

# Borough of Downingtown

Municipal Government Center  
4 West Lancaster Avenue  
Downingtown, PA 19335  
610-269-0344  
Fax: 610-269-1580

## DUMPSTER/STORAGE UNIT APPLICATION

<b>PROPERTY ADDRESS:</b>	
Applicant Name:	
Applicant Address:	
Phone: (    )	Email:
<b>Name of Property Owner:</b>	

<b>Will dumpster/storage unit be placed:</b>		
<input type="checkbox"/> On driveway or other off-street parking area	<input type="checkbox"/> On Street	<input type="checkbox"/> Other (describe) _____
<b>Will dumpster/storage unit be placed:</b>	Front of Property <input type="checkbox"/>	Rear of Property <input type="checkbox"/>
<b>Size of dumpster/storage unit:</b> _____		
Anticipated date that dumpster/storage unit will be placed and removed: _____		
Will a chute or similar device or object be constructed or utilized?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Have building permits been issued for this project?	Yes <input type="checkbox"/>	No <input type="checkbox"/> N/A <input type="checkbox"/>
_____	_____	_____
Applicant Signature	Date	
<b><u>For Borough Use Only</u></b>		
<b>\$20.00 fee:</b>	<input type="checkbox"/> check	<input type="checkbox"/> cash <input type="checkbox"/> credit card
Approved by Police Dept.	_____	Date: _____
Approved by Codes Dept.	_____	Date: _____
Permit #:	_____	Permit Valid Through: _____

**Ordinance No. 2009-**

**Borough of Downingtown  
Chester County, Pennsylvania**

**AN ORDINANCE FOR THE BOROUGH OF DOWNINGTOWN  
REGULATING THE USE AND OPERATION OF DUMPSTERS  
WITHIN THE BOROUGH**

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED** by the Borough of Downingtown, Chester County, Pennsylvania and it is hereby enacted by the authority of the same, as follows:

**SECTION 1, DEFINITIONS:**

A "Dumpster" is defined to mean and include, but not limited to, a large bin, a storage container, a construction site hamper, a refuse container, and roll-off boxes, utilized for the storage of debris, trash, lumber, demolition materials, and other repair, rehab and/or construction related refuse and/or waste; generally temporary in purpose and nature; and not permanent; usually attendant to a home repair, building construction or rehabilitation and/or demolition purposes. Dumpsters permanently located on private property and not positioned in the Borough's right of way, alleyway, or street are excluded from the Permit Fees of this Ordinance only.

**SECTION 2, SECURING OR PERMITS:**

All dumpster companies or homeowners if no company is involved are responsible for securing the appropriate right of way and public use permit required by the Borough of Downingtown. This permit is to be secured prior to the commencement of any work on a specific project from the Borough Secretary on forms provided by Borough. Permits will remain valid for an initial period of ten (10) days. Permits may be extended for valid cause after review by the issuing authority for an additional, reasonable period determined by the building code official and upon payment of extension fees. A single permit will cover the replacement of dumpsters if more than one is required during the duration of the permit.

**SECTION 3, LIABILITY:**

The dumpster company and the dumpster contractor (or homeowners, if no contractor has been engaged to perform services or work) will be responsible for any and all damage to streets, sidewalks, curbs, the public right of way and any public improvements which

results from the placement, service, operation, use or removal of the container.

Dumpsters are to be emptied when full and kept in a safe, secure and sanitary condition, free of pests and vermin.

Dumpsters are to be kept covered and doors must be closed during non-use hours.

The permittee shall assume all risk of damage, and the Borough shall not be liable for any damage, to the waste dumpster or street storage when the Borough is plowing snow, maintaining the street or other facilities within the street or performing other public functions.

The Borough may at the expense of the owner or lessee of the property or the permittee cause the removal of a waste dumpster or street storage.

#### **SECTION 4, FEES:**

Fees for the initial permit will be \$20.00 dollars per container/dumpster. These fees may be adjusted from time to time by Resolution of Borough Council. In addition, whenever an extension is granted, a fee of \$15.00 will be assessed for each extension.

#### **SECTION 5, PENALTIES:**

Any person or entity who violates any provision of this Ordinance, shall upon conviction thereof, be sentenced to pay a fine not exceeding \$1,000.00, plus costs, and in default of payment of such fine and costs be subject to imprisonment for not more than thirty (30) days for each offense.

#### **SECTION 6, REPEATER:**

All ordinances or parts of ordinances inconsistent herewith are to the extent of such inconsistency hereby repealed.

#### **SECTION 7, Severability:**

If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or parts hereof. It is hereby declared as the intent of the Borough Council that this Ordinance would have been

adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

**SECTION 8, Effective Date:**

This Ordinance shall become effective five days after enactment as provided by law.

ENACTED by the Borough Council of the Borough of Downingtown this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

ATTEST:

\_\_\_\_\_  
Stephen T. Sullins  
Manager

\_\_\_\_\_  
Anthony J. Madiro, Jr.  
President, Borough Council  
Borough of Downingtown

Approved by the Mayor, this \_\_\_\_\_ day of \_\_\_\_\_, 2009.