

COUNTY OF BUCKS, PENNSYLVANIA  
ORDINANCE NO. 80B

AN ORDINANCE AMENDING ORDINANCE NO. 80 ENACTED  
JUNE 19, 1991 ENTITLED "FLOW CONTROL ORDINANCE FOR  
MUNICIPAL WASTE AND SOURCE-SEPARATED RECYCLABLES,"  
BY ADDING PROVISIONS CONCERNING THE LICENSING  
OF WASTE HAULING VEHICLES AND A HOST MUNICIPALITY

WHEREAS, the Board of Commissioners (the "Board") of the County of Bucks, Pennsylvania (the "County") enacted Ordinance No. 80 on June 19, 1991 establishing the Flow Control Ordinance for Municipal Waste and Source-Separated Recyclables; and

WHEREAS, it has been determined that explicit reference to a Host Municipality is not made in the original enactment, and that certain authority may be delegated by the County to a Host Municipality to license, regulate and monitor the flow of vehicular traffic associated with designated disposal sites under the County Plan; and

WHEREAS, a Host Municipality occupies a unique position among all other municipalities, since it is the ultimate destination for vehicular traffic carrying municipal waste, with a unique position to monitor associated traffic en route to designated disposal sites under the County Plan, and may be delegated separate licensing monies; and

WHEREAS, the County, pursuant to Section 303(d) may enter into written agreements with others pursuant to which others undertake to fulfill some or all of the County's responsibility under Act 101 for the implementation of the approved County Plan including the licensing of vehicles engaged in the transportation of municipal waste and recyclables.

NOW, THEREFORE, be it ENACTED and ORDAINED, by the Board of County Commissioners of the County of Bucks, Commonwealth of Pennsylvania, as follows:

1. The definition Section 2 of Ordinance No. 80, shall be amended to include the following:

"Host Municipality. The municipality other than the county within which a municipal waste landfill or resource recovery facility is located or is proposed to be located."

"Municipality. A county, city, borough, incorporated town, township or home rule municipality."

2. Section 7 shall be amended to include the following subparagraph 7, as follows:

7. "An annual per vehicle license fee(s) may be set by the County of Bucks in addition to that required by Section 7.5. Said per vehicle license fee(s) will be stated in a separate agreement by which the County of Bucks may delegate licensing responsibilities to a Host Municipality. Said per vehicle license fee must be dedicated to offset the specific Host Municipality's unique costs incurred regulating and inspecting the flow of waste hauling vehicles associated with the disposal sites located within the Host Municipality's geographical boundaries."

3. The effective date of this Amendment shall be retroactive to the date of original enactment of Bucks County Ordinance No. 80, that is June 19, 1991.

4. All other provisions of County Ordinance No. 80, not inconsistent herewith, shall remain in full force and effect.

ENACTED and ORDAINED by the County Board of Commissioners of the County of Bucks, this 6th day of November, 1996.

BUCKS COUNTY COMMISSIONERS

*Charles H. Martin*

CHARLES H. MARTIN, CHAIRMAN

ATTEST:

*Michael G. Rizpatrick*

MICHAEL G. RIZPATRICK, VICE CHAIRMAN

*David G. Steinbach*  
DAVID G. STEINBACH  
CHIEF CLERK

*Sandra A. Miller*  
SANDRA A. MILLER, COMMISSIONER

*original by mistake from 11/21/96*