

Municipal Waste Planning, Recycling and Waste Reduction Act 101 of 1988 as amended by Act 140 of 2006

Cumberland County Municipality Compliance Checklist

Purpose:

- Encourage the development of waste reduction and recycling as a means of managing municipal waste.

Definitions:

- Mandated Municipality – a municipality with a population of 10,000 or more, or a population of more than 5,000 and a population density of more than 300 people per square mile. Population is determined by the most recent decennial census conducted by the Bureau of the Census of the US Department of Commerce.
- Qualifying Non-Mandated Municipality – a municipality not meeting the mandated requirements but receiving more than \$10,000 in Act 101, Section 904 Performance Grant funding.
- Community Activity – events sponsored in whole or in part by a municipality, or conducted within a municipality and sponsored privately, which include, but are not limited to, fairs, bazaars, socials, picnics, and organized sporting events that will be attended by 200 or more individuals per day.

Cumberland County Act 101 of 1988 Mandated Municipalities (as of the 2020 US Census):

Camp Hill Borough	New Cumberland Borough
Carlisle Borough	North Middleton Township
East Pennsboro Township	Shippensburg Borough
Hampden Township	Silver Spring Township
Lower Allen Township	South Middleton Township
Mechanicsburg Borough	Upper Allen Township

Mandated Municipality Requirements (Act 101 and 140)

- Has an ordinance requiring all residential dwelling units, including multi-family, and all commercial, institutional, and municipal facilities and community activities to have waste and recycling service.

Residential recycling requirements:

- At least 3 of the following materials must be separated from municipal waste and collected for recycling: clear glass, colored glass, aluminum cans, steel & bimetallic cans, high grade office paper, newsprint, corrugated paper, and plastics.

- Leaf waste (leaves, garden residues, shrubbery and tree trimmings, and similar material, but not including grass clippings) must be separated and collected for recycling.

Commercial, Institutional, Municipal, and Community Activities recycling requirements:

- At a minimum, high grade office paper, aluminum cans, corrugated paper and leaf waste must be separated and collected for recycling.
- A scheduled day, at least once per month, during which separated materials are to be placed at the curbside or a similar location for collection. Leaf waste may be collected curbside twice per year if municipality also has a leaf waste drop-off site.
- Prohibits, by ordinance, the burning of recyclable materials, including leaf waste.
- Has a residential and commercial, institutional, municipal and community events education program which provides clear and comprehensive information concerning recycling program features and requirements at least once every six months through one of these mediums: television, radio, newsletters, calendars, direct mailings, social media, website, public announcements, and legal ads. At least once a year, one of the educational mediums must be in print form.
- Has a program of enforcement that periodically monitors participation, receives complaints, and issues warnings for required participants and provides fines, penalties, or both, in its recycling ordinance.
- Has provisions, participates in a county or multi-municipal program, or facilitates a private sector program for the recycling of special materials such as household hazardous waste and/or electronics.
- Has an illegal dumping/litter prevention program such as anti-litter education (signs, newsletter, articles, direct mailings), a scheduled clean-up event at least once per year, partnership with an anti-litter organization or community group to clean-up/deter litter, ordinances/regulations that prohibit litter and assess fines, municipal staff whose duties entail litter prevention/clean-up, and/or promotion of a "Adopt a Highway" or "Adopt a Spot" program.
- Has a person or entity designated as the recycling coordinator who is responsible for recycling data collection and reporting recycling performance in the municipality.
- On or before February 15 of each year, submits an annual recycling report to the county recycling coordinator that describes the weight or volume of materials that were recycled by the municipal recycling program in the preceding calendar year.

Qualifying Non-Mandated Municipality Requirements (Act 140)

- Requires, through ordinance, that all residents have waste and recycling service.

- Has an implemented residential recycling program and facilitates a commercial recycling program or participates in a similar county or multi-municipal program.
- Has a residential and business recycling education program.
- Has a program of enforcement that periodically monitors participation, receives complaints, and issues warnings for required participants and provides fines, penalties, or both, in its recycling ordinance.
- Has provisions, participates in a county or multi-municipal program, or facilitates a private sector program for the recycling of special materials such as household hazardous waste and/or electronics.
- Has an illegal dumping/litter prevention program such as anti-litter education (signs, newsletter, articles, direct mailings), a scheduled clean-up event at least once per year, partnership with an anti-litter organization or community group to clean-up/deter litter, ordinances/regulations that prohibit litter and assess fines, municipal staff whose duties entail litter prevention/clean-up, and/or promotion of a "Adopt a Highway" or "Adopt a Spot" program.
- Has a person or entity designated as the recycling coordinator who is responsible for recycling data collection and reporting recycling performance in the municipality.
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