

BOROUGH OF NEW CUMBERLAND
COUNTY OF CUMBERLAND
COMMONWEALTH OF PENNSYLVANIA
ORDINANCE NO. 718

AN ORDINANCE OF THE BOROUGH OF NEW CUMBERLAND, CUMBERLAND COUNTY, PENNSYLVANIA PROVIDING FOR THE RECYCLING OF CERTAIN SOLID WASTE MATERIALS IN SAID BOROUGH, EXCEPT IN ACCORDANCE WITH THE PROVISIONS OF THIS ORDINANCE; REQUIRING THAT ALL RECYCLABLE MATERIALS, LEAF/YARD WASTE, AND COVERED DEVICES BE CONVEYED TO A TRANSPORTATION, PROCESSING OR DISPOSAL FACILITY; REGULATING THE CARE AND REMOVAL OF RECYCLABLES AND PROVIDING FOR THE COLLECTION OF RECYCLABLE MATERIALS, ONLY BY AUTHORIZED COLLECTORS IN SAID BOROUGH; THE ESTABLISHMENT OF FEES AND CHARGES FOR THE COLLECTION OF RECYCLABLES; AND PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE.

WHEREAS, pursuant to the authority vested to the Borough of New Cumberland (Borough) by the Pennsylvania Solid Waste Management Act of 1980 (Act 97), and the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101), as amended, the Borough is desirous of enacting an Ordinance regulating the storage, collection, and transportation of Recyclable Materials, Leaf/Yard Waste and Covered Devices in the Borough.

NOW, THEREFORE, the Borough of New Cumberland, Cumberland County, Pennsylvania hereby enacts and ordains as follows:

Section 1: Title.

This Ordinance shall be known and may be cited as the "Borough of New Cumberland Recycling Ordinance."

Section 2: Program established.

There is hereby established a program for collection of recyclable materials in the Borough of New Cumberland, Cumberland County, Pennsylvania. No person shall collect, remove, treat, transport, or dispose of recyclable materials and leaf waste in the Borough of New Cumberland except in accordance with this Ordinance. The use of an authorized collector will not relieve any person from compliance with this Ordinance.

Section 3: Definitions.

As used in this Ordinance, the following terms shall have the following meanings:

Act 101: The statewide recycling requirement in Pennsylvania known as the Municipal Waste Planning Recycling and Waste Reduction Act of 1988.

Aluminum Cans: Refers to cans comprised of 100 percent aluminum.

Authorized Collector: Person registered and authorized by the Borough of New Cumberland Borough or the Borough of New Cumberland itself, to collect, remove, transport, and dispose of municipal waste, recyclable materials, and/or leaf waste for owners or occupants of single-family residential establishments, multifamily residential establishments, commercial establishments, institutional establishments, municipal establishments, and community activities in the Borough of New Cumberland.

Bi-Metal Containers: Empty food or beverage container made of steel with a thin plating of tin over the steel.

Borough: Borough of New Cumberland, Cumberland County, Pennsylvania.

Corrugated Paper: A structural paper material with an inner core shaped in rigid parallel furrows and ridges.

Commercial Establishment: A building or buildings used or designed for use for commercial purposes, including, but not limited to wholesale, industrial, manufacturing, transportation, financial or professional services stores, markets, office buildings, restaurants, shopping centers, theaters, or other commercial activities.

Community Activities: Events sponsored in whole or in part by the Borough of New Cumberland or conducted within the Borough of New Cumberland and sponsored privately, which include, but are not limited to fairs, bazaars, socials, picnics, and organized sporting events that will be attended by 200 or more individuals per day.

Composting Facility: A facility for composting vegetative material, including leaves, garden residue and chipped shrubbery and tree trimmings.

Covered Device: As defined in Act 108 of 2010, Covered Device Recycling Act (as amended), a covered computer device and covered television device marketed and intended for use by a consumer.

Dwelling Unit: Room or rooms within a building connected together, constituting a separate independent housekeeping establishment for a single family, for owner occupancy or for rental, lease, or other occupancy.

Glass Containers: Empty food and beverage containers, including jars and bottles, made of clear, blue, green, brown, or amber glass; excludes plate glass, window glass, automotive glass, porcelain, ceramic products, and glass ornaments.

High Grade Office Paper: Bond, copier, letterhead, or mimeograph paper typically sold as “white ledger” paper; includes computer paper.

