provide written permission for periodic inspection of the separation operation by Little Meadows Council and/or person(s) designated as their representative.

SECTION FOUR. Little Meadows Borough will provide in writing within sixty days of receipt of aforementioned documentation concurrence or disapproval of the outlined process stating specific grievances in cases of disapproval.

SECTION FIVE. Any person, firm, or corporation which shall violate any of the provisions of this ordinance shall be subject, upon conviction, to pay a fine of three hundred (\$300.00) dollars and cost of prosecution, and in default of the payment of such fine and costs to imprisonment for thirty (30) days for each occurrence. An occurrence is defined as each singular

delivery of waste materials to the waste facility prior to the Borough's written acceptance of the submitted documentation.

SECTION SIX. If any sentence, clause or section or part of this ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses or sections or parts of this Ordinance. It is hereby declared as the intent of the Borough that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof, not been included herein. This Ordinance will be in effect even if Little Meadows Ordinance #21 prohibiting dumps and landfills is found to be ineffectual, invalid, void, or illegal.

SECTION SEVEN. This ordinance supercedes Little Meadows Borough Resolution 8701-001 (Solid Waste Source Separation).

ENACTED AND ORDAINED this 23<sup>rd</sup> day of February 1987 A.D.

ATTEST:

Jenny Fehring  
Secretary

Charles O. Fehring  
President

Alan Mussoni  
Mayor