

**NORTH MIDDLETON TOWNSHIP
CUMBERLAND COUNTY, PENNSYLVANIA
ORDINANCE NO. 2008-08**

AN ORDINANCE OF NORTH MIDDLETON TOWNSHIP,
CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING THE
NORTH MIDDLETON TOWNSHIP CODE CHAPTER 170-3, SOLID
WASTE AND RECYCLING DEFINITION OF LEAF WASTE AND
SOLID WASTE.

BE IT HEREBY ENACTED AND ORDAINED and it is hereby enacted and ordained by the Board of Supervisors in and for North Middleton Township, Cumberland County, Pennsylvania, as follows:

SECTION 1. TEXT OF AMENDMENT.

The definitions of leaf waste and solid waste within Section 170-3 entitled "Terms Defined" shall be amended to read as follows:

LEAF WASTE – Leaves, garden residues, shrubbery, tree trimmings and similar material, but not including grass clippings.

SOLID WASTE – All matter and materials which are discarded or rejected by the owners or producers thereof as offensive or useless, or which by their presence or accumulation may injuriously affect the health, comfort and safety of the citizens of North Middleton Township; it shall include ashes, garbage, trash, and other refuse materials, but exclude human body waste, debris from household renovations, whether interior or exterior, dirt, rock, lead pipes, leaf waste and recyclables, tree trunks and large branches greater than four inches (4") in diameter, hazardous wastes, and recyclable items as defined herein.

SECTION 2. INTENT.

The purpose of this Ordinance is to amend the definitions of leaf waste and solid waste, Section 170-3 of the Code of North Middleton Township to comply with the Municipal Waste Planning, Recycling and Waste Reduction Act.

SECTION 3. SEVERABILITY.

The provisions of this Ordinance are severable. Should any part of the Ordinance be declared by final court order with jurisdiction to be illegal or otherwise invalid, the balance of the Ordinance shall be unaffected by such declaration.

SECTION 4. EFFECTIVE DATE.

This Ordinance shall become effective by operation of law pursuant to the Second Class Township Code of the Commonwealth of Pennsylvania.

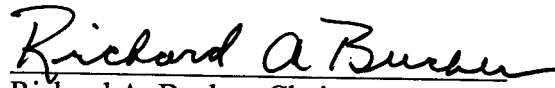
ADOPTED AND ORDAINED this 6 day of November, 2008.

ATTEST:




Township Secretary

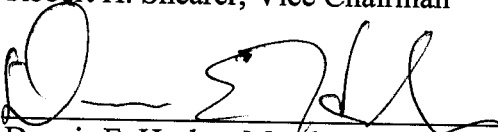
NORTH MIDDLETON TOWNSHIP
BOARD OF SUPERVISORS



Richard A. Bucher, Chairman



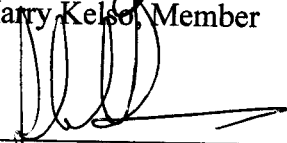
Robert H. Shearer, Vice Chairman



Dennis E. Hurley, Member



Harry Kelsor, Member




Robert A. Reisinger, Member

CERTIFICATE

I, the undersigned, Secretary of the Township of North Middleton, Cumberland County, Pennsylvania (the "Township"), certify that: the foregoing is a true and correct copy of an Ordinance of the Board of Supervisors of the Township (the "Board"), which duly was enacted by affirmative vote of a majority of the members of the Board at a meeting held on November 6, 2008; said Ordinance duly has been recorded in the Ordinance Book of the Township; said Ordinance duly has been published as required by law; and said Ordinance remains in effect, unaltered and unamended, as of the date of this Certificate.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township, this 7 day of November, 2008.



Secretary

(SEAL)

September 30, 2008

The Sentinel
457 East North Street
P.O. Box 130
Carlisle, PA 17013

Attention: Legal Advertising

Re: North Middleton Township
Proposed Ordinance No. 2008-08
Request for Advertisement/Public Notice

Dear Sir or Madam:

Kindly publish the attached public notice for Proposed Ordinance No. 2008-08 in the legal notice section of The Sentinel on the weeks of October 13, 2008 and October 20, 2008. Please contact my office to verify receipt of this publication. I have included herewith a complete copy of the Proposed Ordinance for your records. Please forward your bill for advertising along with proof of publication of the same directly to:

Ms. Deborah A. Ealer, Township Manager
North Middleton Township
2051 Spring Road
Carlisle, PA 17013

