

ORDINANCE - RECYCLING AND USE OF RECYCLING/TRANSFER CENTER

Adopted on December 5, 2005

I. PURPOSE To define recycling to the inhabitants of the Town of Ashland and to set regulations for the use of the Transfer/Recycling Center.

The purpose of the facility is to provide for proper disposal of solid wastes and recyclable materials generated by the inhabitants of the Town of Ashland. Proper regulation for use of the facility is necessary to control costs, assure proper and efficient utilization, establish efficient management procedures, and to prevent ground water and air pollution.

II. WASTE DISPOSAL POLICY Dumping of solid wastes anywhere within the Town of Ashland except at the Transfer/Recycling Center is prohibited pursuant to RSA 149-m. (RSA 149-m requires a solid waste facility permit from the state for disposing of any solid waste).

III. DEFINITIONS/RESPONSIBILITIES

- A. Facility means the transfer/recycling facility located and operated in the Town of Ashland, including additions and modifications that may be added for disposal of solid waste or other purposes.
- B. The Town means the Town of Ashland.
- C. Inhabitants of the Town mean residents of the Town of Ashland and non-resident taxpayers in the Town of Ashland.
- D. Non-Ashland Waste means waste generated outside the limits of the Town.
- E. Commercial User means any person or entity that collects acceptable waste material for a fee or other compensation.
- F. Business User means any person whose use of the facility is related to a business located within the Town, e.g. gas stations, restaurants, retail stores, condominium developments, manufacturing facilities, campgrounds, construction companies and other enterprises of a similar nature.
- G. Selectmen mean the Board of Selectmen of Ashland or their designated agents.
- H. Ordinance means the Town of Ashland Ordinance Regarding Recycling and the Use of the Transfer/Recycling Center.
- I. Acceptable and Non-Acceptable is defined in the ordinance.
- J. Commercial - Automotive facilities
- K. All other terms shall have their ordinary meaning

IV. FACILITY POLICY Use of the facility shall be subject to the policies set forth in this Ordinance.

- A. Recyclable materials shall be placed in the designated containers or locations as the facility manager directs.
- B. Materials that are unacceptable under Section VI of this ordinance shall not be brought to or deposited at the facility.
- C. Only persons with a Recycling/Transfer Permit may use the facility. Permits shall be issued to persons residing in the Town and non-resident taxpayers in the Town.

1. Permits shall be in the form of stickers, i.e. decals of distinctive color and number issued by the Town to persons entitled to use the facility.
 2. Transfer/Recycling permits shall be distributed one per vehicle per household and shall be issued upon presentation of the vehicle registration.
 3. Assigned Transfer/Recycling permits shall be permanently attached to the lower left hand corner of the windshield.
 4. Transfer/Recycling permits may be obtained from 8-4 Monday, Tuesday, Wednesday, Friday and 8-5 on Thursday at the Town Office **or** at the transfer station upon presentation of the vehicle registration. Non resident taxpayers need to get their permit at the town office or by mail.
 5. If the vehicle to which the permit is affixed becomes temporarily unavailable, a temporary permit may be obtained at the Town Office during the hours stated above.
 6. Temporary Permits are available to contractors for a fee of \$25.00 per location/job (non-refundable). The permit is valid for a period of fifteen days (15) from the date of issue and may be renewed once without an additional fee being levied. The contractor shall purchase a permit at the Town Office. At the time the contractor uses the facility, he must provide the temporary permit that was obtained at the Town Office to the attendant, showing where the materials originated, approximate volume of materials and the permit number of the owner of the construction materials. Failure to do so will result in being barred from the facility for a period of one year. Re-instatement terms to be determined by the Selectmen.
Temporary permit holders are still liable for the dumping fees.
- D. Residents of towns other than Ashland may use the facility only under an agreement between the Ashland Selectmen and the Selectmen of the other town which states the terms and conditions of such use.
- E. Fees shall be charged for items deposited at the facility that require special handling. Fees shall be charged according to the schedule in Section XI.

V. HOURS OF OPERATION

- A. Hours of operation shall be posted at the facility. As of the effective date of this ordinance/regulation, the hours are: Monday, Wednesday, Friday from 12:00 noon to 4:00 PM and Saturdays from 8:00 AM to 4:00 PM
- B. The Selectmen may change the hours of operation when different hours would seem to serve the community better.
- C. Dumping at other than posted times shall be a violation of these regulation.

VI. UNACCEPTABLE MATERIALS Materials listed in this section shall be considered unacceptable and shall not be deposited at the facility.

- A. Radioactive, hazardous, explosive or toxic substances;

- B. Fuel tanks or parts thereof and catalytic converters;
- C. Dead animals, animal carcasses, pelts, offal, human tissue or fluids;
- D. Motorized vehicles of any type;
- E. Any material that in the opinion of the facility attendant constitutes a serious hazard to other users, to the property of the Town, or to the operation of the facility.
- F.

The following materials (containers with contents) are considered hazardous waste and shall not be deposited at the Recycling/Transfer Facility. These materials (containers) should be set aside and disposed of during a Hazardous Waste Collection Day on and date and at a location to be determined.

