

TOWNSHIP OF SPRING
BERKS COUNTY, PENNSYLVANIA
ORDINANCE NO. 457

AN ORDINANCE OF THE TOWNSHIP OF SPRING, BERKS COUNTY, PENNSYLVANIA AMENDING PART 4 - YARD RESIDUALS AND COLLECTION FACILITY OF CHAPTER XII, "GARBAGE, REFUSE, SOLID WASTE, AND RECYCLING," OF THE CODE OF ORDINANCES OF THE TOWNSHIP OF SPRING, AS AMENDED, TO: ADD AND AMEND DEFINED TERMS; PROVIDE SPECIFIC REGULATIONS FOR THE GOOSE LANE COLLECTION FACILITY AS SPECIFIED BY SECTION 403(B), INCLUDING BUT NOT LIMITED TO THE ISSUANCE, PAYMENT FOR AND USE OF ACCESS CARDS FOR ENTRY THERETO; CLARIFY THE YARD RESIDUAL PERMITTED AT ANY COLLECTION FACILITY; SET THE HOURS OF OPERATION FOR THE GOOSE LANE COLLECTION FACILITY; ALLOW SUBSEQUENT REGULATIONS OF ANY COLLECTION FACILITY VIA ADOPTED RESOLUTION; AND STATE THAT EACH INSTANCE OR DAY OF VIOLATION SHALL CONSTITUTES A SEPARATE OFFENSE.

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Supervisors of the Township of Spring, Berks County, Pennsylvania, and it is hereby **ORDAINED** and **ENACTED** by the authority of the same, as follows:

SECTION 1. Section 402, "Definitions," within Part 4 - Yard Residuals Collection Facility of Chapter XII, "Garbage, Refuse, Solid Waste, and Recycling," of the Code of Ordinances of the Township of Spring, as amended, is hereby amended to add or amend the following defined terms:

"Access Card" – A computerized card used to operate the gate at the yard residuals collection facility.

"Commercial Landscaper" – Any individual, company, or entity, including Contractors, skilled in the development and decorative planting of gardens and grounds, and/or any individual, company, or entity offering or performing services relative to the maintenance of yards or grounds in exchange for money or other consideration.

"Contractor" – Any individual, company, or entity that undertakes, offers to undertake, or agrees to perform maintenance, improvement, new construction, remediation, or renovation services with regard to commercial, residential, industrial, or public buildings, structure, and/or other improvements. The term includes subcontractors or independent contractors.

SECTION 2. Part 4 - Yard Residuals Collection Facility of Chapter XII, "Garbage, Refuse, Solid Waste, and Recycling," of the Code of Ordinances of the Township of Spring, as amended, is hereby amended to add the following:

SECTION 404.1. Regulations for Goose Lane Collection Facility.

(A) For purposes of this Subsection only, the following terms shall have the meanings defined below:

"Leaf Waste" – Leaves, garden residues, shrubbery and tree trimmings, and similar material, but not including grass.

"Yard Waste" – Leaves, grass clippings, garden residue, tree trimmings, chipped shrubbery and other vegetative material. This term does not include construction, renovation, and demolition wastes, municipal, solid, residual, municipal, or hazardous waste.

(B) Use of the Goose Lane Collection Facilities as specified by Section 403(B) shall be subject to the following regulations:

a. An Access Card must be obtained from the Township to enter and use the Collection Facility by presenting a driver's license (or, in the case of a nonresident landowner, a tax bill) and paying a fee of Twenty Dollars (\$20.00) for initial issuance, and Ten Dollars (\$10.00) for renewal of the same annually. The Board of Supervisors of the Township may amend the fees from time to time via resolution.

b. Only one (1) Access Card will be issued per household. An Access Cards shall not be given to anyone outside of such household to whom it was issued. Lost or damaged Access Cards must be reported to the Township. A replacement Access Card will thereafter be issued by presenting a driver's license (or, in the case of a nonresident landowner, a tax bill) and paying a fee of Twenty Dollars (\$20.00).

c. All Yard Waste and Leaf Waste material shall be deposited directly into an area indicated by signage or into appropriate dumpsters, if provided.

d. Only Yard Waste, Leaf Waste, and mixed paper materials shall be accepted at the Goose Lane Collection Facility.

e. Only residents/property owners of the Township may purchase an Access Card to use the Goose Lane Collection Facility.

f. Commercial Landscapers, Lawn Mowing Companies, Contractors, and other similar entities are prohibited from using the Collection Facility.

g. Only Class I, II, and III vehicles may access the Goose Lane Collection Facility, except that dual rear-wheel pickup trucks are permitted to the extent that they otherwise do not qualify as Class III vehicles. Class IV vehicles and above, including, without limitation, work and dump trucks, stake body trucks, panels, and other similar vehicles, are

strictly prohibited. For purposes of this section, "classes" of vehicles shall be those as set forth in Appendix C (Vehicle Types) of the National Highway Administration's annual Traffic Monitoring Guide, as may be amended from time to time. Dump trailers, if used by Commercial Landscapers, Lawn Mowing Companies, and/or Contractors, are strictly prohibited.

