THREE SPRINGS BOROUGH

ORDINANCE NO. 2026- 10-02

AN ORDINANCE OF THE BOROUGH OF THREE SPRINGS DEFINING AND REGULATING THE STORAGE, COLLECTION, BURNING, AND DISPOSAL OF SOLID WASTE, RECYCLING AND PREPARATION THEREOF; AND PRESCRIBING PENALTIES FOR VIOLATION.

The Three Springs Borough Council hereby ordains.

Section 1. Intent and Purpose

All domestic, commercial and industrial refuse accumulated or stored upon any property within the Borough of Three Springs shall be collected and removed by a responsible person or contractor, which are approved by the Borough Council, and shall be disposed of in accordance with the Municipal Solid Waste Management Plan and this ordinance.

Section 2. Definitions

As used in this Ordinance, the following terms shall have the meaning indicated, unless a different meaning appears from the context:

GARBAGE- Means all animal and vegetable waste resulting from the handling, preparation, cooking or consumption of foods.

ASHES -Residue from the burning of wood, coal, coke or other combustible material.

RUBBISH-Shall include glass, metal, paper, plant growth, wood, non-putrescible solid waste.

DISPOSAL -Storage, collection, disposal or hauling of refuse.

COLLECTOR-An individual or firm who collects and transports municipal solid waste, recycled materials or other waste as defined by this ordinance.

DWELLING-Place of residence within the Borough of Three Springs of one or more persons where refuse is generated through normal living habits. It shall include apartments and buildings devoted to single or multiple-family occupancy.

OCCUPANT/TENANT-A person, corporation, partnership, or group, occupying a dwelling, business or other facility or a portion thereof whether or not the legal owner.

OWNER-Any person, agent, operator, firm or corporation having a legal or equitable interest in real estate in the Borough of Three Springs or otherwise having control of the property, including the guardian, executor or administrator of the estate of the owner.

PERSON -Any natural person, association, partnership, firm or corporation.

MUNICIPAL SOLID WASTE (MSW)—Garbage, refuse, industrial lunchroom or office waste and other material, including solid, liquid, semi-solid or contained gaseous material resulting from operation of residential, municipal, commercial or institutional establishments or from community activities; and any sludge not meeting the definition of residual or hazardous waste from a municipal, commercial, or institutional water supply treatment plant, wastewater treatment plant or air pollution control facility.

RECYCLING-The collection, separation, recovery and sale or reuse of metals, glass, paper, leaf waste, plastics and other materials which would otherwise be disposed of or processed as MSW.

BULKY RUBBISH-Shall include discarded furniture, large household appliances such as refrigerators, washing machines, bathtubs, sinks, and commodes.

REFUSE—All solid waste, except human body wastes, including garbage, ashes and rubbish.

WASTE-A material whose original purpose has been completed, and which is directed to a disposal facility or is otherwise disposed. The term includes municipal waste but does not include source-separated recyclable materials.

EXTERIOR PROPERTY-Shall mean the open space on the premises and on adjoining property under the control of owners or operators of such premises.

YARD-Shall mean an open space on the same lot with a structure.

In this Ordinance, the singular shall include the plural; the plural shall include the singular; and the masculine shall include the feminine and neuter.

Section 3. Preparation of Refuse and Storage Practices

*Garbage rubbish, and ashes (not containing hot embers) shall be stored in a durable, rust resistant, nonabsorbent, watertight, easily washable containers, equipped with tight fitting covers. Ashes containing hot embers will not be collected.

*Tree trimmings, hedge clippings, old newspapers, and similar materials, which cannot be conveniently placed in the aforementioned containers shall be baled, tied or sacked in compact bundles less than three (3) feet in length and placed in a location easily accessible to the collector.

*No refuse shall be allowed to accumulate on private or public property or be deposited on the ground, highway, street, alley, vacant lots, in buildings or other property or be thrown in any stream or other body of water.

*Any unauthorized accumulation of refuse on any premises is hereby declared to be a nuisance and is prohibited. Failure to remove any existing accumulation of refuse within three (3) days after the effective date of this ordinance shall be deemed a violation of same.

*Certain materials, such as scrap lumber and firewood, may be stored and kept on the premises.

*All refuse containers shall be provided by the owner, tenant or occupant of the premises, unless provided otherwise.

*The storage of all refuse by residents of the Three Springs Borough, Huntingdon County, Pennsylvania, shall be practiced so as to prevent the attraction, harborage, or breeding of insects and/or rodents and to eliminate conditions harmful to public health or which create safety hazards, odors, unsightliness and public nuisances.

