

## Legislation Text

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**File #:** 140903, **Version:** 1

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Amending Title 10, entitled "Regulation of Individual Conduct and Activity," of The Philadelphia Code, by adding rules regarding use of dumpsters; all under certain terms and conditions.

*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. Subsection (4) of § 10-722 (Use of Dumpster) is hereby deleted in its entirety.

SECTION 2. Title 10 is hereby amended as follows:

### TITLE 10. REGULATION OF INDIVIDUAL CONDUCT AND ACTIVITY.

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#### § 10-722. Use of Dumpsters

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##### *(4) Duties of Licensees.*

*(a) Licensees shall use dumpsters in compliance with all applicable provisions of § 10-724 ("Commercial Sector Waste Management and Recycling") and all other laws relating to recycling. No licensee shall place, or allow to be placed, any refuse in a dumpster licensed as a recycling dumpster other than materials designated by the provider as recyclable.*

*(b) No dumpster shall be used if a medallion is not properly affixed or if the licensee knows that the medallion is not operational. The licensee shall obtain a replacement medallion for a non-working medallion, which shall be affixed to the dumpster, before the dumpster is put back into use.*

##### *(c) Dumpster Maintenance.*

*(1) Any dumpster on private property that is located outdoors shall be enclosed according to regulations issued pursuant to Title 4, Subcode B, Section B-424 of this Code.*

*(2) Licensees shall keep dumpster lids tightly secured except when in use, or when the dumpster must be open to accommodate a trash chute, and shall keep the area around the dumpster clean and free of any refuse, non-grindable garbage, spillage or overflow.*

(d) *Grindable and Non-Grindable Garbage.*

(1) *Licensee shall not mix grindable garbage with rubbish. Licensee shall dispose of grindable garbage in garbage disposal units or arrange for private collection of grindable garbage for composting, anaerobic digestion, or use as farm livestock feed. This subsection shall not apply to multi-family residential licensees.*

(2) *Licensees may mix non-grindable garbage with rubbish provided all garbage is placed in bags designed to hold garbage without leaking or in other sealable containers designed to hold garbage before placing it in a dumpster.*

(3) *For the purposes of licensing, dumpsters or other containers used solely for private collection of garbage for composting or used as farm livestock feed shall be considered recycling dumpsters.*

(e) *Collection.*

(1) *Licensees shall arrange to have a dumpster emptied at least once every week unless it contains garbage, in which case the dumpster shall be emptied twice a week or more often if required by the Department or by order of the Health, Fire, Police, or Streets Departments.*

(2) *Aerated dumpsters specifically designed to prevent odors resulting from the anaerobic decomposition of food waste shall be emptied within 24 hours of being full or more often if required by the Department or by order of the Public Health, Fire, Police or Streets Departments.*

(3) *Compacting dumpster not containing garbage shall be emptied within 24 hours of being filled to its maximum capacity or more often if required by the Department or by order of the Health, Fire, Police, or Streets Departments.*

\* \* \*

(5) *Duties of Providers.*

\* \* \*

(d) *A provider shall notify a licensee in writing within 24-hours of changing a dumpster.*

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**Explanation:**

*Italics* indicate new matter added.

[Brackets] indicate matter deleted.