Pesticides

Fungicides
House Plant Insecticide
Arsenicals
Botanicals
Carbamates
Chlorinated Hydrocarbons
Organo-phosphates
Flea Collars and Sprays
Roach and Ant Killers
Rat and Mouse Poisons
Herbicides

Paints

Rust Paints
Thinners and Turpentine
Furniture Strippers
Wood Preservatives
Stains/Finishes

House

Household batteries
Oven Cleaners
Toilet Cleaners
Photographic Chemicals
Disinfectants
Drain Cleaners
Rug /Upholstery Cleaners
Bleach Cleaners
Mothballs
Pool chemicals
Ammonia based cleaners
Abrasive Cleaners / Powders

Auto Products

Brake Fluids

EMPTY CONTAINERS ARE RECYCLABLE

VII. NON-ASHLAND WASTE MATERIALS Wastes generated outside the Town shall not be deposited at the facility unless the town of origin has an agreement with the Town regarding the use of the facility.

VIII. OPERATION OF THE FACILITY

A. AUTHORITY OF FACILITY MANAGER. The facility manager or his designee shall have the right to refuse use of the facility to any person or user who is misusing the facility, is violating these regulations, or does not have a current and proper permit attached to their vehicle.

B. BURNING. No on site burning is allowed.

C. FIREARMS. Discharge of firearms is prohibited at the facility

D. SECURITY. The facility shall be secured at all times when not open for public access under Section V. No person may enter the facility when it is closed except by permission of the Selectmen/Road Agent.

IX. BUSINESS USERS

A. Business users shall be subject to all requirements pertaining to use of the facility.

- B. Business users shall only deposit materials collected within the Town. No out of town materials shall be accepted.
- C. Business users, as defined in this ordinance shall separate out all recyclable materials from each load prior to entrance or in the case of after-the-fact disposal, may have its permit and privilege suspended.

X. COMMERCIAL HAULERS

- A. Permits Commercial haulers shall be required to purchase one permit per vehicle, per year, from the Town at a cost of \$100 per vehicle.
- B. Commercial haulers shall only deposit materials collected in the Town of Ashland. No out of town materials shall be accepted.
- C. Commercial haulers shall provide the facility manager with a list of customers at the time the annual permit is issued. The haulers shall update the list of Ashland customers on a quarterly basis. Commercial haulers, as defined in this ordinance shall separate out all recyclable materials from each load prior to entrance, or in the case of after-the-fact disposal, may have his/her permit and privilege suspended.

XI. FEES

To offset the costs of operating the facility, fees shall be charged for items requiring special handling according to the schedule listed in this section.

- A. Payment of Fees.
 - 1. Persons disposing of materials for which disposal fees are charged shall inform the facility attendant; fees shall be paid at time of disposal.
 - 2. Failure to pay disposal fees within 60 days of billing shall result in suspension of access to the facility for a period specified by the Selectmen not to exceed 60 days for the first offense

FEE SCHEDULE

Item	Per Each
Metals	
Household Appliances	
Refrigerator, freezer, air conditioner	\$15.00
Oil Tanks – purged	\$12.00
Engine Blocks – oil pans removed	
4 Cylinder and under	\$ 7.00
5 and 6 Cylinder	\$12.00
8 Cylinder	\$17.00
over 8 Cylinder	\$22.00
Auto Frame	\$12.00
Body Parts	\$ 4.00
Rims	\$ 3.00
Truck Bed	\$12.00
Bathtubs-Showers	\$12.00
Sinks	\$ 4.00
Saunas-Hot Tubs	\$12.00
Boilers, Furnaces, Woodstoves, Water Tanks	\$12.00

Non-Metallic Household Items

Stereo equipment, Radios, DVD Players, VCR's	\$10.00 each
Fax Machines, Copiers, Microwaves, Computers	\$10.00
Computers Parts and Accessories	\$10.00
Televisions under 25"	\$10.00
Televisions over 25"	\$20.00
Upholstered Furniture – Mattresses	\$ 7.00
Automobile Seats	\$ 7.00
Batteries – Automobile	\$ 4.00

Fiberglass Units

Bathtubs	\$12.00
Enclosed tubs	\$12.00
Sinks	\$ 4.00
Sauna-Hot Tubs	\$14.00

Other

Propane Tanks	Closed 20#	\$ 4.00
Propane Tanks	Closed 30#	\$22.00
Propane Tanks	Closed 100#	\$25.00

Tires (without rims)

Motorcycle, Dirt Bike Tire, under 17"	\$ 4.00
17" to 19"	\$ 7.00
20" to 24"	\$14.00
Over 24"	\$24.00
Skidder, Loader, Heavy Construction w/o rims	\$30.00

XII. SEPARATION AND RECYCLING REQUIREMENTS

1. Metal containers of larger than 1 gallon capacity shall be free of all contents, shall have one end removed, and shall be deposited in the designated area. Metal containers of 1 gallon or less capacity shall be deposited in the hopper with normal household waste.
2. **Tires** – disposal of tires shall be limited to residents only. NO commercial disposal of tires shall be allowed. All tires shall have rims removed if possible.
3. **Building Materials** – All residues from construction or demolition of buildings shall be inspected by the facility attendant prior to disposal. Clean, non-flammable building materials such as plasterboard, bricks, concrete blocks, fiberglass fixtures etc shall be disposed of in the designated area.

