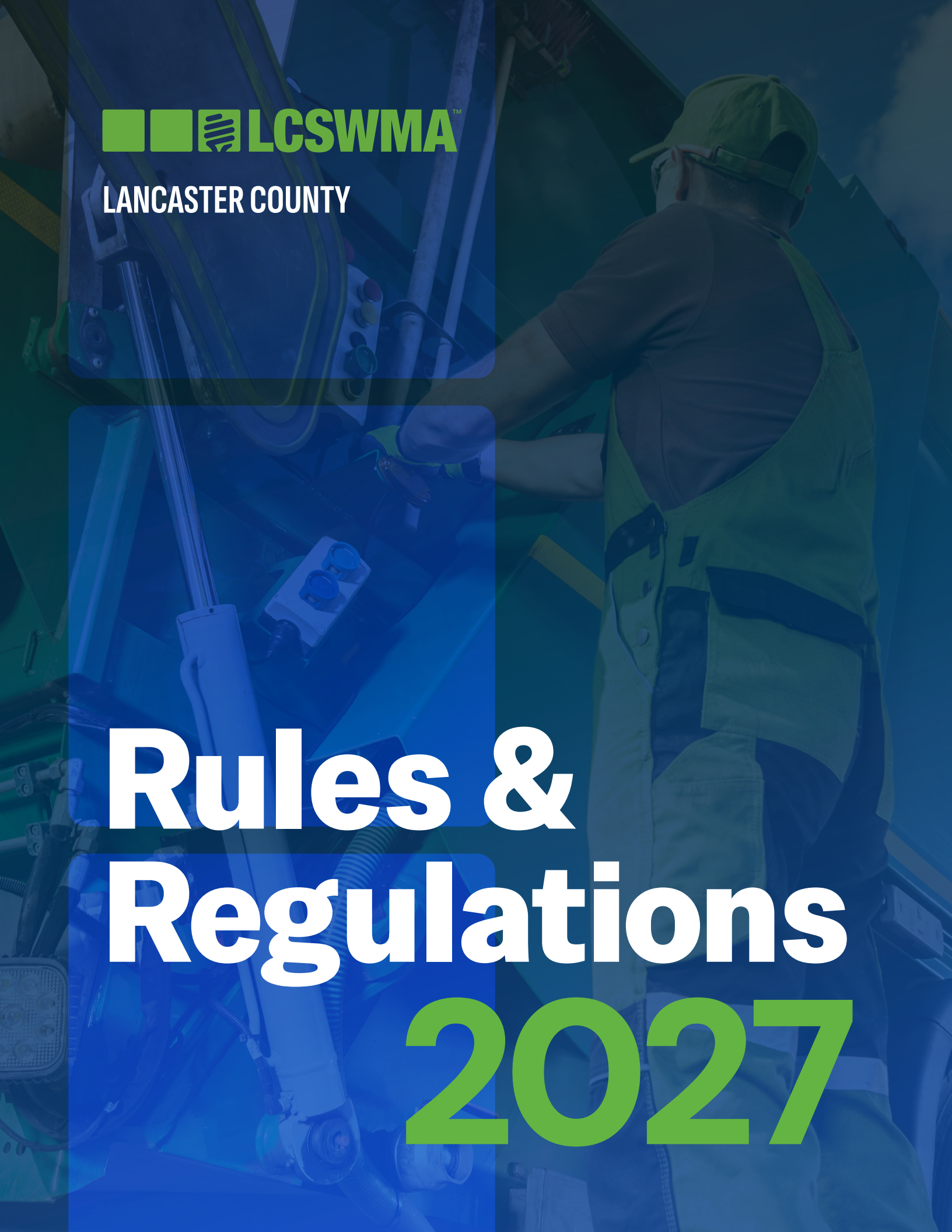


LCSWMA™

LANCASTER COUNTY

Rules & Regulations 2027

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1. INTRODUCTION

1.1. Authority and Purpose

These Rules and Regulations have been adopted by the Lancaster County Solid Waste Management Authority ("LCSWMA") under the authority granted by the Municipality Authorities Act as amended, and by the County of Lancaster, all municipalities in Lancaster County, the Solid Waste Management Act ("Act 97"), as amended, the Municipal Waste Planning, Recycling and Waste Reduction Act ("Act 101"), as amended, the Waste Transportation Safety Act ("Act 90"), and the Lancaster County Municipal Waste Management Plans.

These Rules and Regulations are to protect the health and welfare of the residents of Lancaster County and to provide a means whereby LCSWMA can safely, effectively, and efficiently manage the storage, collection, transportation, processing, and disposal of Regulated Municipal Waste, Source Separated Recyclable Materials, and any other similar material covered under the laws listed above.

1.2. Applicability

These Rules and Regulations apply to any Person engaged in the storage, collection, transportation, processing, and disposal of Solid Waste and Source Separated Recyclable Materials in Lancaster County or any Person utilizing a LCSWMA Facility. This includes Commercial Haulers and Non-Commercial Haulers. No Person shall make deliveries to any LCSWMA Facility without meeting the requirements of Act 90 relating to the Waste Transportation Safety Program State License Requirements, if applicable.

As described below, Lancaster County has implemented a system of Flow Control that requires Regulated Municipal Waste to be taken to the appropriate LCSWMA Facility. Any Person who fails to comply with Flow Control may be subject to enforcement action.

Any Person delivering Unacceptable Waste to a LCSWMA Facility is responsible for removing the Unacceptable Waste from the site, cleaning up and remediating any resulting damage, and reimbursing LCSWMA for all costs and damages it incurs. LCSWMA may require proof that the Unacceptable Waste was delivered to an appropriate disposal facility. The tipping fee for Unacceptable Waste is set forth on the Rate Schedule and will be assessed against the entire load, even if the Unacceptable Waste constitutes only a small portion of the load.

1.3. Facility Locations, Hours, and Contacts

Frey Farm Landfill (the "Landfill" or "FFLF") 3049 River Road, Conestoga, PA 17516 Scale House: (717) 293-5561 Site Supervisor: (717) 874-4425 Hours of Operation: Monday-Friday: 7:00 AM - 3:30 PM 2nd & 4th Saturday: 7:00 AM – 11:00 AM
Household Hazardous Waste Facility ("HHW") 1299 Harrisburg Pike, Lancaster, PA 17603 Main Office: (717) 397-9968 Hours of Operation: Monday-Friday: 7:00 AM – 4:00 PM Saturday: 7:00 AM – 11:00 AM
Transfer Station Complex (the "Transfer Station" or "TSC") 1299 Harrisburg Pike, Lancaster, PA 17603 Scale House: (717) 553-5865 Site Supervisor: (717) 874-4430 Hours of Operation: Monday-Friday: 6:00 AM – 4:00 PM Saturday: 7:00 AM – 11:00 AM
Waste-to-Energy Facility ("WTE") 1911 River Road, Bainbridge, PA 17502 Scale House: (717) 553-5862 Site Supervisor: (717) 874-4429 Hours of Operation: Monday-Friday: 6:30 AM – 3:30 PM 1st Saturday: 7:00 AM – 10:00 AM

Operating Hours may be altered from time to time without notice as deemed necessary or appropriate by LCSWMA. Please refer to LCSWMA's website (www.lcswma.org) or call (717) 397-9968 for the most up-to-date operating hours.

All LCSWMA sites will be closed for these holidays:

1. New Year's Day – January 1

2. Memorial Day – Last Monday in May
3. Fourth of July – July 4
4. Labor Day – First Monday in September
5. Thanksgiving – Fourth Thursday in November
6. Christmas – December 25

2. RATES, FEES, AND BILLING

LCSWMA is authorized to offer a tipping fee rebate, payable periodically, to Commercial Haulers which have entered into a Hauler Agreement with LCSWMA.

2.1. Billing and Payment of Fees

All users of LCSWMA Facilities shall pay the applicable fees at the time of, or prior to, use of the LCSWMA Facilities, unless LCSWMA has approved a charge account. LCSWMA will approve a charge account only for (a) a governmental entity or (b) a Person who has demonstrated, to LCSWMA's satisfaction, acceptable credit. LCSWMA charge accounts are subject to the terms and conditions outlined in the LCSWMA Credit & Billing Policy Agreement. A fee may be assessed for costs associated with reproduction of any weight ticket, Manifest, or other document. Any discrepancies with weight tickets must be brought to the attention of LCSWMA within 10 days of transactions. Discrepancies identified past 10 days are subject to an Administrative Fee as listed on the Rate Schedule.

