

BOROUGH OF CONSHOHOCKEN
MONTGOMERY COUNTY, PENNSYLVANIA

ORDINANCE NO. _____

AN ORDINANCE OF THE BOROUGH OF CONSHOHOCKEN, MONTGOMERY COUNTY, PENNSYLVANIA, AMENDING THE BOROUGH'S CODE OF ORDINANCES BY MAKING CERTAIN AMENDMENTS TO CHAPTER 20 *SOLID WASTE*, TO ESTABLISH SPECIFIC REQUIREMENTS FOR THE REMOVAL OF MATTRESSES AND BOXSPRINGS; REPEALING ALL PRIOR INCONSISTENT ORDINANCES OR PARTS OF ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Borough Council of the Borough of Conshohocken is empowered by the Borough Code, 8 Pa.C.S. § 101, *et seq.*, and as set forth in the Solid Waste Management Act 35 P.S. § 6018.101, *et seq.*, and the Municipal Waste Planning, Recycling, and Waste Reduction Act, 53 P.S. § 4000.101, *et seq.*, to enact ordinances relating to the recycling, transportation, storage, and collection of solid and/or recyclable materials;

WHEREAS, Chapter 20 *Solid Waste* of the Code of Ordinances of the Borough of Conshohocken contains the Borough's current rules and regulations regarding solid waste and recycling collection within the Borough;

WHEREAS, the Borough's Operations Department, including specifically Public Services, has requested an amendment to the Borough's rules and regulations regarding solid waste and recycling collection to address the collection of mattresses and boxsprings in the Borough, and specifically to ensure the health, safety, and welfare of Borough employees collecting such materials; and

WHEREAS, the Borough Council of the Borough of Conshohocken finds that it is in the best interest of the Borough to adopt the amendments to Chapter 20 *Solid Waste* as set forth hereinbelow.

NOW, THEREFORE, be it **ORDAINED** and **ENACTED** by the Borough Council of the Borough of Conshohocken as follows:

SECTION 1.

Chapter 20 *Solid Waste*, Part 1 *GARBAGE COLLECTION AND DISPOSAL*, section 20-105 *Authorized Containers; Accumulation and Storage of Refuse*, is hereby amended by adding a new subsection 3 containing the following provisions:

3. Mattresses and boxsprings. Mattresses and boxsprings shall be placed curbside for collection only after the owner or occupant has contacted the Borough to arrange for pickup of such materials consistent with the Borough's rules and regulations for bulk collection. Mattresses and boxsprings shall not be placed at the curb prior to 5:00 p.m. of the day before the collection day agreed to between the Borough and the owner or occupant. All mattresses and box springs shall be placed in a waterproof, airtight, sealed bag prior to being placed at the curb. Failure to comply with the requirements of this section shall be the responsibility of the owner and shall be subject to the penalties described in § 20-109.

SECTION 2.

Chapter 20 *Solid Waste*, Part 1 *GARBAGE COLLECTION AND DISPOSAL*, section 20-109 *Violations and Penalties* is hereby amended by amending subsection 2 as follows: a new subsection 3 containing the following provisions:

2. A cleanout, mattress, or boxspring placed curbside for collection in violation of any part of this Part shall be considered a public nuisance. In the event the owner and/or occupant of the property cannot be contacted by the end of the business day on which the violation is noted by the Borough, the Code Official, at his or her discretion, shall have the materials removed by whatever means necessary, and all costs associated therewith shall be assessed to the owner and/or to the property on which the violation occurred. The Borough may collect such costs through the filing of a municipal claim or through such other remedy as provided by law.

SECTION 3. REPEALER.

Any and all other ordinances or parts of ordinances in violation or in conflict with the terms, conditions and provisions of this ordinance are hereby repealed to the extent of such irreconcilable conflict.

SECTION 4. SEVERABILITY CLAUSE.

The terms, conditions and provisions of this ordinance are hereby declared to be severable, and, should any portion, part or provision of this ordinance be found by a court of competent jurisdiction to be invalid, non-enforceable or unconstitutional, the Council hereby declares its intent that the ordinance shall have been enacted without regard to the invalid, non-enforceable, or unconstitutional portion, part or provision of this ordinance.

SECTION 5. EFFECTIVE DATE.

This ordinance shall become effective at the earliest time permitted by Pennsylvania Law.

ORDAINED and **ENACTED** an ordinance of the Borough of Conshohocken this _____ day of _____, 2025.

BOROUGH OF CONSHOHOCKEN:

TINA SOKOLOWSKI, COUNCIL PRESIDENT

ATTEST:

STEPHANIE CECCO,
BOROUGH SECRETARY

Approved this _____ day of _____,
2025

YANIV ARONSON, MAYOR