

ORDINANCE NO. 1150

AN ORDINANCE OF THE BOROUGH OF TYRONE, A HOME RULE MUNICIPALITY, SETTING FORTH DEFINITIONS; PROHIBITING LITTER IN PUBLIC PLACES; PROHIBITING LITTER IN GUTTERS; PROHIBITING LITTER FROM VEHICLES; PROHIBITING VEHICLES FROM CAUSING LITTER; PROHIBITING LITTER IN PUBLIC WATERS; PROHIBITING LITTER ON PRIVATE PREMISES; PROHIBITING LITTER ON VACANT LOTS; PRESCRIBING PROCEDURES TO PLACE LITTER IN RECEPTACLES; PRESCRIBING PENALTIES FOR VIOLATION; AND ESTABLISHING AN EFFECTIVE DATE.

The Borough of Tyrone hereby ordains the following:

SECTION 1. DEFINITIONS.

The following terms, phrases, words and their derivations shall have the following meanings unless the context clearly indicates otherwise.

BOROUGH - The Borough of Tyrone in the County of Blair, Commonwealth of Pennsylvania.

GARBAGE- Animal and vegetable waste resulting from the handling, preparation, cooking and consumption of food.

LITTER - Garbage, refuse and/or rubbish, as defined herein, and all other waste material which, if thrown or deposited as herein prohibited, tends to create a danger to public health, safety and welfare or create unsightliness.

PARK - A park, reservation, playground, beach, recreation center or any other public area in the Borough owned or used by the Borough in both active or passive recreation.

PERSON - Any person, firm, partnership, association, corporation, company or organization of any kind.

PRIVATE PREMISES- Any dwelling, house, building or other structure designed or used, either wholly or in part, for private residential purposes, whether inhabited or temporarily or continuously uninhabited or vacant, and includes any yard, ground, walk, driveway, porch, steps, vestibule or mailbox belonging or pertinent to such dwelling house, building or other structure and/or any store or building or group thereof, including shopping centers, shopping plazas and other similar places, wherein mercantile activities and services are offered to the public and includes all parking areas thereto and/or any premises used for industrial purposes.

PUBLIC PLACE - Any and all streets, sidewalks, boulevards, alleys or other publicways, and any and all public parks, squares, spaces, grounds and buildings.

REFUSE - All putrescible and non-putrescible solid waste (except body waste), including paper, plastic, garbage, rubbish, ashes, street cleanings, dead animals, abandoned automobiles and solid municipal and industrial waste.

RUBBISH - Non-putrescible solid waste consisting of both combustible and noncombustible waste, such as yard clippings, leaves, wood, glass, bedding, crockery, roof shingles, other construction/demolition debris and similar materials.

VEHICLE - Every device in, upon or which any person or property is or may be transported or drawn upon a highway, including devices used exclusively upon stationary rails or tracks.

SECTION 2. PROHIBITION OF LITTERING.

It shall be unlawful for any person to:

- (a) Litter in Public Places. No person shall deposit or throw litter in or upon any street, sidewalk or other public places within the Borough except in public or private receptacles specifically designated for the collection of litter.
- (b) Litter in Gutters. No person shall sweep or deposit in any gutter, street or other public place within the Borough the accumulation of litter from any building or litter from any public place or private premises.
- (c) Litter from Vehicles. No person while a driver or a passenger in a vehicle shall throw or deposit litter upon any street or public place within the Borough or upon private premises.
- (d) Vehicles Causing Litter. No person shall drive or move any vehicle within the Borough unless such vehicle is so constructed or loaded as to prevent any load, contents or litter from being blown or deposited upon any street, alley or other public place; nor shall any person drive or move any vehicle within the Borough, the wheels or tires which carry onto or deposit on any street, alley or other public place any mud, dirt, sticky substance, litter or matter of any kind.
- (e) Litter on Public Waters. No person shall throw or deposit litter in any fountain, pond, lake, stream, bay or any other body of water in a park or elsewhere in the Borough.