2.2. Rate Schedule

LCSWMA™

2027 Lancaster Rate Schedule

Municipal Wastes		TSC	WTE	FFLF
Refuse	Rate (per ton)	$ 105.00	$ 105.00	$ 105.00
	Transfer Fee (per ton)	$ 16.00		
	Minimum Fee	$ 40.00	$ 40.00	$ 40.00
	Maximum Weight - Min. Fee (lbs)	660	760	760
Construction/ Demolition (and Non-Friable Asbestos)	Rate (per ton)	$ 91.00	$ 91.00	$ 91.00
	Transfer Fee (per ton)	$ 16.00		
	Minimum Fee	$ 40.00	$ 40.00	$ 40.00
	Maximum Weight - Min. Fee (lbs)	740	860	860
Putrescible	Rate (per ton)	N/A	N/A	$ 110.00
	Minimum Fee			$ 40.00
	Maximum Weight - Min. Fee (lbs)			720
Non-Processable	Rate (per ton)	N/A	N/A	$ 140.00
	Minimum Fee			$ 40.00
	Maximum Weight - Min. Fee (lbs)			560
Special Handling Wastes				
Friable Asbestos	Rate (per ton)	N/A	N/A	$ 200.00
	Minimum Fee			$ 200.00
	Maximum Weight - Min. Fee (lbs)			2,000
Confidential Documents	Rate (per ton)	N/A	$ 200.00	N/A
	Minimum Fee		$ 200.00	
	Maximum Weight - Min. Fee (lbs)		2,000	
Source Separated Recyclable Materials				
Single Stream	Rate (per ton)	$ 72.00	$ 72.00	$ 72.00
	Minimum Fee	$ 25.00	$ 25.00	$ 25.00
	Maximum Weight - Min. Fee (lbs)	680	680	680
Tires (16+)	Rate (per ton)	$ 200.00	$ 200.00	$ 200.00
	Minimum Fee	$ 40.00	$ 40.00	$ 40.00
	Maximum Weight - Min. Fee (lbs)	400	400	400
Yard Waste	Rate (per ton)	N/A	N/A	$ 30.00
	Minimum Fee			$ 15.00
	Maximum Weight - Min. Fee (lbs)			1,000

***Maximum Fee for Unacceptable Waste is $300/ton.**

Other Charges (per ITEM)			
Administrative Fee	$15.00	**Safety Vest**	$10.00
Certificate of Destruction	$50.00	**Single Item - 200 lbs or less**	$15.00
Drum Crushing Fee	$20.00	**Totes Fee**	$10.00
Handling Fee	$10.00	**Unloading Fee Minimum**	$50.00
Individual Tires (Qty 1-15)		**White Good**	$15.00
Car & Motorcycle	$ 5.00	**Witness Fee**	$50.00
Truck - Rim Size >20"	$15.00	**Clean Up Fee**	Case by Case
No Tarp Fee	$20.00	**Hopper/Caddy Fee**	Case by Case
Public Scale Charge	$10.00	**Label Roll Processing**	Case by Case
Safety Chain	$20.00		

Residual and Special Handling Waste are subject to facility approval and priced on a case by case basis

2.3. Additional Information on Fees and Charges

No fee will be charged for the delivery of Household Hazardous Waste or for the delivery, into designated drop-off containers located at the entrance of each LCSWMA Facility, of Single Stream Recyclables from residential Generators.

The tipping fee for any mixed load of Waste shall equal the highest tipping fee applicable to any category of Waste contained in the load, plus a surcharge equal to the greater of (i) $50.00 or (ii) all costs and expenses incurred by LCSWMA with respect to such load.

The fee for unloading assistance is not applicable to frozen loads as a result of winter weather conditions.

3. WASTE TYPES

The following paragraphs describe various categories of Solid Waste and their disposition within LCSWMA's system.

3.1. Municipal Wastes

3.1.1. Refuse

All loads of Refuse must be delivered as directed by LCSWMA to the Transfer Station, Waste-To-Energy Facility, or (on a case-by-case basis) to the Landfill. Self-contained compactor boxes (turned prior to arrival at Transfer Station) and break-away compactor boxes may be accepted for delivery to the Transfer Station if approved by LCSWMA. LCSWMA maintains the right to deny access to the Transfer Station any compactor box on a case-by-case basis. The denial of access could be based on, but not limited to, the following: overall net weight of the container, inability to unload safely or efficiently, wet sloppy material, unusually foul-smelling contents of container or material that poses difficulty recompacting for transfer. Containers not suitable for the Transfer Station will be directed to either the Waste-To-Energy Facility or the Landfill by LCSWMA.

Refuse shall not be mixed with any other Waste when discharged into a LCSWMA Facility.

3.1.2. Construction/Demolition Waste

Construction/Demolition Waste shall be delivered to the Landfill or Transfer Station. Any load of Construction/Demolition Waste may be delivered to the Landfill. Those loads of Construction/Demolition Waste which meet LCSWMA's Transfer

Station Waste Acceptance Policy may be delivered to the Transfer Station. The Policy is posted on the LCSWMA Website (www.lcswma.org).

Construction/Demolition Waste shall not be mixed with any other Waste when discharged into a LCSWMA Facility. LCSWMA reserves the right to deem any Construction/Demolition Waste delivered to the Transfer Station to be unacceptable and require delivery directly to FFLF. Generators and/or Commercial Haulers with projects generating more than 100 tons of Construction/Demolition Waste must contact LCSWMA prior to delivery to set up an event profile. All Construction/Demolition Waste events require delivery directly to FFLF.

The Waste-To-Energy Facility will only accept Construction/Demolition Waste from Residents delivering material in a pick-up truck or smaller sized vehicle.

3.2. Residual Waste

a. No Residual Waste will be accepted at LCSWMA Facilities unless the following conditions have been met:

   i. Properly completed approval forms, including DEP Forms, have been completed by the Generator and submitted to LCSWMA and DEP (when applicable);
   ii. Any applicable fee for processing the DEP Form has been submitted to LCSWMA; and
   iii. LCSWMA has issued authorization for delivery of the Residual Waste.

b. A tipping fee will be established on a case-by-case basis by LCSWMA, after review of the information submitted by the Generator. If the Generator of the Residual Waste makes any changes to the material or process which generates the Residual Waste or alters the chemical or physical characteristics of the Residual Waste in any way, the Generator shall immediately suspend delivery of the Residual Waste and submit a new application to LCSWMA for consideration.

c. LCSWMA may obtain samples of the Residual Waste at any time for analysis at LCSWMA expense or may require the Generator to obtain a new analysis by an independent laboratory at any time at the Generator's expense, to confirm the characteristics of the Residual Waste. LCSWMA may suspend acceptance of Residual Waste at

any time if the results of such analyses indicate that the characteristics of the delivered material deviate from the analyses submitted with the application or if the Generator fails to comply with applicable DEP or LCSWMA requirements, such as Annual DEP Form 26R and Residual Waste Generator Information Form submittal and mandated re-characterization analysis.

d. Residual Waste shall not be mixed with any other Waste without prior approval of LCSWMA when discharged into a LCSWMA Facility.

3.3. Special Handling Wastes

Loads consisting exclusively of Special Handling Waste may be delivered to LCSWMA Facilities as described below or may be delivered to any Facility so long as all vehicles and containers utilized by Commercial Haulers for the transport of Special Handling Waste have LCSWMA ID numbers and all loads are reported to LCSWMA in accordance with these Rules and Regulations. The tipping fee for Special Handling Wastes will be determined on a case-by-case basis unless specifically listed on the Rate Schedule.

3.3.1. Household Hazardous Waste

All Lancaster County Residents who generate Household Hazardous Waste in their home may deposit Household Hazardous Waste at LCSWMA's Household Hazardous Waste Facility. Household Hazardous Waste shall not be deposited with Solid Waste or Source Separated Recyclable Materials. Information on accepted HHW Materials can be found on our website (www.lcswma.org).