Industrial Establishment: Any establishment engaged in manufacturing or processing, including but not limited to, factories, foundries, mills, processing plants, refineries, and the like.

Institutional Establishment: An establishment engaged in service, including but not limited to hospitals, nursing homes, orphanages, schools, universities, churches and social or fraternal societies and organizations.

Leaf/Yard Waste: Leaves, garden residues, shrubbery, tree trimmings, and similar materials, but not including grass clippings.

Magazine: A periodical publication containing a collection of articles, stories, photographs, illustrations, and other features usually bound with a paper cover and printed in one or more colors on glossy or chemically coated paper, excluding newsprint and all other paper or fiber materials.

Mixed Paper: Recyclable paper materials including paperboard/boxboard, junk mail, and other designated recyclable paper; excludes corrugated paper, magazines, high grade office paper, and newsprint.

Multi-Family Residential Establishment: A building or buildings under single or multiple ownership and designed as a residence for more than six families living independently of each other and doing their own separate cooking therein, including apartments, townhomes, or condominiums.

Municipal Establishment: Of or pertaining to any office or other property under the control of any branch or arm of the Federal Government of the United State of America, the Commonwealth of Pennsylvania, or any political subdivision of the Commonwealth of Pennsylvania including, but not limited to, the Borough of New Cumberland, any counties, cities, boroughs, and municipal authorities.

Municipal Waste: Any garbage, refuse, industrial lunchroom or office waste and other material, including solid, liquid, semisolid or gaseous material, resulting from the operations of residential, municipal, commercial or institutional establishments and from community activities and sludge not meeting the definition of residential or hazardous waste in the Solid Waste Management Act, Act of July 7, 1980, P.L. 380, No. 97, as amended, 35 P.S. § 6018.101 et seq., from a municipal, commercial or institutional water supply treatment plant, wastewater treatment plant or air pollution control facility. The term does not include source-separated recyclable materials or leaf waste.

Newsprint: Paper distributed at fixed or stated intervals, usually daily or weekly, having printed thereon news and opinions and containing advertisements and other matters of public interest.

Person: An individual, partnership, association, corporation, institution, cooperative enterprise, municipal authority, federal government or agency, state institution or agency or any other legal entity which is recognized by law as a subject of rights and duties. In any

provision of this Ordinance prescribing a fine, imprisonment or penalty or any combination of the foregoing, the term "person" shall include the officers and directors of any corporation or any other legal entity having officers and directors.

Plastic Container: Empty and clean plastic containers that contained food, beverage, cleaning, laundry, and other household products. Includes only rigid containers marked with a recycling symbol and a single number (i.e. 1-7). Examples include soda and water bottles, milk and water jugs, laundry containers, produce and other food containers, and soap bottles; excludes expanded polystyrene containers and plastic containers larger than two gallons such as buckets and laundry baskets.

Recyclable Materials: Those materials specified by the Borough of New Cumberland for collection in accordance with this Ordinance and recycling regulations that may be promulgated from time to time for separation, collection, processing, and recovery as part of a recycling program. These materials include aluminum cans, bi-metal containers, corrugated paper, glass containers, magazines, mixed paper, newsprint, high grade office paper, and plastic containers.

Recycling: The separation, collection, processing, recovery and sale or reuse of recyclable materials, which could otherwise be disposed of or processed as municipal waste.

Recycling Container: A container designated by the property owner or resident for the storage of recyclable materials. A recycling container may be provided by the Borough, property owner, resident or tenant, or the authorized collector. A recycling container must be durable, watertight, and be at least 13-gallons in size and no more than 96-gallons with a label indicating the container is for recyclable materials. The Authorized Collector may stipulate the size of container that must be utilized for collection.

Recycling Facility: A facility employing a process that separates or classifies recyclable materials and creates or recovers reusable materials that can be sold to or reused by a manufacturer as a substitute for or a supplement to virgin raw materials. The term does not include transfer facilities, municipal waste landfills, composting facilities, or resource recovery facilities.

Single-Family Residential Establishment: An occupied dwelling unit for human habitation, except multi-family residential establishment with more than six units. Home occupations incidental to the residential use within a dwelling unit are considered a “residential establishment.”

Source Separation: The separation of recyclable materials and leaf/yard waste from municipal waste at the points of origin for the purpose of recycling.

