

THE GENERAL ASSEMBLY OF PENNSYLVANIA

**HOUSE BILL**  
**No. 2596** Session of  
1988

INTRODUCED BY LLOYD, BORTNER, MERRY, BOWLEY, GODSHALL, KUKOVICH,  
SCHEETZ, BATTISTO, TRELLO, ITKIN AND MELIO, JUNE 29, 1988

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, JUNE 29, 1988

AN ACT

1 Amending the act of May 1, 1933 (P.L.103, No.69), entitled "An  
2 act concerning townships of the second class; and amending,  
3 revising, consolidating, and changing the law relating  
4 thereto," further regulating garbage removal.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Clause VIII of section 702 of the act of May 1,  
8 1933 (P.L.103, No.69), known as The Second Class Township Code,  
9 reenacted and amended July 10, 1947 (P.L.1481, No.567), is  
10 amended by adding a subclause to read:

11 Section 702. Supervisors to Exercise Powers.--The corporate  
12 powers of townships of the second class shall be exercised by  
13 the township supervisors. Where no specific authority is given  
14 for the expenditures incident to the exercise of any power  
15 hereinafter conferred, or where no specific fund is designated  
16 from which such expenditures shall be made, appropriations for  
17 such expenditures shall be made only from the general township  
18 fund. In addition to the duties imposed upon them by section 516

1 hereof, they shall have power--

2 \* \* \*

3 VIII. Ashes, Garbage, Rubbish and Other Refuse Materials.--

4 To regulate or prohibit the dumping or otherwise depositing of  
5 ashes, garbage, rubbish and other refuse materials within the  
6 township. To prohibit accumulations of ashes, garbage, rubbish  
7 and other refuse materials upon private property, including the  
8 imposition and collection of reasonable fees and charges for the  
9 collection, removal and disposal thereof. They shall also have  
10 power to--

11 \* \* \*

12 (3) In addition to any other powers granted by this clause,  
13 the supervisors shall have the power to require all residences  
14 and all commercial and industrial establishments for which  
15 garbage removal service is provided in accordance with subclause  
16 (1) or (2) to pay for such service whether or not the service is  
17 utilized. The imposition of any charges pursuant to this  
18 subclause shall be in lieu of the imposition of any per capita  
19 assessment pursuant to subclause (2).

20 \* \* \*

21 Section 2. This act shall take effect in 60 days.