3.3.2. Sewage Sludge

No Sewage Sludge will be accepted at LCSWMA Facilities unless the following conditions have been met:

a. A properly completed DEP Form has been approved by both DEP and LCSWMA;
b. Any applicable fee for processing the DEP Form has been submitted to LCSWMA; and
c. Sewage Sludge is not Liquid Waste.

Sewage Sludge will be accepted at the Frey Farm Landfill or Waste-To-Energy Facility and only with prior approval by LCSWMA. Sewage Sludge will not be mixed with any other Waste when discharged into a LCSWMA Facility and shall be

delivered by noon Monday through Friday at the Frey Farm Landfill and by 2:30 p.m. at the Waste-To-Energy Facility unless approved otherwise by LCSWMA.

3.3.3. Processed Regulated Medical Waste

No Processed Regulated Medical Waste will be accepted at LCSWMA Facilities unless the following conditions have been met:

a. A properly completed DEP Form has been approved by both DEP and LCSWMA;
b. Any applicable fee for processing DEP Forms has been submitted to LCSWMA; and
c. Any Regulated Medical Waste is autoclaved or otherwise processed to render such waste non-infectious.

Processed Regulated Medical Waste shall not contain sharps.

Processed Regulated Medical Waste loads shall not be mixed with any other Waste without prior approval of LCSWMA and may only be disposed of at Frey Farm Landfill.

3.3.4. Ash Residue

No Ash Residue will be accepted at LCSWMA Facilities unless the following conditions have been met:

a. All required DEP forms have been properly completed by the Generator and submitted to DEP and LCSWMA;
b. Any applicable fee for processing the forms has been submitted to LCSWMA; and
c. LCSWMA has issued a written authorization for delivery of the Ash Residue.

Ash Residue shall not be mixed with any other Waste and may only be delivered to the Landfill.

3.3.5. Contaminated Soil

All soil loads for disposal will be deemed contaminated. No Contaminated Soil will be accepted at LCSWMA Facilities unless LCSWMA has received DEP approval to accept such Contaminated Soil.

Contaminated Soil generated in Lancaster County will be accepted only at Frey Farm Landfill after DEP approval. Contaminated Soil shall not be mixed with any other Waste when discharged into a LCSWMA Facility.

3.3.6. Asbestos

Friable asbestos waste consists of asbestos extracted from asbestos ore and containing more than 1% asbestos by weight that hand pressure can crumble, pulverize or reduce to powder when dried. Friable asbestos waste is a Special Handling Waste. Friable asbestos waste generated in Lancaster County will be accepted so long as it is wet and double-bagged within industry standard bags. This material must be approved by a DEP Form U and a non-hazardous waste certification must be filled out by the generator. Friable Asbestos Waste will be accepted only at the Landfill and only by appointment (call 717-397-9968).

Non-friable asbestos waste consists of asbestos extracted from asbestos ore that cannot, with hand pressure, be crumbled, pulverized or reduced to powder when dried. Non-friable asbestos waste includes transite board, siding, asbestos shingles and floor tiles. Non-friable asbestos waste is a Construction/Demolition Waste and may only be delivered to the Landfill. To deliver non-friable asbestos to the Landfill the material must be bagged or otherwise contained in a sealed liner, a delivery appointment must be scheduled, and a non-hazardous waste certification must be completed.

3.3.7. Putrescible Waste

Putrescible Waste will only be accepted by LCSWMA at the Frey Farm Landfill Monday through Friday until 1:30 p.m., unless prior written approval is obtained from LCSWMA for authorization to deliver to another Facility. Advance approval and notification of at least 24 hours is required for quantities of four (4) or more carcasses.

Putrescible Waste shall not be mixed with any other Waste when discharged into a LCSWMA Facility.

3.3.8. Non-Processable Waste

Non-Processable Waste is a portion of Municipal Waste consisting of materials which cannot be handled by LCSWMA's waste-to-energy processing. Non-Processable Waste includes items that are excessively large and/or bulky that may require additional handling time by LCSWMA equipment operators and any other items deemed appropriate by LCSWMA.

Non-Processable Waste shall not be mixed with any other Waste when discharged into a LCSWMA Facility.

3.3.9. Other Special Handling Wastes

No other Special Handling Wastes will be accepted at LCSWMA Facilities without prior approval of LCSWMA.

3.4. Other Wastes

LCSWMA may accept Other Wastes. LCSWMA's Executive Director shall establish the fees, policies for delivery and acceptance, and restrictions for Other Wastes on a case-by-case basis.

3.5. Mixed Loads

3.5.1. A mixed load is any load which, at the time of discharge into a LCSWMA Facility, contains Waste from more than one category described in these Rules and Regulations. The tipping fee and surcharge for any mixed load of Waste are set forth on the Rate Schedule. LCSWMA may reduce or waive this surcharge if the Commercial Hauler demonstrates to the reasonable satisfaction of LCSWMA that the mixing of Waste was not due to the Commercial Hauler's fault or negligence and that the Commercial Hauler has made best efforts to prevent such mixing in the future.

3.5.2. Waste consisting of Residual Waste, Municipal Waste, or Source Separated Recyclable Materials shall not be mixed with each other, unless approved by LCSWMA.

3.5.3. Residual Waste shall require a separate approval for each material type and Generator location for acceptance under these Rules and Regulations and no load shall contain more than one of such separately approved Residual Wastes, unless approved by LCSWMA.

4. SOURCE SEPARATED RECYCLABLE MATERIALS

Source Separated Recyclable Materials may be delivered to LCSWMA Facilities as described below. If delivered to a LCSWMA Facility, at the time of delivery each type of Source Separated Recyclable Material shall be segregated

from other Waste (including other types of Source Separated Recyclable Materials) unless mixing is expressly permitted under these Rules and Regulations.

4.1. Single Stream Recyclables

Single Stream Recyclables may be delivered only to the Transfer Station. Single Stream Recyclables collected from residential curbside programs or from multi-family dwellings, when delivered to designated LCSWMA Facilities, must be done so without any intervening transfer, unloading, processing, sorting, salvaging, scavenging, or reuse.

4.2. Yard Waste

Yard Waste may be delivered only to the Landfill. Due to processing limitations LCSWMA cannot accept dedicated loads of yard waste from Commercial Haulers or yard waste deliveries greater than ten cubic yards.

Any load of Yard Waste that contains non-biodegradable bags or is contaminated with any other material that in the opinion of LCSWMA would impair composting or recycling of the Yard Waste will be charged the Refuse tipping fee.

4.3. Recyclable Tires

Any load containing fifteen (15) or fewer Recyclable Tires may be delivered to the Transfer Station, Waste-To-Energy Facility, or Landfill.

Any load containing more than fifteen (15) Recyclable Tires must be delivered to the Landfill or to the Transfer Station and must be approved and scheduled prior to delivery. Recyclable Tires will not be accepted from businesses generating large quantities of tires. Examples of businesses LCSWMA will not accept Recyclable Tires from are garages, junk yards, towing services, farm and agricultural operations, material sorting or reclamation operations, and self-load Commercial Hauling operations. Recyclable Tires from other transfer stations will not be accepted.

All Recyclable Tires must be unloaded in designated Tire unloading areas.

LCSWMA reserves the right to at any time adjust its tipping fees for Recyclable Tires in response to price increases at its tire recycling outlet. LCSWMA further reserves the right to at any time adjust its tipping fee if the recycling outlet cannot accept LCSWMA's tires for any reason, thereby necessitating the delivery of Recyclable Tires to more distant outlets.

4.4. White Goods

Any load containing fifteen (15) or fewer White Goods may be delivered to the Transfer Station, Waste-To-Energy Facility, or Landfill. Any load containing more than fifteen (15) White Goods shall be scheduled with LCSWMA through the Recycling Program Specialist (call 717-397-9968). The point of delivery (Frey Farm Landfill or Transfer Station) will be based on collection location. All White Goods must be unloaded in the designated White Goods unloading area. White Goods which contain or may contain refrigerants will not be accepted if they are compacted or damaged in any way that precludes efficient and safe removal of refrigerants. Deliveries from Commercial Haulers are restricted to Monday through Friday during normal business hours, unless preapproved and scheduled with the Recycling Program Specialist.

