

ORDINANCE NO. 2018-05

**AN ORDINANCE AMENDING ORDINANCE NO. 2004-07 WHICH ESTABLISHED A RECYCLING PROGRAM WITHIN THE TOWNSHIP OF EAST COCALICO IN ACCORDANCE WITH THE SOLID WASTE MANAGEMENT PLAN AND THE REQUIREMENTS OF ACT 101 OF THE COMMONWEALTH OF PENNSYLVANIA.**

**WHEREAS**, the Solid Waste Management Act, Act of July 7, 1980, P.L. 380, No. 97, as amended ("Act 97"), established a comprehensive planning and regulatory framework for the storage, collection, transportation, processing and disposal of solid waste, including municipal waste; and

**WHEREAS**, pursuant to the requirements of Act 97 and request of each municipality within Lancaster County ("County"), the Board of Commissioners of the County prepared and adopted the 1986 Lancaster County Solid Waste Management Plan ("1986 Plan"); and

**WHEREAS**, the 1986 Plan was (a) adopted by each municipality within Lancaster County and (b) approved by the Pennsylvania Department of Environmental Resources; and

**WHEREAS**, the 1986 Plan was re-enacted and revised in accordance with Ordinance 2004-07; and

**WHEREAS**, Municipality desires to amend Ordinance 2004-07 to designate recyclable materials that are acceptable to LCSWMA.

**NOW, THEREFORE**, it is hereby enacted and ordained by Municipality as follows:

**SECTION 1. Section 6. Designated Recyclable Materials of Ordinance**

2004-07 is hereby deleted and the following substituted therefor:

**"Section 6. Designated Recyclable Materials.**

(a) Each person who owns or occupies a Residential Unit shall Source Separate those Recyclable Materials set forth on Appendix "A" which is attached hereto and made a part hereof. The Appendix setting forth Recyclable Materials are those currently being accepted by LCSWMA. In the event that the Recyclable Materials being accepted by LCSWMA are changed, Appendix "A" attached to this Ordinance shall likewise be changed to reflect the updated list of acceptable Recyclable Materials.

(b) Each person who owns or occupies a Multi-Family Unit shall Source Separate those Recyclable Materials set forth on Appendix "B" which is attached hereto and made a part hereof. The Appendix setting forth Recyclable Materials are those currently being accepted by LCSWMA. In the event that the Recyclable Materials being accepted by LCSWMA are changed, Appendix "B" attached to this Ordinance shall likewise be changed to reflect the updated list of acceptable Recyclable Materials.

(c) Each person who owns a Non-residential Unit shall Source Separate those Recyclable Materials set forth on Appendix "C" which is attached hereto and made a part hereof." The Appendix setting forth Recyclable Materials are those currently being accepted by LCSWMA. In the event that the Recyclable Materials being accepted by LCSWMA are changed, Appendix "C" attached to this Ordinance shall likewise be changed to reflect the updated list of acceptable Recyclable Materials.

**SECTION 2. Prior Ordinances.**

Any other ordinances, which pertain to Regulated Municipal Waste or Designated Recyclable Materials, are hereby repeal to the extent of any inconsistency with this Ordinance.

**SECTION 3. Severability.**

The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held to be illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of Municipality that this Ordinance would have been enacted if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.


**SECTION 4. Effective Date.**

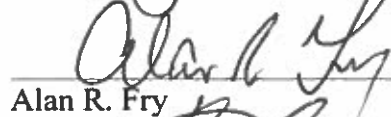
This Ordinance shall become effective five (5) days from the date of its enactment.

ENACTED and ORDAINED this 18th day of October, 2018.



**EAST COCALICO TOWNSHIP**

  
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Douglas B. Mackley

  
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Alan R. Fry

  
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Romao R. Carrasco

## **APPENDIX “A”**

- (i) Clear Glass
- (ii) Colored Glass
- (iii) Aluminum
- (iv) Steel Cans
- (v) Plastic
- (vi) Yard Waste
- (vii) Tires
- (viii) White Goods

## **APPENDIX “B”**

- (i) Clear Glass
- (ii) Colored Glass
- (iii) Aluminum
- (iv) Steel Cans
- (v) Plastic
- (vi) Yard Waste
- (vii) Tires
- (viii) White Goods

## **APPENDIX “C”**

- (i) Clear Glass
- (ii) Colored Glass
- (iii) Aluminum
- (iv) Steel
- (v) Plastic
- (vi) Yard Waste
- (vii) Corrugated Cardboard
- (viii) Tires
- (ix) White Goods