Section 4: Requirement for collection service.

Subject to the provisions of the Ordinance, all persons in the Borough must arrange with an authorized collector for the separate curbside or similar location collection of recyclable materials and leaf waste. Persons eligible to receive collection service from the Borough must

participate in the Borough sponsored recycling program and utilize the designated Authorized Collector. Persons not eligible to participate in the Borough sponsored recycling program must contract with an authorized collector for the separate collection of recyclable materials and leaf / yard waste.

Section 5: Requirements for Authorized Collectors.

Authorized Collectors shall comply with the following minimum standards and regulations:

- 1) All Recyclable Materials and Leaf/Yard Waste collected within the Borough shall be conveyed by the hauler to a contractually agreed upon recycling facility permitted by the PADEP.
- 2) Any trucks or other vehicles used for the collection and transportation of Recyclable Materials and Leaf/Yard Waste must comply with the requirements of Acts 97 and 101, and any Department regulations adopted pursuant of Act 97 and Act 101.
- 3) All collection vehicles conveying Recyclable Materials and Leaf/Yard Waste shall be watertight and suitably enclosed to prevent leakage, roadside littering, attraction of vectors, the creation of odors and other nuisances.
- 4) Collection vehicles for Municipal Waste, Recyclable Materials, or similar wastes, shall be capable of being enclosed or covered to prevent roadside littering and other nuisances.
- 5) All Recyclable Materials and Leaf/Yard Waste shall be collected and transported so as to prevent public health hazards, safety hazards and nuisances.
- 6) All collection vehicles shall be operated and maintained in a clean and sanitary condition.
- 7) No recycling collection shall be commenced by any person, entity or corporation, including the Borough Authorized Collector, after 6:00 p.m. nor before 6:00 a.m. on the day designated as the recycling collection day, except where conditions beyond the control of the hauler prevent collection.

Section 6: Single-family residential establishment.

- 1) Except as otherwise provided herein, all persons owning or occupying single-family residential establishments shall separate recyclable materials designated in this article from municipal waste. Recyclable materials shall be placed in recycling containers and the recycling containers placed curbside or in another designated location for collection by an authorized collector.
- 2) The following materials must be recycled at single-family residential establishments: aluminum cans, bi-metal containers, corrugated paper, glass containers, high grade office paper, mixed paper, newsprint, plastic containers, and leaf/yard waste. Specific provisions for leaf/yard waste recycling are provided in Section 10.

3) Separate collection of recyclable materials shall be provided by the Authorized Collector. Recyclable materials shall be collected once a week.

4) Requirements for collection.

a. All recyclable materials must be placed in a recycling container separate from municipal waste. Recycling containers may be provided by the Borough, authorized collector, property owner, or resident, as allowed by the authorized collector.

b. Recyclable materials must be prepared to prevent the materials from being blown about or littered on Borough streets or on private property. This may include placement of recyclable materials in recycling containers with latching or closing lids.

c. No persons shall place recyclable materials in containers used for the collection of municipal waste and no municipal waste shall be placed in recycling containers.

d. Containers shall be placed curbside or in another location as designated by an authorized collector for collection. Whenever possible, containers should not be placed on the paved portion of a roadway or sidewalk and in all circumstances containers shall not otherwise obstruct the flow or vision of motorists or pedestrians traveling on adjacent roads, streets, or sidewalks.

e. Containers shall be placed at the curb or in the front yard before 6:00 A.M. prior to the scheduled collection. It shall be unlawful to permit containers to remain at the curbside along a public right-of-way for periods longer than ten (10) hours prior to or following regularly scheduled collection days.

f. Recyclable materials must be clean and dry and prepared according to the requirements of the Borough or authorized collector.

5) Nothing herein shall be deemed to impair the ownership of recyclable materials by the person who generated them unless and until such materials are placed at the curb or similar location for collection by the authorized collector.

Section 7: Multi-family residential establishments.

1) Owners, landlords, or agents of owners or landlords of a multi-family residential establishment must establish a system for source separation, collection, transportation, and recycling of the recyclable materials designated in this article that are generated at multi-family residential establishments. The system must include an appropriate number of labeled recycling containers at easily accessible locations to accommodate the amount of recyclable materials generated at each multi-family residential establishment. The system must also include written instructions to the residents of multi-family residential establishments to inform them of the requirement to recycle and the use and availability of the collection program. The Borough reserves the right to require additional recycling containers if the Borough deems there are insufficient recycling containers to serve residents.