4.5. Reporting on Source Separated Recyclable Materials

For Source Separated Recyclable Materials that are generated in Lancaster County and delivered to either a LCSWMA Facility or a non-LCSWMA Facility, each Person to whom a permit has been issued for collection and/or delivery of Source Separated Recyclable Materials shall submit to LCSWMA, in a format approved by LCSWMA, on a quarterly basis, a Source Separated Recyclable Material Report for recyclables collected and/or delivered for Recycling by such Person during the preceding quarter. The quarterly reports are due to LCSWMA's Recycling Program Specialist by April 30th, July 31st, October 31st, and January 31st. The Person submitting the report shall be responsible for the completeness and accuracy of all reported information. The Person must retain all documentation, including weight slips and receipts, verifying that these materials are, in fact, Recycled, and LCSWMA may request this documentation if needed to verify information contained within the report. At a minimum, the report must include the quantity, material type, Generator type (commercial or residential), source (Origin), destination Facility, and delivery date of Source Separated Recyclable Materials that were collected in Lancaster County and delivered for Recycling during the specified quarter.

5. OPERATIONS

5.1. Site Designation

5.1.1. All Regulated Municipal Waste, excepting Household Hazardous Waste and Special Handling Waste, shall be transported directly from the point of collection and delivered in accordance with these Rules and Regulations to a LCSWMA Facility without any intervening transfer, unloading, processing, sorting, salvaging,

scavenging, or reuse. This requirement implements the Flow Control obligations set forth in the Flow Control Compliance and Enforcement provisions of these Rules and Regulations. In the event Source Separated Recyclable Materials are not delivered to a LCSWMA Facility the Person transporting such Source Separated Recyclable Materials, upon written request by LCSWMA, shall provide written evidence reasonably satisfactory to LCSWMA that such Source Separated Recyclable Materials were in fact recycled in accordance with applicable law.

5.1.2. Household Hazardous Waste generated within Lancaster County, Special Handling Waste, and Residual Waste shall be transported from the point of collection and delivered in accordance with these Rules and Regulations to a facility.

5.1.3. The use of LCSWMA's Small Vehicle Drop Off Areas at all Facilities will be at the discretion of site management personnel. Vehicle type, size, and load contents, along with weather conditions will determine Small Vehicle Drop Off usage.

5.1.4. Source Separated Recyclable Materials which are generated within Lancaster County shall be transported from the point of collection and delivered in accordance with these Rules and Regulations to (a) a facility for the sole purpose of Recycling or (b) a LCSWMA Facility, consistent with the facility designation and container size restrictions outlined in these Rules and Regulations. LCSWMA may demand proof of documentation that all such materials are, in fact, Recycled.

5.1.5. All dry cell batteries generated in households may be deposited in Battery Bags and delivered to a battery container at a LCSWMA facility. If the Commercial Hauler allows collection vehicles to pick up battery bags placed at the curbside the same time as Refuse collection, they shall keep the battery bags segregated from all other Solid Waste and shall be transported from the point of collection and delivered to a battery container

at a LCSWMA Facility without any intervening transfer, unloading, processing, sorting, salvaging, scavenging, or reuse.

5.1.6. Notwithstanding any provisions in these Rules and Regulations, to the contrary, LCSWMA may change the site designation for any Solid Waste or Source Separated Recyclable Material.

5.1.7. LCSWMA may immediately close LCSWMA Facilities, redirect waste, suspend deliveries, and/or deny access during emergency situations.

5.2. Load Containment and Covering

5.2.1. All loads must be tarped, in accordance with the definition of Tarp, while traveling to any LCSWMA Facility. Such enclosures and tarps must remain in place until arrival at the designated unloading or uncovering areas at the LCSWMA Facility. A fee for any load not properly tarped will be charged as set forth on the Rate Schedule.

5.2.2. All roll-off containers leaving LCSWMA facilities with automated tarp systems must be tarped. All roll-off containers without automated tarp systems must be cleaned out by the operator of the vehicle and verify this cleaned condition with LCSWMA compliance personnel at the tipping area.

5.2.3. All Solid Waste must be secured to the vehicle or container and enclosed or covered with a secured tarp to prevent leakage, spillage, dusting, or litter while traveling to or from any LCSWMA Facility.

5.3. Vehicle Container Condition

All Vehicles and containers brought to a LCSWMA Facility shall be watertight, readily emptied, cleaned with sufficient frequency to prevent insect breeding, odors, or other nuisances, and shall be maintained in good repair and in a safe condition. All Solid Waste must be contained and covered as provided in the Load Containment and Covering provisions of these Rules and Regulations.

5.4. Unloading at a LCSWMA Facility

5.4.1. All Commercial Hauling vehicles are required to leave a minimum of twelve feet (12') between vehicles during unloading and

should stay within six feet (6') of their vehicle at all times at FFLF, TSC, and WTE. All trucks must unload off the rear of the vehicle in designated tipping areas. The unloading of vehicles off the sides is prohibited.

5.4.2. Drivers of both rear load trucks and front load trucks are prohibited from cleaning out behind their truck's compactor blade while on the tipping area.

5.4.3. LCSWMA staff reserves the right to limit hand unloading vehicles on tipping areas during peak delivery times.

5.4.4. Vehicles, containers and the contents of vehicles and containers with LCSWMA ID numbers attached or containing Regulated Municipal Waste are subject to inspection and photographic documentation at any time by LCSWMA. This inspection authority is in addition to, and does not limit, the investigatory authority of the Flow Control Compliance Officer(s) set forth in the Enforcement provisions of these Rules and Regulations.

5.4.5. Vehicles towing trailers will be directed to unload the trailer first, drop the trailer in a designated location, and then return to the tipping area to unload the towing vehicle.

5.4.6. All roll-off containers must have properly functioning tail gate latches that secure the tail gate in the open position while the vehicle is dumping. If a roll-off container does not have a functioning safety chain, LCSWMA will provide a temporary safety chain so the vehicle may dump safely. A handling fee for this safety service will be charged as set forth on the Rate Schedule.

5.4.7. No tractor trailer waste deliveries will be accepted at the LCSWMA Transfer Station.

5.4.8. LCSWMA Commercial Haulers operating vehicles with permanently fixed containers (rear load and front load vehicles) may choose to use tare weights when delivering to the Transfer Station provided LCSWMA has issued written authorization for

each permitted vehicle proposed to utilize tare weights. Tare weights will be audited annually.

5.4.9. Boxes or other containers will be allowed to be dropped from vehicles only in areas expressly designated as untarping or unloading areas.

5.5. Spill, Leak, Dusting, and Litter Responsibility

In the event a vehicle or container leaks, spills, dusts or litters on any LCSWMA Facility, public road or private property, the Person hauling the Waste will be responsible for all clean up and for paying any costs incurred or damages sustained by LCSWMA in connection with performing or monitoring of such cleanup.

5.6. No-Idling

All LCSWMA Facilities are covered under Pennsylvania Act 124 of 2008 regarding No Idling Diesel-Powered Vehicles over 5 Tons.

5.7. Post-Unloading Inspection and Cleanout

After discharging a load of Waste, the driver or operator of the vehicle is responsible for inspecting the vehicle and the container to ensure that all the Waste from the vehicle and container has been discharged.

5.8. Additional Operating Rules

5.8.1. Loitering and solicitation are prohibited at LCSWMA Facilities.

5.8.2. Vehicles and containers may not be left at LCSWMA Facilities without prior LCSWMA approval.

5.8.3. Commercial Hauler sorting and separation of Waste must occur only in designated areas.

5.8.4. All sorting and separation of Waste may not occur in the tipping areas.

5.8.5. All Persons delivering waste to the Waste-To-Energy Facility tipping floor shall NOT handle any Residual Waste that has been staged on the tipping floor for special processing/inspection.

5.8.6. Salvaging and Scavenging are not permitted at any LCSWMA Facility.

5.8.7. All Persons at LCSWMA Facilities shall conduct themselves in a civil and respectful manner toward LCSWMA staff and other visitors. Violation of this requirement may result in removal from the Facility, temporary suspension of access, or permanent revocation of access privileges.

