



# Wormleysburg Borough

PERMIT APPLICATION FOR DUMPSTER, BAGSTER OR PERSONAL STORAGE CONTAINER (PSC)

Permit Fee: \$50.00

Date \_\_\_\_\_

Permit No. \_\_\_\_\_

Applicant/Property Owner \_\_\_\_\_

Property Address \_\_\_\_\_

Street Address

City

Zip Code

Phone \_\_\_\_\_

Email address \_\_\_\_\_

Exact Location of Dumpster/Bagster/PSC \_\_\_\_\_

Reason for Dumpster/Bagster/PSC \_\_\_\_\_

Dumpster/Bagster/PSC Contractor \_\_\_\_\_ Phone \_\_\_\_\_

Dumpster/Bagster/PSC Size \_\_\_\_\_

Starting Date \_\_\_\_\_

Renewal Starting Date: \_\_\_\_\_

Completion Date \_\_\_\_\_

Renewal Completion Date: \_\_\_\_\_

*Permit is for a period of time not to exceed thirty (30) calendar days. All dumpsters/bagsters/PSCs must be removed prior to the expiration of the permit.*

I have read the attached ordinance and agree to all of the terms and conditions.

\_\_\_\_\_  
Applicant/Owner Signature

\_\_\_\_\_  
Date

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### Borough Use Only

Special Conditions and Instructions \_\_\_\_\_

Approved \_\_\_\_\_

Denied \_\_\_\_\_

\_\_\_\_\_  
Codes & Zoning Officer / Borough Manager

\_\_\_\_\_  
Date

Reason Denied \_\_\_\_\_

\_\_\_\_\_

2. Post Collection: After collection, or no later than the day immediately following the collection, all reusable receptacles and recyclable containers shall be removed from the street or their placement point by 12 p.m. (noon) (prevailing time).
  3. All reusable garbage cans, receptacles, and recycling containers shall be removed from the street or their designated collection points after pick up, and placed for storage behind the front or the viewable portions of a residential, multi-family, commercial, or industrial building so that they are out of sight and out of public view.
- F. Placement Limitations.
1. In no case shall it be permissible to place a garbage can, trash can, dumpster, bagster or PSCs in a clear site triangle at an intersection or in a place that interferes with visual lines of sight, obstructs the view of vehicle operators, hinders pedestrian or vehicle access, or creates a public nuisance.

#### **§20-104. Garbage and Refuse Vehicles.**

All waste transportation vehicles and trailers used to collect and transport garbage and refuse in the Borough must be so constructed, or covered, and all handling of garbage and refuse on the premises from which collected, and in its transportation, shall be done in such a way that no spilling, leaking or strewing shall occur on such premises or streets of the Borough. This includes dumpsters, bagsters and PSCs.

#### **§20-105. Dumpsters and Similar Units.**

- A. All dumpster units (standing or temporary) used in the disposal and collection of garbage, or rubbish or other refuse in the Borough shall be so constructed or covered with water tight lids that are kept closed at all times except when the user is depositing garbage, rubbish or other refuse therein or when the collector is collecting the same therefrom.
- B. All persons handling such material on the premises served by the dumpster unit shall handle it in such a way as to prevent spilling, leaking or strewing of the garbage, rubbish or refuse on the premises or on the streets.
- C. A company providing a one-time pick-up of a bagster unit shall be exempt from the requirement to seek a Hauler Permit.
- D. Standing dumpster units, such as those placed for long-term use at an apartment building or commercial property, shall be located on the premises served and shall not be placed on a sidewalk, street, alley, or a Borough right-of-way.
- E. Standing dumpsters shall be placed out of the public view to the extent possible.

#### **§20-105. 1 Temporary Placement; Permit Requirement and Exceptions.**

- A. Temporary placement of dumpsters, bagsters or PSCs on a street, within public rights-of-way, public grounds, or upon private property: It shall be illegal for any person to place one or more dumpsters, bagsters or PSCs in or upon any street, within a public right-of-way, public grounds or upon private property without first obtaining a permit.
- B. The requirements of this Section 20-105.1 shall not be applicable to: (1) any standing (or permanent) dumpster for which the Borough has entered into a license agreement, (2) or any permanent dumpster required to be located at any apartment house or multi-family dwelling.
- C. Any Commercial Waste Hauler that is not the Borough's Authorized Collector that seeks to place a permanent dumpster to service a specific property or commercial establishment shall seek a Hauler Permit. (See §20-107 Permit – Hauler.)

