

**PART 1**

**COLLECTION AND DISPOSAL**

**§20-101. Definitions.**

**APPLICANT** — a person who is desirous of being issued a permit.

**BOROUGH** — the Borough of Galeton.

**BULKY WASTE** — large items of refuse including but not limited to appliances, furniture, large auto parts, trees, branches and stumps.

**COMMERCIAL WASTE** — all solid waste emanating from an establishment engaged in business. This category includes but is not limited to solid waste originating in stores, markets, office buildings, restaurants, shopping centers and theaters.

**CONSTRUCTION AND DEMOLITION WASTE** — waste building materials and rubble resulting from construction, remodeling, repair and demolition operations on houses, commercial buildings, other structures and pavement.

**COUNCIL** — the governing board of the Borough of Galeton.

**DISPOSAL** — the storage, collection, disposal or transportation of solid waste.

**DISPOSAL AREA** — any site, location, area, building, structure, transfer box, transfer station, or premises permitted by law to be used for solid waste disposal.

**DOMESTIC WASTE or HOUSEHOLD WASTE** — solid waste comprised of garbage and rubbish, which normally originates in the residential private household or apartment house.

**GARBAGE** — solid waste resulting from animal, grain, fruit or vegetable matter used or intended for use as food.

**HAULER** — a person licensed by the Borough to collect, transport and dispose of solid waste.

**HAZARDOUS WASTE** — solid waste with certain inherent dangers. This category includes but is not limited to chemicals, explosives, pathological wastes and radioactive materials.

**INDUSTRIAL WASTE** — solid waste resulting from manufacturing and industrial processes such as those carried on in factories, processing plants, refineries, slaughter houses and steel mills.

3. Certain solid waste may be disposed of through the burning thereof but only in accordance with and subject to the rules and regulations adopted by Resolution of the Borough Council, and as periodically amended, which said Council is hereby authorized and empowered to promulgate.
4. All property owners and persons having the right of possession of property, including tenants thereof, within the jurisdictional confines of the Borough of Galeton shall be responsible for any dumping, burning, burying, destroying, storing, accumulating or otherwise disposing of solid waste, as defined herein, upon the premises or land titled to said owner/owners or leased to those in possession, in violation of this Section and shall be subject to the fines and penalties as herein prescribed upon failure to abate and eliminate said violation within a reasonable period of time of being notified to do so by an enforcement agent of the Borough. [Ord. 316]

(Ord. 247, 12/11/1980, Art. 3; as amended by Ord. 313, 9/13/2000; and by Ord. 316, 4/11/2001)

**§20-103. Collection of Waste; Fees.**

1. Authorization to Collect. In fulfillment of the purposes and provisions hereof the Borough Council shall designate by appropriate resolution the hauler or haulers duly authorized and licensed to collect, property for which said service is made available and the failure of the property owner to pay said fees and costs immediately when same shall become due, shall subject the owner of said premises to a suit in assumpsit for the collection of same or the entry of a municipal lien upon the subject premises or both. [Ord. 287]
2. Delegation of Collection of Powers. The Borough Council is hereby authorized and empowered to vest in the hauler or haulers duly authorized and licensed to collect, transport, and dispose of solid waste in accordance herewith, the power and authority to institute suit in assumpsit or to enter a municipal lien in the name of the Borough, in the perfection of the collection process, upon a duly adopted resolution providing for same, subject however, to the limitation hereinafter imposed under §20-104 and those contained within said resolution.
3. Specific Statement of Intent. It is hereby the stated intent of the Borough that in the imposition of the fees and costs as hereby imposed shall be due and owing regardless of whether the property owner utilizes the services afforded and notwithstanding the fact that no solid waste is generated or emanates from the owner's particular premises. It is hereby the declared and stated intent of the Borough that the basic costs that are hereby declared to be reasonable [and] necessary to the implementation and fulfillment of the purposes, terms, and provisions of this Part, shall be shared and thus borne by all property owners regardless of their individual utilization or specific necessity for said services. This shall not be interpreted as prohibiting the adoption and approval of a schedule of rates