XIII. CONSTRUCTION DEBRIS FEE SCHEDULE

Note: The following charges for construction debris, shingles, and wood-building material etc would be adjusted to half the fee amount with a copy of the Building Permit provided.

CONSTRUCTION DEBRIS – SHINGLES (Asphalt, roofing) PER LOAD

Height and length of load is height and length of vehicle manufacturers designated load space.

Small Pickup	
Small Bed	\$ 36.00
Regular Bed	\$ 50.00
Large Pickup	
Small Bed	\$ 66.00
Regular Bed	\$ 80.00
One Ton Dump	\$105.00
One Ton Pickup	\$ 80.00
Two Ton	\$225.00

Adjustments of rate for sizes not listed above may be made by the attendant.

CONSTRUCTION DEBRIS – WOOD BUILDING MATERIALS ETC

Height and length of load is height and length of vehicle manufacturers designated load space.

Small Pickup	\$ 15.00
Large Pickup	\$ 30.00
One Ton and Larger	\$ 45.00
¾ ton Stake Body	\$ 55.00
One Ton Dump	\$ 55.00
Two Ton	\$120.00

Adjustments of rate for sizes not listed above may be made by the attendant.

XIV. TREE LIMBS AND BRUSH

1. Tree limbs and brush 5 inches or less in diameter shall be deposited in the area designated **for brush. NO STUMPS ALLOWED.**
2. Tree limbs and brush exceeding 5 inches in diameter are not accepted.

XV. VEGETABLE MATTER

1. All lawn clippings, leaves, green and dry garden waste, and other vegetable matter shall be deposited in the area designated for compost.
2. No plastic garbage bags or other containers shall be deposited with discarded vegetable matter.

XVI. GLASS

1. Glass shall be recycled in the designated containers.
2. No glass shall be deposited with normal household waste.

XVII. CANS

1. All aluminum cans shall be recycled. They shall be empty and deposited in the designated area.
2. All tins cans and non-aluminum cans shall be recycled. They shall be empty and deposited in the designated area.

XVIII. NEWSPAPER, MAGAZINES, PAPER

1. Newspapers shall be clean and dry and shall be deposited in designated area.
2. Magazines and other "slick" paper publications shall be deposited in designated area.
3. Mixed paper (basically any kind of paper you can rip by hand) shall be deposited in designated area.

Acceptable paper to recycle – office paper, computer paper, fax paper, soft cover books, posters, white/colored paper, manila folders, envelopes, junk mail, cereal boxes, shoe boxes, egg cartons, brown paper bags, hard covered books with the cover removed, school paper (ruled, construction paper)

Not accepted – tyvek envelopes, gift paper, blue print paper, plastic bags, food contaminated paper products (paper plates, napkins), waxed paper, carbon paper, aseptic packages (drink cartons)

XIX. CARDBOARD

1. Clean, dry, corrugated cardboard shall be flattened and deposited in the designated area.

XX. WASTE OIL

1. Waste oil from personal use only shall be deposited in the Waste Oil drum provided. **Must be oil only – no water.**

XXI. BATTERIES

1. Wet cell batteries shall be deposited in designated area – see fee schedule.

XXII. AMENDMENTS

The Board of Selectmen may, after a public hearing, amend any section of this ordinance to address the needs of the time without further action of Town Meeting.

XXIII. VIOLATIONS, FINES AND ASSESSMENTS

Any person who violates this ordinance shall be subject to penalties after a second written warning equaling \$50 for first offense; \$100 for second offense; \$250 for third offense with the suspension or termination of access to the facility.

XXIV. SEPARABILITY

The invalidity of any provision of this ordinance shall not affect the validity of any other provision not the validity of the ordinance as a whole.

XXV. TRANSPORTING

It shall be unlawful to transport rubbish of any kind through the streets of Ashland unless it is properly covered and secured to prevent its falling on the street.

XXVI. OFFICIAL USE OF AREA

It shall be unlawful for any person to be within the confines of the town's recycling center unless on official business, whether the center is open or closed. This includes – bicycles, motorcycles, snow machines, and any person afoot.

There will be absolutely no shooting in the transfer/recycling center area. Anyone found in violation of this will be fined not less than \$50.00

XXVII. EFFECTIVE DATE

This ordinance shall take effect following the Selectmen's public hearing.

History – Consolidation of "Ordinance Regarding Use of Landfill" and "Recycling Ordinance"

Date: December 5, 2005
Reviewed: March 6, 2006
Amended: March 6, 2006
Amended: September 6, 2011

Per vote of the Board of Selectmen after Public Hearing on December 5, 2005