

Bill No.: 6 of 2020
Introduced: November 11, 2020
Ordinance No.: 6 of 2020
Adopted: December 9, 2020

CITY OF MONONGAHELA, COUNTY OF WASHINGTON, COMMONWEALTH OF PENNSYLVANIA

AN ORDINANCE SETTING PERMITTED USES OF THE CITY REFUSE FACILITY

WHEREAS, the City of Monongahela is a body corporate and politic, and a duly recognized City of the Third Class of the Commonwealth of Pennsylvania; and

WHEREAS, the City of Monongahela operates a dumping site at the City Garage for the benefit of its citizens and businesses for the appropriate, lawful, and safe disposal of refuse; and

WHEREAS, the City of Monongahela finds it appropriate to regulate the usage of the dumping site.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the City Council of Monongahela, Washington County, Pennsylvania as follows:

Section 1. Definitions. The following words and phrases shall have the meaning ascribed herein, unless the context of this Ordinance indicates a different meaning:

- (a) CITY REFUSE FACILITY, shall mean that area designated by the City Council or its designee as the area within which appropriate refuse is permitted to be left for waste.
- (b) ALLOWABLE REFUSE, shall mean leaves, grass clippings, garden waste, tree limbs no greater than 10 inches in diameter, and shrubbery no greater than 10 inches in diameter.
- (c) PERMITTED USERS, shall mean residents of the City of Monongahela or businesses operating within the City of Monongahela.

Section 2. Permitted Use of City Refuse Facility.

- (a) Only Permitted Users, as defined by this Ordinance, shall have the authority and permission to use the City Refuse Facility. Such Permitted Users shall only be authorized to place, as waste, Allowable Refuse as defined by this Ordinance.
- (b) The City Refuse Facility shall only be accessible between dawn and dusk; provided that the Directors of Streets and Improvements and Parks and Property shall have the authority to limit, reduce, or otherwise modify said hours of use as is necessary and without warning.

Section 3. Unauthorized or Impermissible Use of City Refuse Facility. Any use of the City Refuse Facility not permitted by Section 2 is prohibited. Any use of the City Refuse Facility by any individual, business, or entity that is not a Permitted User is prohibited.

Section 4. Signage. Within thirty (30) days of the effective date of this Ordinance, the City shall cause signs to be erected to clearly mark the area of the City Refuse Facility and the authorized users and usages thereof.

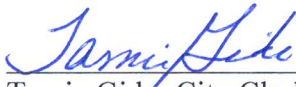
Section 5. Violations and Penalties. Any person, firm, public utility/municipal authority, or corporation failing to comply with the provisions of this Ordinance shall, upon conviction thereof in a summary proceeding before the Magisterial District Judge having jurisdiction of such offense, be sentenced to pay a fine not less than \$250 nor more than \$1,000 for a first offense, or a fine of not less than \$500 nor more than \$1,000 for a second or subsequent offense. Any such person shall also be required to pay the costs of prosecution of the offense, and any restitution deemed necessary and appropriate related to the violation of Section 3 of this Ordinance.

Section 6. Severance. In the event any portion of the remaining language of this Ordinance is held to be invalid, such invalidity shall not affect the remaining language of the Ordinance, it being the intent of the City Council that such language remaining shall remain in full force and effect and for this purpose the remaining language herein is hereby declared severable.

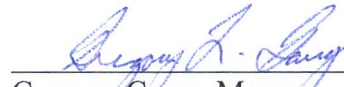
Section 7. Repealer. Any other ordinance or part of an ordinance inconsistent with the language of the Ordinance set forth herein is hereby repealed insofar as the same is inconsistent herewith.

Section 8. Effective Date. This Ordinance No. 6 of 2020 shall take effect immediately upon execution by the Mayor.

Upon motion by Councilman Kulak and second by Councilman Miller, the within was ORDAINED AND ENACTED by the City Council of Monongahela on this 9th day of December, 2020.



Tamie Gido, City Clerk



Gregory Garry, Mayor