



TOWNSHIP OF NEWTOWN
DELAWARE COUNTY, PENNSYLVANIA

AN ORDINANCE NO. 2020-03

AN ORDINANCE to Amend the Code of the Township of Newtown, by adding a New Chapter 100, Litter.

The Board of Supervisors of Newtown Township does hereby ordain as follows:

Section 1. The Code of Township of Newtown shall be amended by adding a new Chapter 100, to provide as follows:

ARTICLE I
GENERAL PROVISIONS

Section 100-1. Short Title

This Chapter shall be known as the "Newtown Township Litter Ordinance" or interchangeably, "Chapter 100, Litter, of the Code of the Township of Newtown."

Section 100-2 Throwing or depositing of litter restricted.

It shall be unlawful for any person to throw, drop, discard or otherwise place any litter of any nature upon public or private property other than in a litter receptacle, or having done so, to allow such litter to remain.

Section 100-3 Proper placement of litter in receptacles.

Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat in violation of this article, the operator or owner, or both, of the motor vehicle or boat shall also be deemed to have violated this article.

Section 100-4 Sweeping of litter restricted; clearing of sidewalks.

No person shall sweep into or deposit in any public place the accumulation of litter from any building or lot or from any public place or private sidewalk, premises, or driveway. Persons owning or occupying property shall keep the sidewalk in front of their premises free of litter.

Section 100-5 Private receptacles for food businesses.

Every person owning or occupying a place of business engaged in the sale, distribution or service of any food or food products for immediate consumption shall maintain authorized private receptacles for collection in a manner that will prevent litter from being carried or deposited by the elements in any public place or upon private property.

100-6 Distribution of commercial handbills.

No person shall throw, deposit, hand out or distribute any commercial handbill, defined in this chapter as a printed advertisement or other notice distributed by hand, in or upon any public place or private premises within the Township, except by handing the commercial handbill personally to an individual at such public place or private premises if the individual has first personally affirmatively indicated a willingness to receive the distribution of the commercial handbill.

100-7 Distribution of noncommercial handbills.

No person shall throw, deposit, hand out or distribute any noncommercial handbill, defined in this chapter as a printed advertisement or other notice distributed by hand in or upon any public place or private premises within the Township, except by handing the noncommercial handbill personally to an individual at such public place or premises if the individual has first personally affirmatively indicated a willingness to receive the distribution of the commercial handbill; or by placing the noncommercial handbill securely at the private premises in question in such a manner that it will neither be blown away nor fall to the ground.

100-8 Commercial handbills in or upon vehicles.

No person shall throw or deposit any handbill in or upon any vehicle. This shall not be construed to prevent any person from distributing, without charge to the receiver, a handbill to any occupant of a vehicle who is willing to accept it personally.


1009-9 Penalties

For each violation of this Chapter, the violator shall be fined not more than \$1,000 plus all court costs, plus reasonable attorneys' fees incurred by the Township as a result of the violation. Each day the violation continues shall constitute a separate violation. Such fines or penalties shall be collected in the same manner as fines or penalties are generally collected by the Township. The provisions of this section are in addition to any other remedy provided by this Chapter.

This ordinance shall take effect and be in force from and after its approval as required by law.


ENACTED and ORDAINED at a regular meeting of the Board of Supervisors for Newtown Township on the 28th day of September, 2020.

ATTEST:



Stephen M. Nease
Township Manager



BOARD OF SUPERVISORS OF
TOWNSHIP OF NEWTOWN

By: 
John A. Nawn, P.E.
Chairman

I hereby certify that the foregoing Ordinance was advertised in Delco Times on September 19, 2020, a newspaper of general circulation in Newtown Township and was duly enacted and approved as set forth at a regular meeting of the Newtown Township Board of Supervisors held on the 28th day of September, 2020.


Stephen M. Nease
Township Manager