- 2) The following materials are required to be recycled by multi-family establishments at a minimum: aluminum cans, bi-metal containers, corrugated paper, glass containers, high grade office paper, mixed paper, newsprint, plastic containers, and leaf/yard waste. Specific provisions for leaf/yard waste recycling are provided in Section 10.
- 3) Owners, landlords, or agents of owners or landlords of multi-family residential establishments must arrange with an authorized collector for the separate collection, transportation, and recycling of recyclable materials.
- 4) No person shall place recyclable materials in containers used for the collection of municipal waste and no municipal waste shall be placed in containers designated for the collection of recyclable materials.
- 5) Recyclable material collection frequency shall be set by the owner, landlord, or agent of a multi-family residential establishment and the authorized collector, but shall occur no less than once a week. More frequent collection of recyclable materials may be necessary to prevent recycling containers from being overfilled and cause materials to be blown about or littered on Borough streets and on private property.
- 6) Whenever individual Recycling Containers are utilized for Multi-Family Residential Establishments, the owner, landlord, or agent of the property or properties shall ensure occupants are complying with the requirements for collection in Section 6, Paragraph 4.
- 7) Whenever an authorized collector does not directly report to the Borough, the owner, landlord, or agent of multi-family residential establishments must provide a written report to the Borough that lists the authorized collector collecting recyclable materials, the name and address of the property that recyclable materials are collected, the quantity of each type of recyclable material collected by weight, and the name and affiliation of the person submitting the report. Reports shall be submitted annually, on forms furnished by the Borough, 30 days after the close of each calendar year.
- 8) Owners, landlords, or agent of an owner or landlord who comply with the ordinance shall not be liable for the non-compliance of residents.

Section 8: Commercial, institutional, and municipal establishments.

- 1) Owners, landlords, or agents of a commercial, institutional, or municipal establishment must establish a system for source-separation, collection, transportation, and recycling of recyclable materials designated in this article that are generated at each building. The system must include an appropriate number of labeled recycling containers at easily accessible locations to accommodate the amount of recyclable materials generated at each building. It must also include written instructions to the tenants or occupants of commercial, institutional, and municipal establishments to inform them of the requirement to recycle and the use and availability of the collection program. The Borough reserves the right to require additional recycling containers if the Borough deems there are insufficient containers to serve occupants or tenants.

2) At a minimum, the following materials are required to be recycled in commercial, institutional, and municipal establishments: high-grade office paper, corrugated paper, aluminum cans, and leaf/yard waste. Specific provisions for leaf/yard waste recycling are provided in Section 10.3) Owners, landlords, or agents of owners or landlords of a commercial, institutional, and municipal establishments must arrange with an authorized collector for the separate collection, transportation, and recycling of recyclable materials.

4) No persons shall place recyclable materials in containers used for the collection of municipal waste and no municipal waste shall be placed in containers designated for the collection of recyclable materials.

5) Recyclable material collection frequency shall be set by the owner, landlord, or agent of a commercial, institutional, or municipal establishment and the authorized collector, but shall occur no less than once a week. More frequent collection of recyclable materials may be necessary to prevent recycling containers from being overfilled and cause materials to be blown about or littered on Borough streets and private property.

6) Whenever an authorized collector does not directly report to the Borough, the owner, landlord, or agent of a commercial, institutional, or municipal establishment must provide a written report to the Borough that lists the authorized collector collecting recyclable materials, the name and address of the property that recyclable materials are collected, the total quantity of each type of recyclable material collected by weight, and the name and affiliation of the person submitting the report. Reports shall be submitted annually, on forms furnished by the Borough, 30 days after the close of each calendar year.

Section 9: Community activities.

1) The organizers or sponsors of a community activity must establish a system for source separation, collection, transportation, and recycling of aluminum cans, plastic containers, glass containers, corrugated paper, high grade office paper, and leaf waste. Arrangements for the source-separation and collection of these materials shall be the responsibility of the organizers or sponsors.

2) The organizers or sponsors of a community activity must establish a collection system that includes an appropriate number of recycling containers at easily accessible locations to accommodate the amount of recyclable materials generated. Community activity organizers and sponsors must provide signage and/or labels on recycling containers to indicate what recyclable materials are to be source separated by event participants.

