

**BOROUGH OF FREEPORT**  
**ARMSTRONG COUNTY, PENNSYLVANIA**  
**ORDINANCE NO. 391**

**AN ORDINANCE OF THE BOROUGH OF FREEPORT, COUNTY OF ARMSTRONG,  
COMMONWEALTH OF PENNSYLVANIA, ESTABLISHING PERMITTING OF DUMPTERS AND POD  
UNITS IN THE BOROUGH OF FREEPORT.**

**Section 1.** Dumpsters and PODs have become an issue, especially when they are placed on Borough streets and in parking spaces. Parking is limited in the Borough, and therefore is at a premium. This Registration and Permit for Dumpsters and PODs shall apply to all non-annual dumpsters that are placed at Borough businesses.

**Section 2. RESIDENTIAL**

All Borough residents shall apply for a permit through the Borough Code Enforcement Office. Residential Dumpster/POD Permits for Borough Residents are valid for 14 days. A \$25 Deposit is required and will be returned when the dumpster is removed and you contact the Borough. A \$5 per day fee will be imposed for each day after 14 days the dumpster remains on-site.

**Section 3. COMMERCIAL**

All commercial projects, including but not limited to, home flips/rehabs done by a contractor, shall apply for a permit through the Borough Code Enforcement Office. Commercial Dumpster/Pod Permits are required for all constructions sites and commercial use that does not conform to the annual dumpster rentals in the Borough and are valid for 30 days. A \$100 deposit is due with the application; \$50 as a deposit and \$50 as an application fee. A \$25 per day fee will be imposed for each day after the 30 days the dumpster remains on-site.

**Section 4. REGULATION**

The following rules shall apply to all dumpster located in the Borough:

- Do **NOT** overfill the dumpster.
- Do **NOT** place items on the ground around the dumpster or pod.

- The Dumpster or Pod **shall** be placed off-street, if possible.
- On-Street placement **shall NOT** be placed over any sewer, manhole, water valve, etc.
- On-Street placement **shall** contain reflective markings or traffic indicators.
- All food or odor causing waste **must** be in sealed bags prior to placement in a dumpster or stored in a pod.

#### **Section 5. PERMIT REQUIREMENTS**

All permits must be obtained prior to placing a dumpster. Failure to obtain a permit prior to placing a dumpster shall be a violation and reason to revoke any other permits for the project.

#### **SECTION 6. SEVERABILITY**

The provisions of this Ordinance shall be severable and, if any of the provisions hereof shall be held to be invalid or unenforceable, the remaining provisions of this Ordinance shall remain in effect.

#### **SECTION 7. REPEALER**

All Ordinances or parts of Ordinances conflicting with any of the provisions of this Ordinance are hereby repealed insofar as some affect this Ordinance. This Ordinance shall become effective immediately.

#### **SECTION 8. LIABILITY**

A person utilizing or maintaining an outdoor fire shall be responsible for all fire suppression costs and any other liability resulting from damage caused by the fire as well as costs associated with the emergency response.

#### **SECTION 9. RIGHT OF ENTRY AND INSPECTION**

The Code Enforcement Officer or his/her designee or authorized officer, agent, employee or representative of Freeport Borough who presents credentials may inspect any property for the purpose of ascertaining compliance with the provisions of the Ordinance.

#### **SECTION 10. ENFORCEMENT AND PENALTIES**

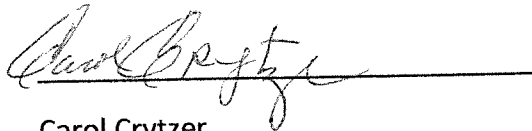
The action of any person, firm, association, partnership, corporation, or governmental entity who fails to violate this Ordinance shall be considered committing a summary offense and disorderly and fined not less than \$25.00 and not more than \$1,000.00 per occurrence. These fees may be adjusted from time to time by Resolution by Borough Council and advertised on the Annual Fee Schedule.

**SECTION 10. REPEALER AND EFFECTIVE DATE**

All Ordinances or parts of Ordinances conflicting with any of the provisions of this Ordinance are hereby repealed insofar as some affect this Ordinance. This Ordinance shall become effective immediately.

ORDAINED AND ENACTED THIS 1st DAY OF February, 2021.

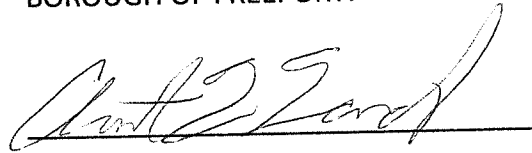
ATTEST:



Carol Crytzer

Secretary, Borough of Freeport

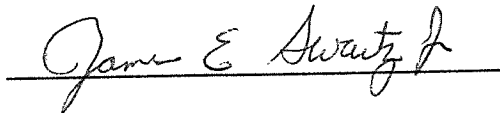
BOROUGH OF FREEPORT:



Clint Warnick,

President, Borough Council

APPROVED AS TO FORM:



James E. Swartz Jr.

Mayor, Borough of Freeport