(C) The regulations in Section 404.1(B) above supersede any and all inconsistent regulations in Section 404 but only with respect to the Goose Lane Collection Facility as specified by Section 403(B).

SECTION 3. Subsection (C) of Section 404, "Regulations," within Part 4 - Yard Residuals Collection Facility of Chapter XII, "Garbage, Refuse, Solid Waste, and Recycling," of the Code of Ordinances of the Township of Spring, as amended, is hereby amended as follows:

Only Yard Residuals shall be accepted at the Collection Facility. No other type of construction, renovation, and/or demolition wastes, recyclable material, rubbish, residual, trash, waste, municipal solid waste, hazardous waste, garbage, other refuse, sod, dirt, stones, grass, broken concrete, bricks, other masonry, whole trees, landscape logs, railroad ties, stumps, metal of any kind, or other similar waste material to the aforementioned is accepted at the Collection Facility.

SECTION 4. Subsection (F) of Section 404, "Regulations," within Part 4 - Yard Residuals Collection Facility of Chapter XII, "Garbage, Refuse, Solid Waste, and Recycling," of the Code of Ordinances of the Township of Spring, as amended, is hereby amended as follows:

The hours of operation for the Reedy Road Collection Facility as specified by Section 403(A) shall be from 6:00 a.m. through 9:00 p.m., May 1 through September 30, and 6:00 a.m. through 7:00 p.m., October 1 through April 30. The hours of operation for the Goose Lane Collection Facility as specified by Section 403(B) be from 7:00 a.m. through 8:00 p.m., April 1 through October 31, and 7:00 a.m. through 6:00 p.m., November 1 through March 31. Any dates and times herein are modifiable by the Board of Supervisors of the Township via resolution.

SECTION 5. Section 404, "Regulations," within Part 4 - Yard Residuals Collection Facility of Chapter XII, "Garbage, Refuse, Solid Waste, and Recycling," of the Code of Ordinances of the Township of Spring, as amended, is hereby amended to add the following:

(H) The Township shall have the power to adopt additional rules and regulations for any Collection Facility via resolution.

SECTION 6. Section 405, "Penalties," within Part 4 - Yard Residuals Collection Facility of Chapter XII, "Garbage, Refuse, Solid Waste, and Recycling," of the Code of Ordinances of the Township of Spring, as amended, is hereby amended as follows:

Any person, firm or corporation who shall violate any provision of this article shall, upon conviction, be subject to a penalty of not less than One Hundred Dollars (\$100.00) nor more than Six Hundred Dollars (\$600.00), plus costs of prosecution. Each instance or day of violation constitutes a separate offense.

SECTION 7. SEVERABILITY. The provisions of this Ordinance are severable. If any of its provisions, terms or clauses are for any reason declared invalid, illegal or unconstitutional, such invalidity, illegality or unconstitutionality shall not affect or impair any of the remaining provisions of this Ordinance. It is hereby declared to be the intent of the Board of Supervisors of Spring Township that this Ordinance would not have been adopted had each invalid, illegal or unconstitutional provision not been included herein.


SECTION 8. REPEALER. All ordinances or parts of ordinances conflicting with the provisions of this Ordinance are hereby repealed insofar as they are inconsistent with this Ordinance.

SECTION 9. EFFECTIVE DATE. This Ordinance shall become effective five (5) days from the date of enactment.


DULY ENACTED AND ORDAINED this 10th day of October, 2023.

**BOARD OF SUPERVISORS
TOWNSHIP OF SPRING
BERKS COUNTY, PENNSYLVANIA**


George W. Stuck III, Chairman


Michael E. Kocher, Vice Chairman


Patti J. Smith


Jesse D. Royer



Michael S. Wertz

Attest: 
Mary L. Rossi, Secretary

{SEAL}

MUNICIPAL CERTIFICATION

I, Mary L. Rossi, Secretary of Spring Township, Berks County, Pennsylvania, do hereby certify that the foregoing Ordinance No. 457 was advertised in, the *Reading Eagle*, a daily newspaper of general circulation in Spring Township on 9/29, 2023 and was duly enacted and approved as set forth at a regular meeting of the Board of Supervisors held on 10-10-23, 2023.



Mary L Rossi, Secretary