Very truly yours,

Deborah A. Ealer, Manager

Enclosure



NORTH MIDDLETON TOWNSHIP

2051 Spring Road, Carlisle, PA 17013-1059

OFFICE (717) 243-8550 • FAX (717) 243-1135 • POLICE (717) 243-7910

Attention: Librarian
Cumberland County Law Library
Cumberland County Courthouse
1 Courthouse Square
Carlisle Pa. 17013

Date: October 7, 2008

RE: Proposed Ordinance #2008-08

Dear Sir or Madam:

Attached you will find a copy of Proposed Ordinance #2008-08. Public hearing for Ordinance #2008-08 will be held November 6, 2008, at the North Middleton Township Building, at 6:30 pm. Being the current Codes Enforcement Officer and Permit Official, I hereby attest that this is a true and correct copy of the proposed ordinance.

Paul M. Fegley

A handwritten signature in cursive script that reads "Paul m Fegley".

Codes Enforcement Officer
North Middleton Township

PUBLIC NOTICE

The Board of Supervisors of North Middleton Township will hold a hearing to take public comment on proposed Ordinance No. 2008-08 entitled AN ORDINANCE OF NORTH MIDDLETON TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING THE NORTH MIDDLETON TOWNSHIP CODE CHAPTER 170-3, SOLID WASTE AND RECYCLING DEFINITION OF LEAF WASTE AND SOLID WASTE during their regularly scheduled Board of Supervisors meeting at 6:30 p.m. on Thursday, November 6, 2008, or any other time which the Public Hearing may be continued by the Board of Supervisors, at the North Middleton Township Municipal Building, 2051 Spring Road, Carlisle, Pennsylvania 17013.

The purpose of the proposed Ordinance is to amend the definitions of leaf waste and solid waste, Section 170-3 of the Code of North Middleton Township to comply with the Municipal Waste Planning, Recycling and Waste Reduction Act.

At the conclusion of the public comment scheduled at the regularly scheduled Board of Supervisors meeting at 6:30 p.m. on Thursday, November 6, 2008, or any other time to which the public hearing is continued by the Board of Supervisors, the North Middleton Township Board of Supervisors will consider passage of proposed Ordinance No. 2008-08, entitled AN ORDINANCE OF NORTH MIDDLETON TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING THE NORTH MIDDLETON TOWNSHIP CODE CHAPTER 170-3, SOLID WASTE AND RECYCLING DEFINITION OF LEAF WASTE AND SOLID WASTE. The purpose of the proposed Ordinance is to amend the definitions of leaf waste and solid waste, Section 170-3 of the Code of North Middleton Township to comply with the Municipal Waste Planning, Recycling and Waste Reduction Act. The proposed Ordinance contains a severability clause, continuation date and an effective date. A copy of the proposed Ordinance as drafted, may be examined without charge or obtained for a charge not greater than the cost thereof at the North Middleton Township Municipal Building, 2051 Spring Road, Carlisle, Pennsylvania 17013, during regularly scheduled business hours. In addition, the North Middleton Code and Zoning Ordinances reflecting the proposed changes are also of record at the Cumberland County Law Library and have been provided to the Sentinel newspaper and the Sentinel newspaper is in possession of a complete copy of the amendments and Ordinance. Interested citizens are invited to attend the above-referenced meeting of North Middleton Township.

Mark W. Allshouse, Esquire
Solicitor for North Middleton Township

PROOF OF PUBLICATION

State of Pennsylvania, County of Cumberland

Erica Peterson, Classified Manager, of The Sentinel, of the County and State aforesaid, being duly sworn, deposes and says that THE SENTINEL, a newspaper of general circulation in the Borough of Carlisle, County and State aforesaid, was established December 13th, 1881, since which date THE SENTINEL has been regularly issued in said County, and that the printed notice or publication attached hereto is exactly the same as was printed and published in the regular editions and issues of THE SENTINEL on the following day(s):
October 13, 20, 2008

COPY OF NOTICE OF PUBLICATION

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Mark W. Allshouse, Esquire
Solicitor for North Middleton Township

Affiant further deposes that he/she is not interested in the subject matter of the aforesaid notice or advertisement, and that all allegations in the foregoing statement as to time, place and character of publication are true.

Erica Peterson

Sworn to and subscribed before me this

22nd day of October, 2008.

Bonita A. Canup

Notary Public

My commission expires:

