

TOWN OF SULLIVAN

SOLID WASTE DISPOSAL ORDINANCE

ARTICLE 1. PREAMBLE

- 1.1 This ordinance is adopted under the authority granted in Title 38 of the MRSA Annotated.

ARTICLE 2. PURPOSE

- 2.1 The purpose of this ordinance is to provide for the just and orderly operation of the Solid Waste Disposal Transfer Station, the collection and disposal within the Town of Sullivan, in order to ensure the safety to persons and property, to promote the availability and use of a public resource, and to create a fair and efficient regulation for the administration of this resource.

ARTICLE 3. DEFINITIONS

- 3.1 The term "REFUSE" is a broad term and is synonymous with "SOLID WASTE" and shall be defined as any variety of solid materials, as well as some liquids in containers, which are discarded or rejected as being spent, useless, worthless, or in excess. In order to be more specific, solid waste will be classified in one of the following sub-classifications of refuse.
- 3.2 AGRICULTURE SOLID WASTE - Waste produced from raising of plants and animals for food, including manure, plant stalks, hulls and leaves.
- 3.3 COMMERCIAL SOLID WASTE - Waste that originate in wholesale, retail or service establishments, such as store, restaurants, or garages.
- 3.4 CONSTRUCTION WASTE - Waste produced from the construction of homes, schools, garages, etc. The materials usually include used lumber, metal parts, cans, boxes, electrical wire, bricks, glass, etc.
- 3.5 DEMOLITIONS WASTE - Waste produced from the destruction of buildings, roads, sidewalks, etc. These wastes usually include large broken pieces of concrete, pipe, radiators, duct work, electrical wire, bricks, glass, etc.
- 3.6 HAZARDOUS WASTE - Waste by their nature are inherently dangerous to handle or dispose of. These waste include flammable wastes and explosives, and/or as defined by the U.S. Environmental Protection Agency.
- 3.7 INDUSTRIAL WASTE - Waste generally discarded from industrial operations or derived from a manufacturing process.
- 3.8 MUNICIPAL WASTE - The combined residential and commercial waste generated in the Town of Sullivan.

- 3.9 RESIDENTIAL WASTE - Waste generated in homes, apartments, including paper, cardboard, beverage and food cans, plastics, food waste, glass containers and garden waste.
- 3.10 ASHES - Residue, including cinders and fly ash, from the burning of solid fuels for cooking and heating, and from on-site incineration of refuse materials.
- 3.11 GARBAGE - Putrescible waste derived from the preparation, cooking, and serving of foods, from the handling, processing, and storage in restaurants, fast food businesses, quick freeze industries, home, etc.
- 3.12 BULKY OBJECTS - Abandoned vehicles, stoves, refrigerators, large furniture, tree trunks, stumps, brush, etc.
- 3.13 SEWERGE TREATMENT WASTES - Screenings, scum, dirt, grease or contents of a septic tank.
- 3.14 DEAD ANIMALS - Anatomical and pathological waste, cats, dogs, rodents, fish, cattle, or horses.
- 3.15 COMMERCIAL HAULER - Any person, partnership or corporation, including d/b/a's who collect waste from any location and charges a fee for that service. Waste from any home business shall be considered residential waste.

ARTICLE 4. RULES AND REGULATIONS

- 4.1 GENERAL REQUIREMENTS - All refuse shall be disposed in accordance with this ordinance. The Board of Selectmen shall have the authority to restrict the disposal of all types and volume of refuse if deemed to be in the best interest of the Town of Sullivan.
- 4.2 The use of the Transfer Station during non-operating hours without the prior approval of the Board of Selectmen is prohibited.
- 4.3 No person, partnership or corporation shall deposit or leave refuse upon the approach or any part of the Transfer Station in East Sullivan.
- 4.4 All loads coming into the Transfer Station shall be covered. This includes commercial and residential vehicles. The following exceptions are permitted: Trees, stumps and brush if tied down; demolition or fill materials; large metal items, if secured.
- 4.5 DISPOSAL of refuse from other communities is prohibited.
- 4.6 All materials or containers of materials classified as HAZARDOUS by the Environmental Protection Agency (EPA) are prohibited.
- 4.7 Ashes at a combustible temperature are prohibited.
- 4.8 Trees, limbs of trees or tree trunks greater than 6" diameter and 3 foot lengths are prohibited.

ARTICLE 5. LICENES AND PERMITS

- 5.1 COMMERCIAL REFUSE HAULERS - EACH PERSON, PARTNERSHIP OR CORPORATION SHALL, before engaging in the business of the collection of refuse within the Town of Sullivan, obtain a license or permit from the Town of Sullivan.
- 5.2 Commercial refuse haulers, prior to disposing of any waste, including those that haul only residential waste, shall be charged in accordance with the fee schedule for the disposal of waste at the Transfer Station.
- 5.3 RESIDENTIAL USERS - All Sullivan residents and non-resident taxpayers shall "PAY-BY- BAG" for the use of the Transfer Station which may be obtained at the Municipal Office of from the attendant at the Transfer Station.

ARTICLE 6. FEES

- 6.1 FEES FOR THE USE OF THE SULLIVAN TRANSFER STATION shall be set by the Board of Selectmen.

	SEPARATED	UNSEPARATED
Garbage Bags Not to Exceed 40 lbs	1.00 1.50	
Utility Trailer or Pickup Truck	10.00	20.00
3/4 or One Ton with Rack Body	15.00	30.00
Truck 4 to 7 Yard Body	20.00	40.00
Truck 12 to 16 Yard Body	50.00	100.00
Pulpwood Truck	100.00	200.00
Passenger Tire or Small Truck Tire	2.00	
Truck Tire	10.00	
(No Metal Rims on Tires)		
Brown Goods (TV, VCR., Etc.)	2.00	
White Goods	20.00	
(Refrigerators, Freezers, Air Conditioners with Compressors)		
White Goods	5.00 N/A	
(Washers, Dryers and Old Scrap Metal)		
Sofa, Chairs, Mattress Springs	5.00 10.00/20.00	
(If Broken up and Separated)		

ARTICLE 7. PENALTIES

- 7.1 In the event of an alleged violation, the Board of Selectmen shall schedule a hearing for the alleged violator.

7.2 The penalty for any violation of these regulations shall be as follows:

Commercial Hauler:	First Offense	Up to 30 days suspension
	Second "	30-59 days suspension
	Third "	60 days or more include revocation

7.3 Except as otherwise specified in this ordinance, persons who continue to violate any provision of this ordinance after receiving notice of such violation shall be subject to a fine of not less than \$25.00 nor more than \$100.00 for each violation. Each day a violation is continued is a separate offense. All fines shall be payable to the Town of Sullivan.

Offense means number of offenses within 365 days of last offense. Days means calendar days.

ARTICLE 8 SEVERABILITY

8.1 Each of these sections shall be construed as separate. If any section, clause or phrase shall be invalid for any reason, the full remainder of that section and all other sections shall continue in full force.

Adopted by the Board of Selectmen on June _____, 1995

Attest:

Town Clerk.