5.9. Hauler Registrations and Insurance Requirements

All Commercial Haulers shall register with LCSWMA on an annual basis in such form and manner as LCSWMA may require. Each Commercial Hauler shall timely submit complete, accurate, and truthful information in connection with such registration, including any updates or supporting documentation reasonably requested by LCSWMA. Registrations are non-transferable and non-assignable. Any false, misleading, incomplete, or inaccurate information submitted to LCSWMA may result in rejection, suspension, or revocation of registration, denial of access to LCSWMA Facilities, and any other action permitted under these Rules and Regulations.

Commercial Haulers will be required to submit a Certificate of Insurance (COI) during the annual registration process. The COI must list LCSWMA as the certificate holder. Coverage requirements, including minimum limits, are outlined in the registration form.

5.10. Manifests

LCSWMA is authorized to require all Commercial Haulers to provide written or electronic Manifests in such form as LCSWMA shall determine at the time of delivery of Regulated Municipal Waste, other Solid Wastes, or Source Separated Recyclable Materials, as further described in the definition of Manifest and in coordination with the reporting requirements set forth in the Reporting on Source Separated Recyclable Materials provisions of these Rules and Regulations.

5.11. Tobacco-Free Facilities

LCSWMA is a tobacco-free environment. Tobacco use is prohibited by all customers at all LCSWMA facilities (Transfer Station, Frey Farm Landfill and the Waste-to-Energy Facility), including while inside a personal vehicle on LCSWMA property. Tobacco of all types, including but not limited to, cigarettes, pipes, cigars, electronic cigarettes, snuff, chew, etc. is prohibited.

5.12. LCSWMA Transportation Compliance Plan

Copy of the PA DEP approved plan is available at www.lcswma.org. This plan is implemented to improve waste transportation safety and compliance with waste hauling regulations. Penalty assessments related to waste vehicle infractions, overweight vehicles, speeding on haul routes to LCSWMA facilities, and violations of restricted haul routes detailed within plan.

6. ASSUMPTION OF RISK AND LIMITATION OF LIABILITY

6.1. Hazard Recognition and General Safety Notice

LCSWMA's facilities are active work environments. Conditions may include, but are not limited to, heavy machinery, powered industrial vehicles, automated equipment, elevated surfaces, confined spaces, high noise levels, electrical systems, hazardous substances, and other recognized workplace hazards. All persons present at LCSWMA facilities are required to recognize known hazards and conduct themselves in a manner that does not endanger themselves or others.

All Persons entering or using LCSWMA facilities must comply at all times with:

a. All posted safety rules, policies, and procedures;
b. All warnings, signs, and labels;
c. All training, qualification, and authorization requirements; and

d. All instructions or directives issued by LCSWMA personnel.

Compliance with safety rules is a condition of access. Failure to comply may result in removal, suspension or termination of access, or other corrective measures. Noncompliance with safety rules creates hazardous conditions and significantly increases the likelihood of injury, illness, or property damage.

6.2. Site Traffic and Vehicle Safety

All vehicles using LCSWMA Facilities must follow traffic flow patterns and obey all road signs and posted speed limits. Where no speed limit is posted, the maximum speed will be ten (10) miles per hour. Safe and courteous driving practices are to be always followed. Unsafe driving practices may result in disciplinary action.

All passengers must be in the cab of the vehicle when entering onto LCSWMA property. Riding on the bed or tailgate of vehicles on LCSWMA property or during unloading is prohibited. Drivers and passengers must always stay with their vehicles.

6.3. Personal Protective Equipment and Restricted Areas

All Persons entering the main tip areas at the Transfer Station tip floor, Waste-To-Energy Facility tip floor, and Landfill tipping area MUST wear some type of fluorescent garment (vest, shirt, jacket, sweatshirt) and shall be appropriately dressed to prevent injury, including wearing appropriate closed-toed shoes.

6.4. Children must always remain in vehicles at LCSWMA Facilities.

6.5. Tipping Floor

All Persons delivering waste to the Waste-To-Energy Facility tipping floor shall observe the ten foot (10') green projected line on the tip floor which indicates restricted access to the pit edge. DO NOT cross this green line. There is a red projected line which indicates six feet (6') from the pit edge. This line may only be crossed when an individual is tied off to a safety device.

6.6. Fire Debris and Hot-Load Procedures

Any loads containing fire debris shall be delivered directly to the Frey Farm Landfill unless otherwise approved by LCSWMA (based on factors such as the potential to contain hot material, length of time span between fire and material clean-up). Do not drive a known hot load to any LCSWMA Facility. Loads visibly on fire are not accepted at any LCSWMA Facility. Any load that catches fire while on site will be directed by site management to a designated unloading area. A fee for

labor and equipment used in such clean up will be charged as set forth on the Rate Schedule.

6.7. Assumption of Risk

By entering LCSWMA's facilities you voluntarily assume the inherent risks associated with an industrial environment, including risks arising from their own conduct, the conduct of others, or the nature of LCSWMA's operations to the extent such risks are inherent, open and obvious, or reasonably foreseeable, and to the extent permitted by law. This includes, without limitation, damage occurring to vehicles or other personal property caused by LCSWMA's facilities, vehicles, and equipment to the extent they are being used in the ordinary course of a waste business.

6.8. Limitation of Liability

LCSWMA and its owners, operators, affiliates, officers, employees, agents, and contractors shall not be responsible for injury, loss, or damage to the extent such injury, loss, or damage results from or is caused by:

a. Failure to follow safety rules, procedures, or instructions;
b. Failure to leave LCSWMA facilities when directed to do so;
c. Unauthorized or improper use of machinery, vehicles, tools, or equipment;
d. Unsafe acts or omissions by other persons present at the Facility; or
e. Inherent risks associated with industrial operations.

This limitation applies both to personal injury and to property damage that may occur. This limitation does not apply if LCSWMA's agents engage in willful misconduct or gross negligence that is the primary cause of an injury.

6.9. No Guarantee of Hazard Elimination

LCSWMA maintains safety policies, procedures, and controls intended to reduce risk; no industrial facility can eliminate all hazards. These hazards can include, without limitation, electricity, fire, acids and caustic chemicals, and slippery surfaces. Safety depends on the shared responsibility of management, employees, contractors, and visitors to always follow established rules and exercise sound judgment.

7. FLOW CONTROL COMPLIANCE AND ENFORCEMENT

7.1. Authority for Flow Control

7.1.1. Under the Municipal Waste Planning, Recycling and Waste Reduction Act, 53 P.S. §§ 4000.101-4000.1904, commonly known as Act 101 of 1988 ("Act 101"), Lancaster County's Solid Waste Management Plan, Lancaster County ordinances, and the ordinances of municipalities throughout Lancaster County, all Regulated Municipal Waste is subject to Flow Control.

7.1.2. For Flow Control and other purposes, LCSWMA is authorized to adopt, amend, supplement, and enforce policies, procedures, forms, and administrative requirements requiring: (a) Commercial Haulers to register with LCSWMA in such form and manner as LCSWMA may require; (b) Commercial Haulers to provide manifests in such form and manner as LCSWMA may require at the time of delivery of Regulated Municipal Waste, other Solid Wastes, or Source Separated Recyclable Materials to LCSWMA Facilities; (c) Commercial Haulers' vehicles transporting Solid Waste or Source Separated Recyclable Materials to have a LCSWMA ID affixed to the vehicle; (d) Commercial Haulers' containers used for the collection, transportation, or delivery of Solid Waste or Source Separated Recyclable Materials to have a LCSWMA ID affixed to the container; and (e) Commercial Haulers to maintain information (whether physical or digital) for not less than two (2) years after collection, delivery, or transport of Solid Waste or Source Separated Recyclable Materials in Lancaster County, including, without limitation route sheets, customer contracts, customer invoices, and disposal weight tickets, which shall be made available to LCSWMA upon request. LCSWMA may deny access to any LCSWMA Facility, suspend or terminate registration, or take any other action permitted under these Rules and Regulations for failure to comply with such policies, procedures, forms, or administrative requirements.

