

ORDINANCE # 2016-237

**BOROUGH OF MOSCOW
LACKAWANNA COUNTY, PA**

AN ORDINANCE OF THE BOROUGH OF MOSCOW, COUNTY OF LACKAWANNA, AND COMMONWEALTH OF PENNSYLVANIA, AMENDING THE MOSCOW BOROUGH ZONING ORDINANCE, ENACTED JUNE 2, 2008, TO REVISE REGULATIONS PERTAINING TO OFF-SITE DIRECTIONAL OR INFORMATION SIGNS AND TO ADD REGULATIONS FOR THE CONTAINMENT OF DUMPSTERS

Be it ordained and enacted by the Council of the Borough of Moscow, Lackawanna County, Pennsylvania, that the Moscow Borough Zoning Ordinance, enacted June 2, 2008, is hereby amended as follows:

ITEM 1: Add a new subsection, §§I., to Article 7, §713, BILLBOARD AND OFF-SITE ADVERTISING, to read as follows:

- I. Temporary off-site directional or information signs, placed on borough-owned or borough-leased property in any zoning district shall be exempt from the provisions of this Section 713. A Sign Permit Application for a temporary sign on borough property must be completed by the sign owner and approved by the Zoning Officer. The sign must also comply with Section 906 G. of this ordinance regarding condition and repair.

ITEM 2: Add a new subsection, §§G., to Article 8, §809, REGULATION OF NUISANCE ELEMENTS, to read as follows:

G. Containment of Dumpsters

1. Temporary dumpsters for the removal of unwanted items, debris, or construction materials for all uses and/or properties within the Borough shall require a dumpster permit from the Zoning Officer subject to the following requirements:
 - a. They shall not to be used for customary household trash, food waste, or hazardous materials.
 - b. They may be placed on the owner's property or on the street or sidewalk abutting the nearest curb, subject to borough approval.
 - c. They must be equipped at each corner with reflectors, caution tape, or lights (if applicable).
 - d. They shall not obstruct pedestrian or vehicular traffic.
 - e. The permit holder shall maintain the dumpster in a neat and safe manner subject to all requirements or exceptions granted with the permit.
 - f. The permit shall be valid for a period up to ninety (90) days from the date of issuance. An extension up to an additional forty-five (45) days may be granted by the Zoning Officer if the period exceeds ninety (90)


days. A maximum of two (2) extensions may be requested. The permit holder must request the extension(s) in writing.

2. Dumpsters for multi-family residential complexes; commercial, industrial, and institutional uses must be completely, permanently, and securely screened and enclosed. They shall be located in rear or side yards only and setback from any R-district boundary or adjacent residential property by the minimum applicable rear or side yard setback for an accessory use in the zone district in which the dumpster is located. There shall be no setback requirement for dumpsters if the property is adjacent to a C- or S-district boundary on all side and rear property lines. The dumpster shall be enclosed from view from residential properties, public properties, or any street, sidewalk, or trail. This section shall apply to all new applicable uses as listed above and to existing dumpsters if there is a change of use on the property on which the dumpster is located or if the dumpster is re-located on the property fifteen feet (15') or more in any direction from its current location.


The public hearing for this Ordinance was held on January 19, 2016.

This Ordinance, amending the Moscow Borough Zoning Ordinance, enacted June 2, 2008, is hereby ORDAINED and ENACTED by vote of the Council of the Borough of Moscow, Lackawanna County, Pennsylvania, at a duly convened meeting of the Council this 16th day of February, 2016, to become effective immediately.

MOSCOW BOROUGH COUNCIL



Daniel F. Edwards, Mayor



Arthur Pencek, President

ATTEST:



Constance A. Sanko, Secretary (SEAL)