

BOROUGH OF WEST NEWTON
WESTMORELAND COUNTY, PENNSYLVANIA

ORDINANCE NO.: 1987- /

AN ORDINANCE AMENDING ORDINANCE NUMBER 1982-3, AN
ORDINANCE ESTABLISHING A COMPREHENSIVE SYSTEM FOR
THE COLLECTION, REMOVAL AND DISPOSAL OF ALL GARBAGE
WITHIN THE BOROUGH OF WEST NEWTON AND PROVIDING FOR
THE REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES
INCONSISTENT HERewith IN ORDER TO PLACE
RESPONSIBILITY FOR PAYING FOR GARBAGE SERVICE UPON
THE OWNER OF REAL ESTATE AND TO PROVIDE FOR NEW
PENALTIES FOR VIOLATING ANY OF THE PROVISIONS OF
ORDINANCE NUMBER 1982-3, AS AMENDED.

BE IT ORDAINED AND ENACTED by the Town Council of the
Borough of West Newton, Westmoreland County, Pennsylvania,
and it is hereby ordained and enacted by the authority of the
same as follows:

SECTION 1: Section 5c.(4) of Ordinance No. 1982-3 is
hereby amended to read:

Section 5. Collection Practices.

c. Rates and charges for collection.

- (4) The owner of the real estate which
receives the garbage service shall be
responsible and liable for the payment of
monthly garbage collection and disposal
service fees regardless of whether
garbage service was requested by the
owner or tenant of the real estate

receiving the garbage service.

SECTION 2: Section 14. of Ordinance No. 1982-3 is hereby amended to read:

Section 14. Prohibited Acts; Penalties. No person shall obstruct, delay or interfere with the garbage collectors while in the performance of their duties, or enter into any controversies with the collectors, nor shall any person, firm, partnership or corporation violate any of the provisions of this Ordinance with regard to the disposal of garbage, or the containers for the same, or violate any of the provisions with respect to the collection and removal of said garbage. Any person, firm, partnership or corporation who or which shall violate or fail to comply with any of the provisions of this Ordinance shall be guilty of a summary offense, and upon conviction thereof before the appropriate District Justice, shall be sentenced to pay a fine of not less than FIVE AND NO/CENTS (\$5.00) DOLLARS and not more than THREE HUNDRED AND NO/CENTS (\$300.00) DOLLARS for each offense, plus costs of prosecution. In default of payment of the fine and costs as assessed, such person, the members of such firm or partnership, or the officers of such corporation,

shall be liable to imprisonment in the appropriate jail or detention center for a period not to exceed thirty (30) days.

SECTION 3. 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 Council of the Borough of West Newton that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part hereof, not been included herein.

SECTION 4. All Ordinances, or parts of Ordinances, inconsistent herewith, are hereby repealed.

SECTION 5. This Ordinance shall take effect immediately.

ORDAINED AND ENACTED this 6TH day of MARCH, 1987.

BOROUGH OF WEST NEWTON

BY: Armand N. Luzi
Armand N. Luzi, President of
Council

ATTEST:

Mary K. Willis
Mary K. Willis, Secretary

EXAMINED AND APPROVED by me this 6th day of
March, 1987.

George Zhuransky
George Zhuransky, Mayor