7.2. Scope of Flow Control

7.2.1. Flow Control is the requirement that all Regulated Municipal Waste shall be delivered directly from the point of generation or collection to a LCSWMA Facility, as further provided in the Site

Designation provisions of these Rules and Regulations. Any Person Generating or Hauling Regulated Municipal Waste, including persons owning or operating the waste collection vehicle or container, and business/property owner where waste is Generated, may be held responsible and accountable for Flow Control Violations. Penalties for non-compliance are outlined in Violations and Penalties in these Rules and Regulations.

7.2.2. Waste collected by a Commercial Hauler operating in Lancaster County shall be presumed to be generated in Lancaster County unless the Commercial Hauler demonstrates otherwise through records.

7.3. Flow Control Compliance Officer(s)

LCSWMA is authorized to employ one or more Flow Control Compliance Officers (FCCO) with the authority to investigate complaints and leads related to waste diversion, illegal disposal, misreporting of waste origin(s), and other Flow Control Violations, including but not limited to the authority to:

7.3.1. Surveille Hauler activities, including documentation with photographs and contemporaneous notes.

7.3.2. Inspect all equipment and containers used for collection and delivery of Regulated Municipal Waste in any location where allowable by law.

7.3.3. Interview or question any Person involved in generating, collecting, or delivering Regulated Municipal Waste.

7.3.4. Cooperatively share and receive information regarding observations, inspections, and interviews by and from neighboring Municipal Authorities.

7.3.5. Recommend Notices of Apparent Violation (NAV) and Notices of Violation (NOV) to LCSWMA Executive Director and LCSWMA Legal Counsel.

8. VIOLATIONS AND PENALTIES

8.1. Generator and Hauler Responsible

The Generator, the Person Registered, the Person owning the vehicle and/or container, and the Person operating the vehicle shall be responsible and accountable for any non-compliance with these Rules and Regulations, including reimbursing LCSWMA for all fees and all costs and damages incurred by LCSWMA because of such violation.

8.2. Violations

In addition to the fees and charges as provided in these Rules and Regulations, in the event of any violation of these Rules and Regulations, or of any other applicable governmental regulations or ordinance, LCSWMA may:

8.2.1. Suspend or terminate the privilege of using LCSWMA Facilities of the Person driving or operating the violating vehicle and/or the Person owning the vehicle or container;

8.2.2. impose a penalty of not more than $1,000 for each violation of any provision of these LCSWMA Rules and Regulations. Each violation and each day that a violation shall exist, shall constitute a separate violation. LCSWMA shall provide the Person violating the LCSWMA Rules and Regulations with a written Notice of Violation setting forth the violation and the applicable penalty

with ten (10) days to dispute in writing the Notice of Violation. After the expiration of the ten (10) day period, LCSWMA may deduct the amount of the penalty from any Commercial Hauler rebate to which the person violating the LCSWMA Rules and Regulations may otherwise be entitled.

8.2.3. bring a criminal summary action for violation of the Lancaster County Municipal Waste Ordinance, and upon conviction thereof in a summary proceeding, the violator of the Ordinance shall be sentenced for each violation to pay a fine of not more than $1,000 and costs of prosecution and, in default of payment of such fine and costs, to undergo imprisonment for not more than ten days.

8.2.4. reduce or revoke Hauler Rebates.

8.2.5. take such action as LCSWMA shall deem to be appropriate.

8.3. Separate Violations

Each violation of any provision of the ordinance or a provision of the LCSWMA Rules and Regulations, and each day that such a violation shall exist, shall constitute a separate violation and offense.

9. DEFINITIONS

9.1. Default Terminology

Any term used in these Rules and Regulations and not defined below shall have the same meaning as ascribed to such term by Pennsylvania statute, rule or regulation or the DEP.

9.2. Defined Terms

As used in these Rules and Regulations, the following terms shall have the following meanings:

1. Action Plan – The radiation protection and response plan adopted by LCSWMA, consistent with applicable DEP requirements, establishing the procedures for the detection, handling, segregation, and disposition of Radioactive Materials detected at a LCSWMA Facility.

2. Administrative Fee – A fee, as set forth on the Rate Schedule, charged by LCSWMA for administrative costs incurred under these Rules and Regulations,

including costs associated with resolving weight ticket discrepancies identified more than ten (10) days after the transaction.

3. Ash Residue – Ash from a Solid Waste combustion facility. Ash Residue is a Special Handling Waste.

4. Battery/Batteries – Includes, but is not limited to, automotive, truck, marine and industrial batteries that contain lead; and dry cell batteries including nickel-cadmium, lithium ion, mercury and alkaline batteries. Batteries are Universal Waste which is Unacceptable Waste.

5. Battery Bags – Bags which LCSWMA makes available to Generators of Municipal Waste, and which will be used as disposal containers for dry cell, nickel-cadmium, lithium-ion batteries, and small Battery Containing Devices such as cellular phones which are generated in households.

6. Battery Containing Device – A device where the battery cannot be easily removed and is not a Covered Device. Battery Containing Devices are Unacceptable Waste.

7. Commercial Hauler – A Person or company that collects and hauls Regulated Municipal Waste, refuse, construction and demolition waste, residual waste, or Source Separated Recyclable Materials for a fee, including Persons whose hauling services are in furtherance of a business.

8. Construction/Demolition Waste – A portion of Municipal Waste resulting from the construction or demolition of buildings and other structures, including wood, plaster, drywall and wall board, metals, asphaltic substances, bricks, block, and unsegregated concrete. The term also includes Non-Friable Asbestos Waste.

9. Contaminated Soil – A portion of Solid Waste consisting of contaminated earth or fill, typically generated due to a spill, leak, or historical contamination. Contaminated Soil is a Special Handling Waste.

10. Covered Devices – Defined under the Pennsylvania Covered Devices Recycling Act of 2010 to include desktop and laptop computers, computer monitors, computer peripherals (a keyboard, printer, or other device sold exclusively for external use with a computer that provides input or output from the computer), tablets, televisions and e-readers that have a browser and internet connectivity.

11. DEP – The Pennsylvania Department of Environmental Protection.

12. Facility – Any specific site owned and/or designated in writing by LCSWMA (or a site approved by LCSWMA in accordance with the Site Designation provisions of these Rules and Regulations, which approval will not be unreasonably withheld) as the specific place or site to which Solid Waste or Source Separated Recyclable Materials, or any portion of Solid Waste or Source Separated Recyclable Materials, must or may be delivered; provided however that LCSWMA will not approve any non-LCSWMA site for delivery of Regulated Municipal Waste unless such site is located outside the Commonwealth of Pennsylvania.

13. Flow Control – The process by which Regulated Municipal Waste generated or collected within Lancaster County is required to be delivered to a designated LCSWMA Facility.

14. Flow Control Violation – Any failure to deliver, or any diversion, misdirection, or misreporting of the Origin(s) of, Regulated Municipal Waste in violation of the Flow Control requirements of these Rules and Regulations.

15. Generated (in Lancaster County) – Solid Waste or Source Separated Recyclable Materials produced, processed, or created at a location within the geographic boundaries of Lancaster County, Pennsylvania. Waste collected by a Commercial Hauler operating in Lancaster County is presumed to be Generated in Lancaster County unless the Commercial Hauler demonstrates otherwise through records.

16. Generator – A Person who produces, processes or creates any Solid Waste within Lancaster County, including Persons who combine Solid Waste generated with Lancaster County with Solid Waste from Outside Lancaster County.

17. Hauler – A person or company that transports, collects, and/or hauls refuse, construction and demolition waste, residual waste, or Source Separated Recyclable Materials, including but not limited to Regulated Municipal Waste.

18. Hauler Agreement – The agreement entered into between LCSWMA and a Commercial Hauler under which the Commercial Hauler may obtain a Rebate in exchange for meeting the terms of the Hauler Agreement. (Commercial Haulers must be Registered whether or not they enter into a Hauler Agreement).

19. Hazardous Waste – Garbage, refuse, sludge from an industrial or other wastewater treatment plant, sludge from a water supply treatment plant or air pollution control facility and other discarded material including solid,

liquid, semisolid or contained gaseous material resulting from municipal, commercial, industrial, institutional, mining or agricultural operations, and from community activities, or a combination of these factors, which because of its quantity, concentration, or physical, chemical or infectious characteristics may:

a. Cause or significantly contribute to an increase in mortality or morbidity in either an individual or the total population; or

b. Pose a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported, disposed of or otherwise managed.

c. The term does not include (a) coal refuse as defined in the Coal Refuse Disposal Control Act (52 U.S.C.A. §§30.51-30.62), (b) treatment sludges from coal mine drainage treatment plants, disposal of which is being carried on under and in compliance with a valid permit issued under the Clean Streams Law (35 P.S. §§691.1-691.1001), (c) solid or dissolved material in domestic sewage, (d) solid dissolved materials in irrigation return flows, (e) industrial discharges which are point sources subject to permits under Section 402 of the Federal Water Pollution Control Act (33 U.S.C.A. §§1341), or (f) source, special nuclear, or by-product material as defined by the Atomic Energy Act of 1954 (42 U.S.C.A. §§2011-2284). Hazardous Waste is Unacceptable Waste.

20. Household Hazardous Waste – A portion of Municipal Waste that would be considered hazardous under Act 97 but for the fact that it is produced in quantities smaller than those regulated as Hazardous Waste under Act 97 and is generated by Persons not otherwise covered as Hazardous Waste Generators by Act 97. Household Hazardous Waste includes the following materials and other materials of a similar nature:

    a. Anti-freeze;
    b. Batteries: includes, but is not limited to, automotive, truck, marine and industrial batteries that contain lead; and dry cell batteries including nickel-cadmium, lithium ion, mercury and alkaline batteries;
    c. Battery Containing Devices: a device where the battery cannot be easily removed and it is not a Covered Device;
    d. Chlorinated hydrocarbons;
    e. Covered Devices;
    f. Insecticides;
    g. Fluorescent light bulbs and other mercury-containing devices;

h. Gasoline and kerosene;
i. Grease and rust solvents;
j. Oven, toilet and drain cleaners;
k. Paints, rust preventatives, stains and wood preservatives;
l. Pesticides, fungicides, herbicides, rodenticides, roach and ant killers;
m. Photographic and pool chemicals;
n. Thinners, solvents and furniture strippers;
o. Transmission and brake fluids;
p. Waste oil or other hydrocarbon-based lubricants; and
q. Wood, metal, rug and upholstery cleaners and polishes.

21. LCSWMA Facility – LCSWMA Facilities include (a) the Transfer Station located at the rear of 1299 Harrisburg Pike, Manheim Township, Lancaster County, (b) the Waste-To-Energy Facility located at 1911 River Road, Conoy Township, Lancaster County, (c) the Frey Farm Landfill located at 3049 River Road, Manor Township, Lancaster County, and (d) the Household Hazardous Waste Facility located at 1299 Harrisburg Pike, Manheim Township, Lancaster County.

22. LCSWMA ID Number – An identifying number for a vehicle or container owned by a Commercial Hauler which is affixed to such vehicle or container.

23. Liquid Waste – A portion of Waste that contains free liquids as determined by Method 9095 (Paint Filter Liquids Test), as described in the United States Environmental Protection Agency's "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods" (EPA Publication No. SW-846). Liquid Waste is Unacceptable Waste.

24. Manifest – When applicable, this is a LCSWMA form to be completed and signed by each Commercial Hauler who collects or transports Solid Waste or Source Separated Recyclable Materials and which specifies, (a) the Origin(s) by municipality, type, quantity and delivery point for the Solid Waste and Source Separated Recyclable Materials, (b) the applicable LCSWMA ID number and (c) other pertinent information. This form will be supplied by LCSWMA.

25. Municipal Waste – Any Solid Waste which is garbage, refuse, industrial lunchroom or office waste and other material, including solid, liquid, semisolid or contained gaseous material, resulting from operation of residential, municipal, commercial or institutional establishments and from community activities, and any sludge not meeting the definition of Residual or Hazardous Waste from a municipal, commercial or institutional water supply treatment plant, wastewater treatment plant or air pollution control facility. The term

includes Construction/Demolition Waste but does not include Source Separated Recyclable Materials or Unacceptable Waste.

26. Non-Commercial Haulers – Any Person who transports Regulated Municipal Waste or Source Separated Recyclable Materials to a LCSWMA Facility other than for a fee and not in furtherance of a business, including a Resident transporting Waste generated at that Resident's own household.

27. Non-Processable Waste – Non-Processable Waste is a portion of Municipal Waste consisting of materials which cannot be handled by LCSWMA's waste-to-energy processing. Non-Processable Waste includes items that are excessively large and/or bulky that may require additional handling time by LCSWMA equipment operators and any other items deemed appropriate by LCSWMA.

28. Non-Recyclable Tires – Tires which contain debris. Non-Recyclable Tires are Residual Waste, must be sliced in half (bagel-cut) prior to delivery, and require a Waste Tire Transporter permit.

29. Origin – The county township, borough, or city in which the Solid Waste or Source Separated Recyclable Materials were generated.

30. Other Wastes – Wastes, other than Municipal Waste, Source Separated Recyclable Materials, Residual Waste, and Special Handling Waste, that LCSWMA may accept at its discretion on a case-by-case basis, with the fees, delivery and acceptance policies, and restrictions established by LCSWMA's Executive Director.

31. Person – Any individual, firm, partnership, corporation, association, institution, cooperative enterprise, municipality, municipal authority, governmental entity or agency, or any other legal entity whatsoever which is recognized by law as the subject of rights and duties. In any provisions of these rules and regulations prescribing a fine, penalty or other enforcement action, or any combination of the foregoing, the term "Person" shall include the officers and directors of any corporation or other legal entity having officers and directors.

32. Processed Regulated Medical Waste – A portion of Solid Waste consisting of Regulated Medical Waste which has been rendered non-infectious by sterilization, autoclaving, or other equally effective processing techniques. Processed Regulated Medical Waste is a Special Handling Waste.

33. Putrescible Waste – A portion of Municipal Waste consisting of organic waste materials which due to biological decomposition are, or have a tendency to be, rotten, foul, or odorous, including dead animals and spoiled foods, but not including sludge.

34. Rate Schedule – The schedule of tipping fees, rates, and other fees and charges established by LCSWMA under these Rules and Regulations for the acceptance of Solid Waste and Source Separated Recyclable Materials and for administrative and other services, as amended from time to time.

35. Rebate – The tipping fee rebate, payable periodically, to Commercial Haulers who have entered into a Hauler Agreement with LCSWMA.

36. Recyclable Tires – Clean rubber tires that do not contain debris.

37. Recycling or Recycled – The separation, collection, recovery, and marketing of Source Separated Recyclable Materials which would otherwise be disposed of or processed as Solid Waste.

38. Refuse - Refuse is that portion of Municipal Waste excepting:

    a. Construction/Demolition Waste;
    b. Household Hazardous Waste; and
    c. Putrescible Waste.

39. Registration or Registered – See Section 5.9 above

40. Regulated Medical Waste – A portion of Solid Waste which is or may be contaminated by disease-producing microorganisms or material that may harm or threaten human health. Regulated Medical Waste is Unacceptable Waste. The term includes the following Waste unless generated in households:

    a. Wastes generated by hospitalized patients who are isolated, or on blood or body fluid precautions, to protect others from communicable disease;
    b. Cultures and stocks of etiologic agents;
    c. Animal waste blood and animal blood products which are known or are suspected to contain contagious zoonotic pathogens, and human waste blood and blood products;
    d. Tissues, organs, body parts, blood and body fluids that are removed during surgery and autopsy;

e. Wastes generated by surgery or autopsy of septic cases or patients with infectious diseases;
f. Wastes that were in contact with pathogens in any type of laboratory work, including collection containers, culture dishes, slides, plates and assemblies for diagnostic tests and devices used to transfer, inoculate and mix cultures;
g. Used sharps;
h. Wastes that were in contact with the blood of patients undergoing hemodialysis at hospitals or independent treatment centers;
i. Carcasses and body parts of animals exposed to contagious zoonotic pathogens;
j. Animal bedding and other Wastes that were in contact with animals suffering from contagious zoonotic diseases due to natural infection or laboratory research, and their excretions, secretions, carcasses or body parts;
k. Waste biologicals (for example, vaccines - produced by pharmaceutical companies for human or veterinary use);
l. Food and other products that are discarded because of contamination with etiologic agents; and
m. Equipment and equipment parts contaminated with etiologic agents.