3) Organizers or sponsors must arrange with an authorized collector for the collection of recyclable materials.

4) Whenever an authorized collector does not directly report to the Borough, organizers or sponsors of a community activity must provide a written report to the Borough that lists the name of the community activity, the authorized collector collecting recyclable materials, the total quantity, by weight, of each recyclable material collected, and the name and affiliation of the

person submitting the report. Reports are to be submitted to the Borough, on forms furnished by the Borough, no later than 30 days upon the conclusion of the event.

Section 10: Leaf/Yard waste.

1) It is prohibited and will be deemed a violation hereof for any person in the Borough to put or cause to be put leaf/yard waste with municipal waste or recyclable materials. Leaf waste shall be source separated from municipal waste and recyclable materials generated on any property in the Borough and stored on the property, in a separate open container or other method, until collection day. All persons shall comply with guidelines for curbside collection of leaf/yard waste established by the Borough and/or authorized hauler.

2) Nothing herein shall prevent any person from utilizing leaf waste for compost, mulch, or other agriculture, horticulture, or landscaping purposes on the property where the leaf waste is generated.

3) Leaf waste shall be collected curbside or similar location at least once per month; or alternatively, leaf waste shall be collected no less than two times per year (Spring and Fall) and a drop-off location or other collection alternative will be made available that allows persons to drop-off leaf waste for composting at least once per month. All persons in the Borough shall comply with having leaf/yard waste collected curbside or similar location by an authorized collector separate from municipal waste.

4) Whenever an authorized collector does not directly report to the Borough, the owner, landlord, or agent of an owner or landlord of a multi-family residential, commercial, institutional, or municipal establishment must provide a written report to the Borough that lists the authorized collector collecting leaf waste, the name and address of the property that leaf waste is collected, the total quantity, by weight, of leaf waste collected, the name of the composting facility authorized by the State to receive collected leaf waste, and the name and affiliation of the person submitting the report. Reports shall be submitted annually, on forms furnished by the Borough, 30 days after the close of each calendar year.

Section 11: Household hazardous waste, electronic waste, and lead-acid batteries

1) It shall be unlawful for any person to commingle hazardous or residual waste, as defined in Act 101, with municipal waste, recyclable materials, and/or leaf waste or to discard or otherwise dispose of hazardous or residual waste except by disposition in compliance with applicable state and federal laws and regulations. For specific material recycling and disposal requirements, refer to Cumberland County Municipal Waste Management Plan or Pennsylvania Department of Environmental Protection guidelines.

2) It shall be unlawful for any person to commingle a lead acid battery with municipal waste, recyclable materials, and/or leaf waste or to discard or otherwise dispose of a lead acid battery except by delivery to an automotive battery retailer or wholesaler, to a secondary smelter permitted by the U.S. Environmental Protection Agency, or to a collection or recycling facility authorized under the laws of Pennsylvania.

3) In accordance with PA Act 108 of 2010, no person may dispose of a Covered Device or any of its components with municipal waste. This type of waste requires special collection and disposal arrangements. Information on how to recycle Covered Devices may be obtained by the Pennsylvania Department of Environmental Protection.

4) Large and small appliances containing Freon may not be combined with municipal waste. These appliances contain chlorofluorocarbons and Freon that must be removed by a certified professional, and these should be taken to a Freon-certified handler. Freon-containing appliances may include refrigerators, freezers, air conditioning units, dehumidifiers, and water coolers.

Section 12: Prohibitions.

1) Collection by unauthorized persons. From the time of recyclable material placement at the curb or other designated location, it shall be a violation of this article for any person unauthorized by the Borough to collect or pick up recyclable materials and leaf/yard waste. Any and each collection in violation hereof from one or more locations shall constitute a separate and distinct offense punishable as hereafter provided.

2) Burning of recyclable materials and leaf waste. The burning of recyclable materials and leaf waste shall be prohibited at all times in the Borough.

3) Littering/illegal dumping. It is unlawful for any person in the Borough to dump or deposit recyclable materials, leaf waste, municipal waste, or any other refuse on any private or public property or grounds in the Borough.

4) Overfilling containers. Containers of recyclable materials, leaf waste, municipal waste, or any other refuse must not be overfilled to provide for or allow materials to become displaced by natural or manufactured elements.