*Bulky rubbish shall be stored so that water accumulation and rodent harborage are prevented until the borough has the fall curbside cleanup.

*No person shall place or cause to be placed refuse for collection upon any property other than the property upon which such refuse is generated without first securing the consent of an owner of the property upon which such refuse is placed for collection.

Section 4. Disposal for Occupant/Tenant

The occupant/tenant of a dwelling shall dispose of all waste in a clean and sanitary manner by placing such waste in approved containers.

Section 5. Service Mandatory

Every owner shall contract with an individual, entity or firm to have waste generated on the premises removed and properly disposed or dispose of refuse in a legal manner by hauling to a permitted landfill or waste hauler. Whenever requested by the Borough of Three Springs, the owner shall present proof that the dwelling, business or facility has a current contract with a collector to collect and dispose of waste generated by the occupant/tenant. The owner shall have 72 hours to provide proof to the Borough of Three Springs that he has a current contract for waste collection and disposal.

Recycling is encouraged but not a requirement of the Three Springs Borough. If your refuse collector does not provide recycling services, you have the option of taking it to the Park's Garbage Exchange in Mount Union, PA.

Section 6. Point of Collection

The collector shall pick up all refuse and recyclables on the property, from a location arranged between the collector and customer.

Section 7. Cost

The cost of the garbage and recyclables collection shall be determined by agreement between the collector and customer.

Section 8. Hours of Operation

The contractor shall be permitted to collect, remove or transport refuse on all days of the week, except Sunday and the following holidays: New Year's Day; Thanksgiving Day, and Christmas Day.

Section 9. Equipment of Contractor

The collector shall be required to collect and remove refuse or recyclables in motor-driven vehicle having enclosed steel bodies with steel covers and watertight and leak proof automatic packer-type bodies, and to so conduct the collection, removal and transportation of the refuse to assure general cleanliness and sanitation throughout the entire process and operation thereof.

The contractor shall also be required, at his own cost, to dispose of, at an approved disposal area, all quantities of garbage collected by him, and to furnish, at his own cost, all vehicles, machinery and equipment necessary for the proper performance of such contract. Collection and transportation equipment shall meet the requirements of the Pennsylvania Waste Transportation Safety Act (Act 90) if applicable.

Section 10. Spills

No collector engaged in removing or disposing of refuse shall cause any waste, of any kind, to be scattered or spilled on any streets, highways, walkways, alleys, or driveways within the Borough. Any spills caused by any hauler, recycler or individual shall be cleaned up by the violator or the Borough may cause any spill to be cleaned up and impose the costs upon the violator at fault.

Section 11. Burning

Supervised open burning of nonhazardous materials shall be permitted in accordance with the ordinance regulating outside burning.

Section 12. Disposal for Collector

Pursuant to the County Solid Waste Plan, all refuse generated in the Borough shall be collected and delivered to the facilities designated by the County for processing and disposal.

Section 13. Contractor/Collector as an Independent Contractor

The contractor shall not in any manner be construed as an agent, servant or employee of the Borough of Three Springs, but shall always be considered and remain an independent contractor.

Section 14. Duties of Contractors

It shall be the duty of all contractors to be in compliance with the Pennsylvania Municipal Waste Planning, Recycling and Waste Reduction Act of 1988 (Act 101), Waste Transportation Safety Act (Act 90) and other applicable laws. Any contractor shall be required to cooperate with the Borough of Three Springs in providing information in the event that an action is instituted to enforce the terms of this ordinance.

Section 15. Compost Piles

Notwithstanding the terms of this article, compost piles kept by occupants or tenants of structure shall not violate the terms and conditions of this article, provided that the materials in the compost piles do not generate any offensive odors and provided further that said compost piles are secure so that animals do not spread the materials from the compost piles around the premises.

Section 16. Penalties

Any person, firm or corporation who shall violate any provision of the Ordinance shall, upon conviction thereof: be sentenced to pay a fine of not less than twenty-five dollars ($25) nor more than six hundred dollars ($600), and in default of payment, to imprisonment for a term not to exceed thirty (30) days.

Section 17. Repealer

All ordinances or parts of ordinances that are inconsistent herewith are hereby repealed.

Section 18. Severability

If any sentence, clause, 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, sections or parts of this Ordinance. It is hereby declared as the intent of the Borough of Three Springs that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section 19 Effective Date

This ordinance shall become effective on the date of adoption by Three Springs Borough Council.

ORDAINED AND ENACTED into law, this 5th day of October, 2026.

Bonnie Watkins
President of Council

Attest: Stacy Kauffman
Secretary

APPROVED this 5th day of October, 2026.

Mayor