41. Regulated Municipal Waste – Municipal Waste Generated in Lancaster County. Municipal Waste also includes Municipal Waste not Generated in Lancaster County if it is transported to Lancaster County and deposited with Municipal Waste Generated in Lancaster.

42. Residents – Individuals who reside in Lancaster County and who generate Municipal Waste, Household Hazardous Waste, or Source Separated Recyclable Materials at their own household located within Lancaster County.

43. Residual Waste – Any garbage, refuse, other discarded material or other Waste, including solid, liquid, semisolid or contained gaseous materials resulting from industrial, mining and agricultural operations and any sludge from an industrial, mining or agricultural water supply treatment facility, wastewater treatment facility or air pollution control facility, provided that it is not hazardous. The term does not include (a) coal refuse as defined in the Coal Refuse Disposal Control Act or (b) treatment sludges from coal mine drainage treatment plants, disposal of which is being carried on under and in compliance with a valid permit issued under The Clean Streams Law.

44. Salvaging – The controlled removal of material from a Solid Waste storage, collection, transportation, processing, or disposal facility for Recycling purposes only.

45. Scavenging – The uncontrolled removal of material from a Solid Waste storage, collection, transportation, processing or disposal facility.

46. Sewage Sludge – Liquid or solid sludges and other residues from a municipal sewage collection and treatment system; and liquid or solid sludges and other residues from septic and holding tank pumpings from commercial, institutional, or residential establishments. The term includes materials derived from sewage sludge. The term does not include ash generated during the firing of sewage sludge in a sewage sludge incinerator, grit and screenings generated during preliminary treatment of sewage sludge at a municipal sewage collection and treatment system, or grit, screenings and nonorganic objects from septic and holding tank pumpings. Sewage Sludge is a Special Handling Waste.

47. Single Stream Recyclables – Single Stream Recyclables are defined as the following:

    a. Corrugated Cardboard: a durable paper packaging material made from a wavy, fluted sheet between two flat linerboards. This excludes chipboard/paperboard (which does not contain a fluted sheet), newspaper, magazines, and other paper products.

    b. Plastic Bottles and Jugs with a Neck: plastic containers with an opening smaller than the base. This excludes clamshell containers, film, foam (polystyrene), and other miscellaneous plastics.

    c. Glass Jars and Bottles: clear, brown, or green food and beverage containers with a one-gallon or less capacity. This excludes mirrors, windowpanes, drinking glasses, vases, and other miscellaneous glass.

    d. Metal Food and Beverage Containers: food and beverage containers made of lightweight, ductile, and malleable aluminum or tinned steel. This excludes aluminum foil, trays, plates, cutlery, cookware, and other miscellaneous metal products.

48. Solid Waste – Any waste, including but not limited to Municipal, Residual, or Hazardous Wastes, including solid, liquid, semisolid or contained gaseous materials.

49. Source Separated Recyclable Materials – Materials that (a) are separated from Waste into individual types of recyclable materials at the location where generated in accordance with these Rules and Regulations and (b) are Recycled. Source Separated Recyclable Materials are limited to the following:

    a. Electronic Devices: as defined in the Covered Devices Recycling Act of 2010;
    b. Ferrous Scrap;
    c. Non-Ferrous Scrap;
    d. Single Stream Recyclables;
    e. Recyclable Tires;
    f. White Goods;
    g. Yard Waste; and
    h. Other material designated by LCSWMA as a Source Separated Recyclable Material.

50. Special Handling Waste – Solid Waste that requires the application of special storage, collection, transportation, processing, or disposal techniques due to the quantity of material generated or its unique physical, chemical or biological characteristics. The term includes dredged material, Sewage Sludge, Processed Regulated Medical Waste, Ash Residue from a Solid Waste combustion facility, Friable Asbestos containing waste, and PCB-containing waste that is not Hazardous Waste and material designated by LCSWMA as Special Handling Waste.

51. Tarp – A tarpaulin, cover, or enclosure secured over a load and fastened to the vehicle or container so as to fully contain the Waste or Source Separated Recyclable Materials and prevent leakage, spillage, dusting, blowing, or littering while traveling to or from a LCSWMA Facility. A load is properly tarped only when it is enclosed or covered, and the tarp is secured and remains in place until arrival at the designated unloading or uncovering area.

52. Transfer Station – The Transfer Station (TSC) owned by LCSWMA and located at the rear of 1299 Harrisburg Pike, Manheim Township, Lancaster County, Pennsylvania.

53. Transportation Compliance Plan – The plan that describes the procedures used by LCSWMA to ensure that vehicles delivering Waste to its Facilities remain in compliance with applicable DEP, PennDOT, and local municipalities transportation regulations and LCSWMA Rules and Regulations.

54. Unacceptable Waste – The following types of Solid Waste are Unacceptable Waste unless approved on a case-by-case basis:

    a. Chemotherapeutic Waste: a portion of Solid Waste resulting from the production or use of antineoplastic agents used for the purpose of inhibiting or stopping the growth of malignant cells or killing malignant cells, but not including Waste containing antineoplastic agents that are Hazardous Waste.;
    b. Drums, barrels, buckets, and paint cans unless lids have been removed and interiors are cleaned and free of any residue;
    c. Explosives and Ordnance Materials;
    d. Gas cylinders;
    e. Hazardous Waste;
    f. Universal Waste;
    g. Regulated Medical Waste;
    h. Liquid Waste: a portion of Waste that contains free liquids as determined by Method 9095 (Paint Filter Liquids Test), as described in United States Environmental Protection Agency's "Test Methods For Evaluating Solid Waste, Physical/Chemical Methods" (EPA Publication No. SW-846);
    i. Radioactive Materials: substances which spontaneously emit alpha or beta particles or photons (gamma radiation) in the process of decay or transformation of the atom's nucleus. Radioactive Materials are disposed of in accordance with the Action Plan. Tritium-containing radioactive materials are Unacceptable Waste;
    j. Covered Devices: under the Covered Devices Recycling Act (CDRA) of 2010, consumers, businesses, and waste haulers may not dispose of Covered Devices at solid waste disposal facilities. All Covered Devices must be properly recycled by consumers and businesses at an electronics collection location, except that Non-Commercial Haulers may deposit them at the Household Hazardous Waste Facility; and
    k. Grubbing Waste: Waste that is generated due to land clearing and excavation activities, including trees, brush, stumps, and vegetative material.

55. Universal Waste – Widely generated hazardous wastes such as batteries, pesticides, mercury-containing equipment, lamps (bulbs), and aerosol cans subject to regulations by the PA DEP and The U.S. Environmental Protection Agency (EPA). Universal Waste is Unacceptable Waste.

56. White Goods – A portion of Solid Waste consisting of large appliances including the following:

a. Air Conditioners and Dehumidifiers;
b. Clothes Washing and Drying Machines;
c. Dishwashers;
d. Furnaces and Electrical Heaters;
e. Water Heaters;
f. Microwave Ovens;
g. Refrigerators and Freezers;
h. Stoves and Ovens; and
i. Water Coolers

57. Yard Waste – All grass clippings, garden residues, leaves, shrubbery, tree trimmings, branches, and stumps. Yard Waste does not include Grubbing Waste generated from land clearing or excavation activities, which is an Unacceptable Waste.

10. GENERAL PROVISIONS

10.1. Effective Date

These Rules and Regulations shall take effect January 1, 2027, and shall remain in effect until amended, supplemented, or repealed by LCSWMA. These Rules and Regulations supersede all prior rules and regulations governing the same subject matter.

10.2. Amendment

LCSWMA may amend, supplement, or repeal these Rules and Regulations, in whole or in part, at any time. Any amendment shall become effective upon adoption by LCSWMA, or on such later date as LCSWMA may specify. The current version of these Rules and Regulations will be posted on LCSWMA's website (www.lcswma.org).

10.3. Severability

If any provision of these Rules and Regulations, or its application to any Person or circumstance, is held to be invalid or unenforceable by a court or agency of competent jurisdiction, such invalidity or unenforceability shall not affect any other provision or application, and the remainder of these Rules and Regulations shall continue in full force and effect.