

VASSALBORO

SOLID WASTE DISPOSAL

ORDINANCE

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SECTION I.

AUTHORITY

This Ordinance has been prepared and adopted pursuant to the provisions of Title 30 Sections 1917, 2151 and Title 38 Section 1721.

SECTION II.

PURPOSE

The purpose of this Ordinance is to protect public health and safety by providing rules and regulations for the proper operation of the Town landfill and Transfer Station Facility, herein after called the Solid Waste Disposal Facility, and to provide that all wastes generated in the Town are disposed of at the Solid Waste Disposal Facility.

SECTION III.

DEFINITIONS

Administrator: Administrator is the municipal officer who has final responsibility for administration of the Solid Waste Disposal Facility.

Ashes: shall mean residue from the combustion of solid fuels.

Carrion: Carrion shall mean animals, birds, and other living creatures that have died naturally or have been accidentally killed. Animals or parts of animals from slaughter houses are not included in this category.

Demolition Debris: See Inert. Material.

Department: Department shall mean the Public Works Department.

Equipment, Backup: Backup equipment means equipment available to the site supervisor within a certain period of breakdown of the primary Solid Waste Facility equipment.

Equipment, Solid Waste: Solid waste equipment means any equipment including buildings on-site used for solid waste storage, compaction, transfer, covering, grading, and other operational activities. .

Garbage: Garbage means all putrescible animals or vegetable. wastes resulting from the handling, preparation, cooking and consumption of food in any private dwelling house, multiple dwelling, hotel, restaurant, building,. or institution.

Hazardous Waste: Hazardous Waste means a substance designated as hazardous by the Department of Environmental Protection such as poison, corrosive agents, etc.

Hot load: Any loads of solid waste that are on fire, smoldering, or are potentially flammable by spontaneous combustion. Hot loads include wood ashes, cigarette tray residue, coal ash and clinkers, residue from a fire, etc.

Household Wastes: Household wastes shall mean mixed refuse, ashes and bulk refuse originating in and around private dwellings, multiple dwellings, fraternity houses, living quarters or dining facilities located in schools, colleges, or universities.

Inert Material: Inert material means solid waste that does not react with other substances under ordinary conditions, including but not limited to concrete, rocks, bricks, plaster, contaminated fill, building construction wastes, etc.

Junk: Junk means old, worn-out, or unserviceable plumbing or heating supplies, household appliances and furniture, scrap, scrap copper, brass, rope, rags, batteries, rubber debris, waste and all scrap iron, steel and other scrap ferrous or nonferrous material or parts thereof.

Landfill, Sanitary: Sanitary landfill means a disposal facility for solid waste on land designed to protect the environment.

Landscape Refuse: landscape refuse means leaves, garden stubble, lawn rakings, weeds and other material that can be composted and refused as a soil conditioner.

Refuse: Refuse shall mean mixed garbage and rubbish placed and stored together in a standard refuse container.

Resource Recovery: Resource recovery means the recovery of materials or substances that still have useful physical or chemical properties after serving a specific purpose and can be reused or recycled for the same or other purposes.

Rubbish: Rubbish means all cardboard, plastic, metal, or glass food containers, waste paper, rags, sweepings, small pieces of wood, excelsior, rubber, leather, and similar waste materials that ordinarily accumulate around a home, business or industry. It shall not include garbage, ashes, bulk refuse, dead animals, hazardous waste, industrial waste, or building waste resulting from the operations of a Contractor.

Salvaging: Salvaging is the controlled removal of reusable discarded-solid waste.

Septage: Septage means waste, refuse, effluent, sludge and any other materials from septic tanks, cesspools, or any other similar facility.

Solid Waste Disposal Facility: Means all facilities owned by the Town used to transport or dispose of solid waste, to include the sanitary landfill, solid waste equipment, etc.

Solid Waste Management: Solid waste management means purposeful, systematic, and unified control of the collection, storage, transportation, processing, salvaging, and disposal of solid waste.

Solid Waste: Solid waste means unwanted or discarded solid material with insufficient liquid content to be free flowing, including by way of example, and not by limitation, rubbish, garbage, junk, refuse, inert household wastes material, landscape refuse, wood wastes, white goods, but shall not include sludge, septage, hazardous wastes, agricultural or industrial wood byproducts.

Special Wastes: Special wastes include that fraction of solid wastes and other wastes designated by the Town to be handled, stored or disposed separately. Special wastes include but are not limited to white goods, tires, inert material, hot loads, wood wastes, carrion, asbestos, oil, fuels, paints, ash, recyclable materials, etc.

Storage: Storage means the containment of any waste that is not hazardous, for a period of less than one year, in such a manner as not to constitute disposal.

Sludge: Sludge mean the concentration of solids resulting from the treatment of liquid wastes such as sewage, industrial wastes, commercial wastes, etc.

Tires: Tires shall include all tires, tubes, and rubber protective flaps. Tire rims are not included under this definition.

Transfer Station Facility: Transfer station facility means a constructed and managed to store, dispose and/or process solid wastes in containers for transport to a facility.

