

SOLID WASTE TRANSFER ORDINANCE

ORIGINAL ORDINANCE WRITTEN

JUNE, 1985

REWRITTEN BY DAVE PROBERT, RECYCLING COORDINATOR

APPROVED BY THE BOARD OF SELECTMEN

February, 2004

PURPOSE

The purpose of this ordinance is to establish requirements for the hauling of Municipal Solid Waste, (MSW), in the Town of Dresden.

DEFINITIONS

Municipal Solid Waste (MSW) – Any refuse generated that does not come under Household Hazardous Waste (HHW), or Universal Waste.

Household Hazardous Waste (HHW) – HHW are items generated by households that are corrosive, toxic, ignitable, or reactive and as such are hazardous to humans, and/or the environment if disposed of improperly. “Maine State Planning Office”

Universal Waste – Universal Waste is a hazardous waste, which is which is widely generated. Items that come under this heading are batteries (not vehicle batteries), cathode ray tubes, lamps, mercury thermostats, and intact non-leaking PCB lighting ballasts.

TRANSPORTATION of MSW

Transportation of MSW, for pay or hire, within the limits of the Town of Dresden, shall be accomplished with vehicles having a front, top, sides, and tailgate.

LICENSE REQUIREMENTS

All persons hauling MSW, for hire or pay, from more than 5 individual households or commercial establishments within the Town of Dresden, excluding the Transfer Station, shall secure a license from the Town Office. A fee, for the use of the Town, of \$5.00 per vehicle for hauling MSW within the Town is due at time of acceptance and, unless otherwise suspended or revoked, is due the 1st day of each fiscal year thereafter. Any vehicle licensed under this agreement must be available for inspection by the Code Enforcement Officer, or Municipal Officer upon request. The licensee shall provide proof of a minimum of \$200,000 liability insurance and assurance of Worker’s Compensation at the time of application. Statistics of tonnage of MSW and recyclables must be given to the Town Office at the beginning of each calendar year.

PENALTY

Any person, whether owner or agent of the vehicle used for hauling MSW, who violates any of the provisions of this Ordinance shall be liable for a civil penalty of up to \$50.00 for each offense, plus the Town's Attorney fees and costs, to be recovered for the use of the Town upon complaint and conviction.

SEVERABILITY

If any of the provisions of this Ordinance, or the application thereof, is held invalid by any court of law, such invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provisions or applications. And to this end, the provisions of this Ordinance are declared to be severable.