## **§20-105.2 General Rules for Dumpster Use.**

### **A. General Restrictions and Requirements.**

1. Application for a placement permit including applicable fees (if any) must be submitted to the Codes Enforcement Officer or a designated representative at least seven (7) days prior to the proposed placement.
2. Every applicant for a permit to place one or more dumpsters, bagster or PSCs upon a street, curb or public grounds shall be responsible to repair any damage caused by the applicant's use of that area, which must be returned to its original condition. Should the applicant fail to make such repairs, the Codes Enforcement Officer or their designee shall provide a written letter outlining the damage and remedy required and providing thirty (30) days to make repairs. Should the applicant fail to respond to the letter or to make repairs, the Codes Enforcement Officer may cause the repairs to be made and impose costs, fines and fees on the applicant to reimburse the Borough for any related expenses.
3. By applying for a permit, applicants agree to allow access to private property without advance notification by Borough Officials during reasonable hours of the day to verify compliance with the permit and applicable provisions of this Chapter.
4. No dumpster or PSC shall be transported, emptied, or serviced between the hours of 9:00 p.m. and 7:00 a.m. on any day; nor shall any mechanical, hydraulic, or electrical loader, compactor, packer or conveyor be utilized during such hours.
5. No dumpster shall be filled beyond the top of such dumpster.
6. Dumpsters shall be emptied as soon as practical when full.
7. No dumpster shall be filled by means of a chute, conveyor, belt, or other device, located in, above, on or across a street, or by dropping or throwing items in, above, on or across a street, unless the permit authorizing placement of such dumpster specifically authorizes such a method.
8. When not in use, all dumpsters shall be covered with a lid, tarpaulin or otherwise secured, as approved by the Codes Enforcement Officer or their designee, to prevent odors and debris from blowing out of the container.
9. Trash shall be secured at all times to ensure it is properly contained.
10. No hazardous material or organic waste shall be placed in a dumpster or PSC. It shall be the responsibility of the permit holder to maintain the dumpster and/or PSC free of any vectors including but not limited to rodents, vermin, or insects. Any person who violates the restrictions set forth herein shall be personally liable for such actions. This liability is in addition to any criminal sanctions that may be imposed.

### **B. General Conditions for Placement and Visibility.**

1. Only one dumpster or PSC may be placed on any property at one time unless the Codes Enforcement Officer or their designee shall determine there is good cause for permitting more than one at a time.
2. All dumpsters and PSCs shall be in a condition free from rust, peeling paint and other forms of deterioration.
3. The dumpster and/or PSC must not contain any excessive advertising beyond the identification of the company name and phone number of the company which placed the container on the property.
4. No roll-off dumpster or PSC shall exceed forty (40) cubic yards in area.
5. The use of a PSC shall not be for the long-term storage of any commercial or business-related items. A PSC shall be clean and free of accumulated garbage, and its use limited to the temporary relocation of items from or for the premises the permit indicates only.

No household items from any locations other than the premises indicated on the permit (the premises on which the PSC is located) can be stored in the PSC.

6. A PSC is not a shed and may not and shall not be used as a shed.
7. No trash, debris, fireworks or hazardous materials shall be stored in any PSC.
8. The Codes Officer or their designee must approve the proposed location of any dumpster or PSC placed in or upon a street or public grounds. Such units shall not be placed in such a manner that a person or cyclist lawfully using the sidewalk must detour into the street in order to go around the unit.
9. Dumpsters and PSCs placed in or upon a street or public grounds shall be visible at night from all angles of traffic flow. Means to provide nighttime visibility include but are not limited to the use of reflecting tape at least two inches in width, reflectors, cones or other methods, such methods being subject to the approval of the Codes Enforcement Officer or a designated representative in his or her sole discretion.
10. Dumpsters and PSCs are prohibited from being placed on the streets or the front yard or public-facing side of a property, where it is practicable to locate the dumpster or PSC elsewhere on the property in the opinion of the Codes Enforcement Officer.
11. No dumpster or PSC shall be placed on a side yard of a corner property which fronts on a street, where it is practicable to locate the dumpster elsewhere on the property in the opinion of the Codes Enforcement Officer or their designee.
12. Dumpsters and PSCs shall not be located in any required open space, landscaped area, on any sidewalk or trail, or in any location that blocks or interferes with any vehicular and/or pedestrian circulation, and shall be located in accordance with all applicable building and fire code regulations for the purpose of ensuring safe ingress and egress to dwellings, access to utility shut-off valves, and for fire protection.

### **§20-105.3 Emergency Removal.**

In the event of an emergency any dumpster may be removed by Borough or a designated representative, and/or police or fire personnel. The Borough shall not be liable for any loss or damage caused by such emergency removal.

### **§20-105.4 Violations and Penalties.**

Violation of this chapter shall be punishable by a fine not to exceed \$1,000. Each day that a violation continues shall constitute a separate violation

### **§20-106. Collections for Certain Commercial or Multi-Family Establishments.**

- A. Certain commercial establishments and multi-family users (such as apartment buildings) shall be required to contract with the Borough's Authorized Collector or a Commercial Waste Hauler to remove refuse from the premises occupied by said user.
- B. If Certain Commercial Establishments or the multi-family user contract with the Borough's Authorized Collector for refuse removal, then the fee to be charged will be mutually agreed between the user and the Borough Collector, and shall be paid directly to the designated Borough Collector.
- C. Certain Commercial Establishments or users who are presently using the designated Borough's Authorized Collector or those that wish to use the Borough Collector via payment directly to the Borough, shall only be allowed to do so upon review and approval of the Borough Manager.
- D. If the owner, landlord or agent of a commercial or multi-family establishment cannot use the Borough's Authorized Collector, then said owner or agent must inform the Borough and