Transfer Station Supervisor: Transfer Station Supervisor has the responsibility to properly operate and maintain transfer station facility. His direct supervisor is the Public Works Road Foreman and he works under that department.

Transport: Transport means movement of solid waste from the point of generation to any intermediate points, and finally to the point of ultimate storage or disposal.

Unacceptable wastes: This category shall include, but not be limited to, the following items:

Leather over 4" or 5" long Rugs

Plastic sawdust

Metals

Metal strapping

Furniture

Long pieces of rope Tires with wheels Batteries

Wire

Nylon in spools

Mattresses

Vector: Vector means a carrier, usually an insect, bird, or rodent, that is capable of transmitting a pathogen from one organism to another or from one place to another.

White Goods: White goods means large appliances including, but not limited to, stoves, refrigerators, freezers, washing machines, clothes dryers, dishwashers and air conditioners.

Wood Wastes: Wood waste means dry waste made of wood to include trees, stumps, brush, slabs, edgings and pallets.

SECTION IV. GENERAL PROVISIONS AND PROHIBITIONS

1. All waste generated or produced within the legal borders of the Town of Vassalboro shall be delivered to the Solid Waste Disposal Facility, except as shown below, or as otherwise provided for by State Law.

2. All residents, private or commercial haulers, or other legally authorized individuals delivering waste to the Solid Waste Disposal Facility shall be required to separate and dispose of all wastes as follows:

Transfer Station

Household Wastes

Garbage

Refuse

Landscape Refuse or Litter

White Goods Area

Junk

White Goods

Wood waste Disposal Area

Trees, brush and other wood wastes

Stumps or large tree trunks Inert Material or Demolition Debris

Hot Loads Area

Hot Loads

Not Accepted

Hazardous Wastes

Carrion

Septage

Sludge

To Be Determined by the Transfer Station Supervisor

Unacceptable Wastes

3. In regards to unacceptable wastes, it shall be the responsibility of the resident, with assistance from the Transfer Station Attendant, to assure that such items are not disposed of in the Transfer Station Facility.
4. As provided for by State Law, the Town may not accept any wastes from commercial operations depending on, but 'not necessarily limited to, quality and quantity.
5. All solid waste transported within the Town must be placed in covered containers securely fastened to the vehicle to prevent spillage and litter. Each resident and business shall be responsible for the transportation of solid waste from his property to the Solid Waste Facility.
6. Solid waste facilities owned, operated and maintained by the Town, shall be for disposal of solid wastes produced within the boundaries of the Town. All users of the solid waste facilities must obtain a decal from the Administrator or his designated representative. This decal must be in the possession of all users when depositing solid waste. Persons, firms or corporations without a decal will be denied use of the Solid Waste Facility.

SECTION V. MANAGEMENT RESPONSIBILITY

The Town, through the Board of Selectmen, assume overall responsibility for Town-owned Solid Waste Disposal Facility and for the proper disposal of wastes accepted there.

The Administrator of this Ordinance and overall Supervisor of the Solid Waste Disposal Facility is the Town Manager.

The Public Works Department is responsible for the day-to-day operation, and maintenance of the Solid Waste Disposal Facility.

It shall be the duty of the Public Works Department's Transfer Station Attendant to strictly enforce this Ordinance and to see that any and all violations are promptly abated and violators prosecuted, and it shall be the special duty of the Chief of Police and all Policemen to promptly summons any violators of this Ordinance.

Other responsibilities and duties shall be as outlined in the Solid Waste Disposal Facility Operational and Maintenance Manual or as designated by the Administrator.

Solid Waste shall be disposed at the Solid Waste Disposal Facility only during the times designated by the Board of Selectmen.

The Solid Waste Disposal Facility shall be operated in accordance with the Maine Department of Environmental Protection (DEP) regulations, the operation and maintenance manuals or as designated by both the Administrator and the Department.

All solid waste delivered and deposited for disposal at the Town Solid Waste Disposal Facility shall become the property of the Town. No person shall separate, collect, carry off or dispose of such materials unless authorized in writing by the Administrator.

SECTION VI. PENALTY

Any person or persons, firm or corporation who violates any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than fifty dollars (\$50) nor more than five hundred dollars (\$500) for each offense and each day's continuance or failure to comply herewith shall constitute a separate and distinct offense for each of said days and shall be punished as such. It shall be the duty of the Police Chief to enforce the provisions of this Ordinance and any other applicable State law.

SECTION VII. SEVERABILITY

Should any, section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of said Ordinance shall not be affected thereby.

SECTION VIII. EFFECTIVE DATE

This Ordinance shall take effect and be in force from the date of adoption, June 4, 1988.

Given unto our hands this 25th day of May, 1988.

D. J. W. Haines
Brett E. Ashwin
Wendley E. Foley

Philip W. Haines

Brett E. Hoskins

Dudley E. Foley

Selectmen of Vassalboro

Unacceptable wastes: This category shall include, but 'not be limited to, the following items: