

WESTERLEY HOMEOWNERS ASSOCIATION  
POLICY RESOLUTION NO. 2008-04

TRASH POLICY

**WHEREAS**, Article V, Section 1 of the Bylaws of Westerley Homeowners Association (“Bylaws”) states that “The affairs of this Corporation shall be managed by a Board of Directors;” and

**WHEREAS**, Article VIII, Section 1(c) of the Bylaws states that “The Board of Directors shall have power to exercise for the Corporation all powers, duties, and authority vested in or delegated to this Corporation, not reserved to the membership, or other provisions of these Bylaws, the Articles of Incorporation, or the Declaration;” and

**WHEREAS**, Article VI, Section 1(l) of the Bylaws states that “[t]rash, garbage and recycling containers shall not be permitted in public vie except on days of trash and recyclables collection. Garage, trash and other refuse shall be placed in covered containers, or plastic bags;” and

**WHEREAS**, Article VIII, Section 1(a) of the Bylaws grants the Board the authority to make, amend and publish Rules and Regulations of the Association; and

**WHEREAS**, the Board deems it necessary and desirable to establish rules and regulations regarding household trash:

**NOW THEREFORE, BE IT RESOLVED THAT** the policies detailed below be adopted by the Board.

1. Loudoun County code requires that all household trash be placed in covered containers, and that certain materials be recycled and not discarded as trash or placed in trash containers. Recycling in Loudoun County of Glass Containers, Metal and Aluminum cans, plastic beverage and detergent containers, newsprint and magazines, cardboard and paperboard and yard waste is mandatory.
2. All foodstuffs and empty foodstuff containers must be placed in a covered plastic garbage container, either the heavy wheeled garbage containers (“Toters”) supplied by our trash service company or a covered plastic garbage container supplied by each owner. Foodstuffs cannot be put out in plastic bags or cartons

Discarded materials other than foodstuffs and foodstuff containers can be placed in large plastic garbage bags, such as black plastic garbage can liners, designed to hold trash. Small lightweight bags such as grocery bags cannot be used

Food containers that are set out for recycling should be rinsed and placed inside the recycling containers supplied by the trash service provider. Paper to be recycled must be securely bound.

Large packing boxes and packing materials can be put out with the trash, but should be sealed or tied to prevent spills. Loose materials must be tied together into bundles. Large packing boxes may also be cut down to appropriate sizes and set out with recyclables' for recycle collection.

3. Toters are supplied to all homes by our trash service company. You may use other styles of containers made to hold garbage. Containers must have a secure lid. Use of the Toter or a heavy container is recommended to prevent the empty cans from blowing down the street when empty. Any overflow trash must be secured in trash bags.
4. All trash containers, recycling containers and trash, including lawn material, must be stored out of public view. Trash and recycling containers and trash may be put out on the curb for pickup after 6 pm on the evening proceeding the scheduled trash pickup day. Empty trash cans and recycling containers must be removed from the curb the evening of trash day. Empty trash cans, Toters and recycling containers must be removed from the curb the evening of the scheduled trash pickup, and cannot be stored in front of your home and may not be in view from the street.
5. The homeowner is responsible for maintaining control of his Toter and/or trashcans. You may put your house number on the Toter with tape or paint; letters should be no more than three inches in height.
6. If your Toter is damaged or wears out, contact the trash service provider directly to request a replacement
7. If you have an unusually large object or amount of trash to be picked up, you must call our trash service prior to trash pickup day to arrange a special pickup.
8. Residents who do not comply with this policy will be subject to immediate charges of up to \$50.00 for each infraction, and up to \$10.00 per additional day for each infraction of a continuing nature.

This Resolution supersedes all previously adopted Resolutions governing the trash.

The effective date of this Resolution shall be April 21<sup>ST</sup>, 2008.

WESTERLY HOMEOWNERS ASSOCIATION

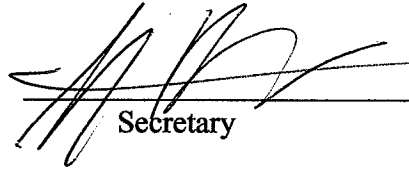
  
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President

FOR ASSOCIATION RECORDS

The Secretary hereby attests that this Policy Resolution was approved and adopted by the Board of Directors on this 21<sup>st</sup> day of April, 2008 and the Resolution was mailed or hand-delivered to the addresses of record of the owners on this 30 day of April, 2008.

4/21/08  
Date

  
Secretary

**WESTERLEY HOMEOWNERS ASSOCIATION**

**RESOLUTIONS ACTION RECORD**

Resolution Type Policy Resolution No. 2008-04

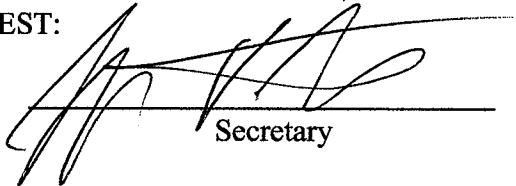
Pertaining to: Trash Policy

Duly adopted at a meeting of the Board of Directors of the Westerley Homeowners Association, held 4/21/08.

Motion by: DP Seconded by: EB

OFFICER	TITLE	YES	NO	ABSTAIN	ABSENT
K. Gilheeder	President	✓			
D. Pontiff	Vice-President	✓			
C. Hammes	Director	✓			
E. Barrow	Treasurer	✓			
S. Reed	Secretary	✓			

ATTEST:


  
Secretary

4/21/08  
Date

CERTIFICATE OF MAILING

This Resolution was mailed or hand-delivered to the addresses of record of the owners on this 30 day of APRIL, 2008.

4/30/08  
Date

  
Michael Marcolla, Community Manager