

Borough of Carlisle

ORDINANCE NO. 2259

AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF CARLISLE AMENDING CHAPTER 120 TO ESTABLISH A FEE FOR THE NONRESIDENTIAL USE OF THE YARD WASTE AND COMPOSTING FACILITY.

WHEREAS, Pennsylvania Act 101 of 1988 authorized municipalities to operate facilities for the collection and processing of yard waste for purposes of reducing yard waste disposed at landfills and permit reuse of organic material; and

WHEREAS, the Borough of Carlisle (the “Borough”) owns and operates a compost facility in North Middleton Township (the “yard waste facility”) that accepts, processes and composts yard waste generated from residential properties in the Borough; and

WHEREAS, Borough Council believes that for purposes of economic sustainability and to offset the high operating costs associated with the yard waste facility, it is appropriate to allow the use of the yard waste facility by nonresidential users and to charge a reasonable fee therefor.

NOW THEREFORE, it is hereby ENACTED AND ORDAINED by the Borough Council of the Borough of Carlisle, Cumberland County, Pennsylvania, as follows:

SECTION 1: Chapter 120 [Fees] of the Code of the Borough of Carlisle is hereby amended as follows:

A. Section 120-43 of Article III is hereby renumbered and designated as Section 120-44 of Article III.

B. Section 120-43 of Article II is hereby established to provide as follows:

§120-43. Fee For Nonresidential Use of the Yard Waste and Composting Facility.

A nonresidential use fee of \$800 for use of the Borough’s North Middleton Township yard waste and composting facility is hereby established, which fee shall be applicable on an annual basis, for the unlimited use of such facility during hours of normal operation.

SECTION 2: The provisions of this Ordinance shall be severable. If any of its provisions shall be held to be unconstitutional, illegal or otherwise invalid, that decision shall not affect the remaining provisions of this Ordinance or any other provision, section, article or chapter of the Code of the Borough of Carlisle.

SECTION 3: This Ordinance shall become effective on January 1, 2017.

ENACTED AND ORDAINED this 10th day of November, 2016.

ATTEST:

BOROUGH OF CARLISLE

Joyce E. Stone, Secretary

Timothy A. Scott, Mayor

(Borough Seal)