

**BOROUGH OF EDDYSTONE
DELAWARE COUNTY, PENNSYLVANIA
ORDINANCE NO. 672**

BULK STORAGE CONTAINERS, TRASH DUMPSTERS & ROLL-OFF CONTAINERS

**SECTION I. Bulk storage containers, trash dumpsters and
roll-off containers**

No bulk storage container, storage device "POD" or similar "POD" container, trash dumpster, roll-off container or similar container for trash or debris of any type may be placed or maintained by any person or private party in or on any Borough property, street or right-of-way except in compliance with the provisions of this chapter. Furthermore, no storage container, trash dumpster, roll-off container, or similar container for trash and debris of any type may be placed or maintained on any private property within the Borough except in compliance with the provisions of this chapter or in a manner and location as set forth on a duly approved site plan.

SECTION II. Permits required

Prior to the placement of any storage container, dumpster, roll-off container, or similar container in or on any Borough property, street, or right-of-way, or on any private property (not covered by a duly approved site plan) the owner or user of such containers shall apply for a permit from the Borough pursuant to the provisions and standards set forth herein.

A. Application for the permit shall be made to the Office of the Borough Manager or such other offices as the Borough Council may from time to time designate on a form provided by the Borough. The application shall require, among other things, the full name, address and other contact information for both the owner of the container and the owner of the property with which the use of the container is associated. The application shall be accompanied by a permit fee of \$50.00 for the placement of any storage container, dumpster, roll-off container, or similar container in or on any Borough property, street, or right-of-way. There shall be an application fee of \$25.00 for the placement of any storage container, dumpster, roll-off container, or similar container for any projects, clean-outs, construction, etc. on private property.

B. Any container to be placed on a street or right-of-way shall be placed on the street in a legal parking space as approved or designed by the Borough and shall be

equipped with appropriate reflectors or other safety markings so that the container will not constitute a hazard to traffic. The specific number, location and nature of the marking shall be determined by the Chief of Police or his designee in the exercise of his discretion and shall be noted on the permit as a condition of its issuance. An inspection of container shall be made by the Chief of Police or his designee to determine its best location and placement so to ensure no damage to the Borough's street or right-of-way, and shall be noted on the permit as a condition of its issuance.

C. Any permit issued for placement of a container on the street, right-of-way or other public property shall be approved by the chief of police as to the duration of the dumpster for a period of no more than 7 days and sticker or notice shall be prominently displayed on the street side of the container indicating the commencement and expiration date of the permit.

D. Upon a showing of continued need for the container on the street, right-of-way or other public property (such as during the course of major construction projects), permits may be renewed up to three times for periods of up to 21 days upon application for renewal and payment of an additional permit fee for each seven-day period.

E. Any container placed on private property shall be placed on a suitable base to assure stability. If, in the opinion of the Borough Police, the location is sufficiently near to a public vehicular or pedestrian path, the permit may require suitable safety markings as set forth in Subsection B above.

F. Any permit issued for placement of a container on private property shall be valid for a period of 30 days and sticker or notice shall be prominently displayed on the street side of the container indicating the commencement and expiration date of the permit.

SECTION III. Responsibility/liability insurance.

The owner of the container and the owner of the property associated with its use shall be jointly responsible for compliance with the provisions of this chapter. Prior to the issuance of the permit, the company or individual supplying the storage container, dumpster, roll-off container or similar container must provide to the Borough Manager or her designee a copy of an insurance certificate providing liability insurance in the minimum amount of \$100,000.00

SECTION IV.**Number.**

Only one storage container, dumpster, roll-off container or similar container unit may be placed at any public or private property at one time.

SECTION V.**Violations and penalties.**

Any person or private party who shall place a storage container, dumpster, roll-off container or similar container in violation of this chapter shall, upon conviction before a Magisterial District Judge, be sentenced to pay a fine not exceeding \$1,000 together with the costs of prosecution and, upon default in the payment thereof, be sentenced to a term of imprisonment not to exceed 30 days.

SECTION VI.**Fee Updates or Changes**

All fees and fines may be changed and or updated time to time by The Borough of Eddystone by way of duly adopted Resolution.

SECTION VII.**Severability.**

All ordinances or parts of ordinances inconsistent herewith are hereby repealed. If any section, part or clause of this chapter is declared void by a Court of competent jurisdiction, the remainder of this chapter shall remain valid and in full force and effect.

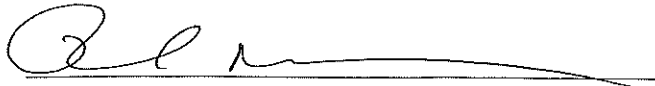
SECTION VIII.**Effective date.**

This chapter shall be effective immediately.

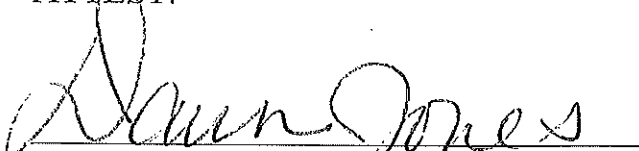
This Ordinance is hereby adopted this 14th day of November, 2022.

EDDYSTONE BOROUGH
DELAWARE COUNTY, PENNSYLVANIA

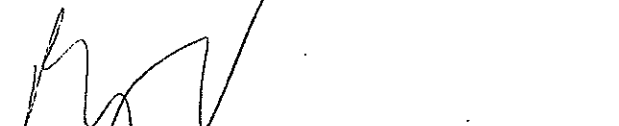
(SEAL)


RACHAEL WALKER
President of Eddystone Borough Council

ATTEST:


DAWN JONES, Borough Manager

APPROVED by the Mayor this day of , 2022.


ROB YANUZZI, Mayor of Eddystone