

**ORDINANCE NO. 177 OF 2020**

**TOWNSHIP OF HEIDELBERG**

**AN ORDINANCE AMENDING AND RESTATING ORDINANCE NO. 154 of 2008, REGARDING THE COLLECTION AND DISPOSAL OF LEAF WASTE AS RECYCLABLE MATERIALS.**

**WHEREAS**, Heidelberg Township enacted Ordinance No. 154 of 2008.

**WHEREAS**, it is in the best interests of the health, safety and welfare of the residents of Heidelberg Township to recycle rather than burn those specific items that are included in its recycling program including leaf waste; and

**WHEREAS**, the Commonwealth of Pennsylvania Department of Environmental Protection has mandated that Heidelberg Township enact this Ordinance in order to continue to receive grant funds towards its local, voluntary recycling program;

**NOW, THEREFORE**, the Board of Supervisors does hereby enact and ordain:

**SECTION 1: LEAF WASTE.**

In accordance with Section 1 Paragraph U of Ordinance 154 of 2008, Heidelberg Township hereby declares that Leaf Waste as defined in Section 1 Paragraph N, is a recyclable material, to be collected as set out in this Ordinance and the regulations that Heidelberg Township adopts by resolution, from time to time, as set forth herein.

**SECTION II: REGULATIONS** - Heidelberg Township shall adopt regulations by resolution which shall address the specific details of the Leaf Waste collection program.

**SECTION III: ENFORCEMENT** - Any member of the Pennsylvania State Police or any employee or official of Heidelberg Township, is hereby authorized to enforce this Ordinance.

**SECTION IV: PENALTIES** - Any person violating any of the provisions of this Ordinance shall, upon summary conviction before a District Magistrate, be sentenced to pay a fine of not less than Twenty-five Dollars (\$25.00) and not more than One Hundred Dollars (\$100.00) and the cost of prosecution, such fines to be collected as like fines are now collected by law, and/or shall undergo imprisonment not exceeding 10 days, or both. Any person continuing any such violation beyond one (1) calendar day, shall be deemed to have committed a separate offense for each calendar day such violation continues.

**SECTION V: SEVERABILITY** - The provision of this Ordinance are severable. If any sentence, clause, or section 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, or sections of the Ordinance. It is hereby declared to be the intent of the Board of Supervisors of Heidelberg Township that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, or section not been included herein.

**SECTION VI: EFFECTIVE DATE** - This Ordinance shall become effective five (5) days after enactment.

**SECTION VII: REPEALS** - All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed insofar as they may be inconsistent herewith.

**APPROVAL PAGE**  
**TOWNSHIP ORDINANCE NO. 177, OF 2020**

HEIDELBERG TOWNSHIP  
BOARD OF SUPERVISORS



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Chairman

ATTEST:

Cheryl L. Bowers (SEAL)  
Township Secretary

I hereby certify that the foregoing Ordinance was advertised in the Reading Eagle on the 20<sup>th</sup> day of Feb, 201~~9~~<sup>8</sup>, a newspaper of general circulation in the municipality and was duly enacted and approved as set forth at the regular meeting of Heidelberg Township Board of Supervisors held on the 27 day of Feb., 2020.

Cheryl L. Bowers  
Secretary/Treasurer