5) Storing/stockpiling materials. All persons in the Borough are prohibited from storing, processing, or disposing of municipal waste, recyclable materials, and leaf waste on a property except at a facility or in preparation for the collection by an authorized collector as provided herein. Notwithstanding the forgoing, leaf waste may be composted onsite.

6) Public nuisance. It shall be unlawful and a public nuisance for any person to violate, cause or assist in a violation of any provision of this article or violate, cause or assist in the violation of any rule, regulation or resolution promulgated by the Borough pursuant to this Ordinance.

Section 13: Ownership of recyclable materials.

Nothing in this Ordinance or any regulation promulgated pursuant hereto shall be deemed to impair the ownership of recyclable materials by the persons who generated them unless and until separated materials are placed at curbside or similar location and collected by an authorized collector.

Section 14: Rules, regulations, and fees.

The collection of municipal waste, recyclable materials, and leaf waste by authorized collectors and the preparation of municipal waste, recyclable materials, and leaf waste by property owners

and residents of the Borough shall be made in compliance with any regulations that may be adopted by the Borough Council of the Borough of New Cumberland to carry out the intent and purpose of this Ordinance. Such rules, regulations, and fees for services shall be approved by resolution of the Borough Council and, when so approved, shall have the same force and effect as the provisions of this article. Said rules, regulations, or fees for services may be amended, modified or repealed by resolution of the Borough Council.

Section 15: Violations and penalties.

1. Any person who violates any of the provisions of this Ordinance shall, upon conviction thereof before a Magisterial District Judge, be fined not more than \$1,000, plus costs of prosecution, including reasonable attorney's fees, incurred by the municipality and, in default of payment of such fine and costs be imprisoned for not more than 30 days. Each day that a violation of each Section continues, which shall be found to have been violated continues in effect shall be deemed a separate violation. No judgment shall be imposed until the District Justice imposes the date of determination of a violation. If the defendant neither pays nor timely appeals the judgment, the municipality may enforce the judgment pursuant to the applicable rules of civil procedure.

2. Private haulers that violate any provision of this Ordinance may be reported to the Pennsylvania Department of Environmental Protection by the municipality and may be subject to the revocation of the Commonwealth's authorization to transport municipal waste, as described in the amended Waste Transportation Safety Program, 27 Pa.C.S.A. §6201 et seq.

Section 16: Enforcement.

The Code Enforcement Official, the Property Maintenance Officers, Borough police officers, and other appointed Borough officials are hereby individually and severally empowered to enforce the provisions of this Ordinance. An inspection may consist of sorting through containers and opening of solid waste bags to detect, by sound or sight, the presence of any recyclable material. An inspection may also consist of sorting through containers and opening of recyclable material containers to detect, by sound or sight, the presence of any solid waste.

Section 17: Injunctions; concurrent remedies.

1. In addition to any other remedy provided in this Ordinance, the Borough of New Cumberland may institute a suit in equity where unlawful conduct or public nuisance exists as defined in this Ordinance for an injunction to restrain a violation of this Ordinance. In addition to an injunction, the court may impose penalties as authorized by other rules, regulations, or Ordinances of the Borough.

2. The penalties and remedies prescribed by this Ordinance shall be deemed concurrent. The existence or exercise of any remedy shall not prevent the Borough of New Cumberland from exercising any other remedy provided by this Ordinance or otherwise provided at law or equity.

Section 18: Construal of provisions.

The terms and provisions of this article are to be liberally construed so as best to achieve and to effectuate the goals and purposes hereof.

Section 19: Severability.

The provisions of this Ordinance are severable, and if any sections, sentences, clauses, parts, or provisions thereof shall be held 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 the Borough Council that this Ordinance would have been adopted as if such illegal, invalid, or unconstitutional, sections, sentences, clauses, parts, or provisions had not been included therein.

Section 20: Repealer.

Ordinance #522 and any ordinance and or parts of ordinances that are inconsistent herewith are hereby repealed.

Section 21: Immediate Effect.

This Ordinance shall take effect immediately upon its adoption.

ORDAINED AND ENACTED into an Ordinance this 14th day of February, 2024.

Borough Council of the Borough of
New Cumberland

BY: _____

Donald Kibler, President

ATTEST: _____

Nathaniel J. Dysard, Secretary

APPROVED by the Mayor this day of February, 2024.

BY: _____

Joan Erney, Mayor