

BOROUGH OF VANDERGRIFT

109 Grant Avenue
Vandergrift, PA 15690
(724) 567-7818

APPLICATION/PERMIT FOR DUMPSTER

DATE: _____

NAME OF APPLICANT: _____

ADDRESS: _____

TELEPHONE NO: _____

LOCATION REQUESTED FOR DUMPSTER:

DATE FOR USE: _____

FOUR (4) REFLECTORS REQUIRED ON EACH SIDE OF DUMPSTER

DUMPSTER WHEELS MUST BE PLACED ON 3/4" THICK WOOD SO AS NOT TO
DAMAGE ROAD SURFACE.

THIS APPLICATION MUST BE APPROVED BEFORE PLACEMENT OF DUMPSTER

APPROVED BY: _____
JOSEPH M. CAPORALI,
CHIEF OF POLICE

DATE APPROVED: _____

**BOROUGH OF VANDERGRIFT
ORDINANCE 4 OF 2010**

AN ORDINANCE OF THE BOROUGH OF VANDERGRIFT, COUNTY OF WESTMORELAND AND COMMONWEALTH OF PENNSYLVANIA, ESTABLISHING REGULATIONS CONCERNING THE USE OF DUMPSTERS WITHIN THE BOROUGH OF VANDERGRIFT, EXCEPTIONS TO THE REGULATIONS, THE REQUIREMENT OF A DUMPSTER PERMIT AND PENALTIES FOR VIOLATIONS OF THE ORDINANCE.

WHEREAS, the Council of the Borough of Vandergrift has determined that dumpsters used primarily to receive construction waste and debris and which are placed on Borough streets and state highways cause damage to the streets if not properly placed and constitute a hazard to vehicular traffic if not equipped with reflectors and/or flashing lights;

NOW THEREFORE, the Borough Council does hereby **ORDAIN** and **ENACT**, immediately upon enactment and execution of the same, the following amendment:

SECTION I – DEFINITIONS

As used in the Ordinance, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

- A. **DUMPSTER** – a metal storage receptacle, covered upon transport, used to temporarily store debris, garbage, recycling materials and which is periodically emptied at the site or which is removed from the location to a dump site or recycling center upon completion of the construction or, in the case of recycling, on a defined schedule or when the dumpster is full, whichever occurs first.
- B. **PERSON** – any natural person, association, partnership, firm or corporation.

SECTION II – PERMIT REQUIRED (FEE)

1. No person shall place a dumpster within the Borough of Vandergrift without first obtaining from the Borough Office an application for a permit, completing, submitting the same and paying the fee established. Before a permit is issued and dumpster is placed, review of location by Police will be required. The initial fee

shall be \$10.00 per dumpster, and may be increased from time to time by resolution of Council, which shall be for the use of the borough. Permit will be approved or rejected within five (5) working days of application. No dumpster shall be placed on any part or portion of a public street without a permit.

2. *Duration of Use.*

- i. *Dumpster.* The permit for a dumpster shall be of a three (3) week duration. If the applicant requires additional time, a second permit can be obtained for up to three (3) additional weeks and a second permit fee paid; provided however, that, if during the initial three (3) week term, the original dumpster is removed, a new dumpster must be placed in the same location subject to the same requirements as identified in this Ordinance, a new permit application, will be required subject to the time requirements as set forth in this Ordinance for review of the site location by the Borough. No more than two permits shall be issued by the Borough for dumpster(s) placed upon Borough streets and state highways. After expiration of the second permit, the dumpster shall be removed from the Borough.

SECTION III – REQUIREMENTS FOR DUMPSTERS PLACED UPON STREETS

1. The following requirements shall apply to any dumpsters placed upon streets in the Borough:
 - A. Reflectors shall be placed upon all four (4) sides of the dumpster, each side containing a minimum of four (4) reflectors to make the dumpster visible at night;
 - B. Each of the dumpster rollers or wheels (if any) must be placed upon a wood pad at least $\frac{3}{4}$ of an inch in thickness so as not to damage the road surfaces in the Borough;
 - C. Size of dumpster will be determined by the contractor or property owner with the approval by the Police;
 - D. Any dumpster that is located partially on a public street or highway and partially on the Borough right-of-way, i.e., curb area and/or area between the sidewalk and the curb, shall be evaluated before and after movement of the dumpster onto said area and any damage to any curbage shall be assessed as against the permittee. Any permittee shall take appropriate care and caution to avoid any

and all damage to any curbs or public portions of the roadway or curbage and/or public right-of-way of the Borough of Vandergrift.

SECTION IV – PENALTIES

1. Any person who shall violate any provision of this Ordinance shall, upon conviction thereof, be sentenced to pay a fine not exceeding \$600.00 plus costs, and in default of payment, of said fine and costs, to a term of imprisonment not to exceed thirty (30) days. Any expense or cost for any damage to any portion of the roadway and/or curbage and/or Borough right-of-way, may be assessed by the Borough in the form of restitution if an action is commenced for any violation of this Ordinance; provided however, that the Borough reserves the right to seek any and all additional means as deemed necessary by the Borough, including lienage of any property in order to secure payment for damage as identified in this Ordinance.
2. Each day that a violation of this Ordinance continues shall constitute a separate offense.

SECTION V – EFFECTIVE DATE

This Ordinance shall be effective immediately.

ORDAINED AND ENACTED into law this 6th day of July, 2010, by the Council of the Borough of Vandergrift, Westmoreland County, Pennsylvania.

BOROUGH OF VANDERGRIFT

BY: Brian J. Carricato
BRIAN J. CARRICATO,
Council President

ATTEST:

Stephen J. DelleDonne (SEAL)
STEPHEN J. DELLEDONNE,
Borough Secretary

APPROVED:

Louis E. Purificato
LOUIS E. PURIFICATO, Mayor