

ORDINANCE NO. 2021- 18
AN ORDINANCE OF THE TOWNSHIP OF FALLS, BUCKS COUNTY,
PENNSYLVANIA, AMENDING CHAPTER 180, "RECYCLING," TO PROHIBIT THE
BURNING OF RECYCLABLE MATERIAL

WHEREAS, Falls Township is a township of the second class, organized and operating in accordance with the laws of the Commonwealth of Pennsylvania, and

WHEREAS, pursuant to the Second Class Township Code of the Commonwealth of Pennsylvania, the Board of Supervisors of Falls Township ("Board of Supervisors") has the authority to enact, amend and repeal provisions of the Falls Township Code ("Code") at any time it deems proper; and

WHEREAS, the Board of Supervisors has determined, after consultation with the Pennsylvania Department of Environmental Protection, that it is in the best interests of the residents of the Township of Falls to enact an Ordinance to prohibit the burning of recyclable material, as defined by the Code.

NOW, THEREFORE, be it, and it is hereby ORDAINED by the Board of Supervisors of Falls Township, Bucks County, Pennsylvania, and it is hereby ENACTED and ORDAINED by authority of same as follows:

Section 1. The Code of Township of Falls shall be amended at Chapter 180 – "Recycling," as set forth in Exhibit "A" hereto, wherein the addition of new language is indicated by an underline and the removal of existing language is indicated by a ~~striketrough~~.

Section 2. All provisions of the Code of Ordinances of Falls Township and the Falls Township Zoning Ordinance unaffected by this Ordinance are declared to be in full force and effect. Any provisions of the Code of Ordinances of Falls Township and the Falls Township Zoning Ordinance inconsistent with the provisions of this Ordinance are hereby repealed to the extent of the inconsistency.

Section 3. The provisions of this Ordinance are declared to be severable and, should any portion, part or provision of this Ordinance be found by a court of competent jurisdiction to be invalid, unenforceable or unconstitutional, the Board of Supervisors hereby declares its intent

that the Ordinance shall have been enacted without regard to the invalid, unenforceable, or unconstitutional portion, part or provision of this Ordinance.

Section 4. This Ordinance shall become effective five (5) days after enactment by the Board of Supervisors of Falls Township.

ORDAINED AND ENACTED this 20 day of December, 2021.

FALLS TOWNSHIP
BOARD OF SUPERVISORS

By:  _____
Chairman

ATTEST:
 _____, Secretary

EXHIBIT A

CHAPTER 180 – Recycling

§180-10. Burning prohibited.

It shall be unlawful to burn, or cause to be burned, or to permit the burning of, any aluminum products, bimetal containers, ferrous containers, glass, magazines and periodicals, newspaper, plastic containers, or other recyclable material in or on any public or private property, vacant or occupied, within Falls Township.

This section shall not apply to any solid waste or waste-to-energy facility operating lawfully within the RR Resource Recovery District pursuant to Falls Township Code § 209-32.2, provided that the facility is complying with an operating plan approved and permitted by the Department of Environmental Protection as outlined in Title 25, Chapter 283 of the Pennsylvania Code.