

**BOROUGH OF MOUNT PENN  
BERKS COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 784**

**AN ORDINANCE OF THE BOROUGH OF MOUNT PENN,  
BERKS COUNTY, PENNSYLVANIA, AMENDING ORDINANCE NO. 775,  
CHAPTER 13, PART 4, DUMPSTERS OR PORTABLE STORAGE CONTAINERS**

**BE IT ENACTED AND ORDAINED** by the Council of the Borough of Mount Penn, Berks County, Pennsylvania, and it is hereby **ENACTED AND ORDAINED** by authority of the same, as follows:

**ARTICLE I.** Section 402 of Chapter 13 of Ordinance No. 775 of the Borough of Mount Penn shall be amended to read:

Section 401 shall not be applicable to any business or entity, or multi-family building, which in its normal business affairs uses a dumpster for the disposition of commercial waster accumulated with its business. A business or entity or multi-family building that has opted out, with the approval of Borough Council, of the Borough's municipal trash collection and hired a private trash hauler will be required to pay one (1) dwelling unit fee of municipal trash in lieu of an annual dumpster permit fee. In addition, the business or entity or multi-family dwelling owner must provide to the Borough a copy of the business license of the private trash hauler.

**ARTICLE II.** Section 405 of Chapter 13 of Ordinance No. 775 of the Borough of Mount Penn shall be amended to read:

Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not less than \$15, together with costs of prosecution, or to undergo imprisonment for not more than 15 days. Each day the violation occurs shall constitute a separate offense.

**ARTICLE III. REPEALER** Any Ordinance or parts of Ordinances inconsistent herewith shall be and the same are hereby repealed. All other sections of this Ordinance shall remain the same.

**ARTICLE IV. EFFECTIVE DATE.** This Ordinance shall become effective after due advertisement in accordance with the law.

**DULY ENACTED AND ORDAINED** by the Council of the Borough of Mount Penn,  
Berks County, Pennsylvania, this 26th day of October, 2010.

**BOROUGH OF MOUNT PENN**  
Berks County, Pennsylvania

By: Thomas A. Staion  
President

Attest:

Theresa Haugh  
Secretary

APPROVED this 26th day of October, A.D., 2010.

John H. Heston  
Mayor