

New Boston, New Hampshire



Solid Waste Transfer Station and Recycling Center

SOLID WASTE ORDINANCE

ARTICLE I.....Authority

The Town of New Boston, New Hampshire accepts the provisions of RSA 149-M:17, RSA 41:9 -a, and RSA 31:39 to enable the New Boston Board of Selectmen to make rules and regulations governing the New Boston Solid Waste Transfer Station and Recycling Center.

ARTICLE IIDefinition

1. Name

The name of this facility shall be the New Boston Solid Waste Transfer Station and Recycling Center, hereafter known as the Transfer Station. It is located at 412 Old Coach Road in New Boston, New Hampshire.

2. Residential Waste

Residential waste is non-hazardous household waste (including yard wastes) generated by individuals or families in single or multi-family dwellings in New Boston.

3. Non-residential Waste

Non-residential waste is any non-hazardous waste generated in New Boston by the commercial and institutional sector, or by industrial processes and manufacturing operations, consisting largely of decomposable materials in the form of paper and food waste from offices, restaurants, retail establishments, schools, medical facilities, and churches.

4. Commercial Haulers

Commercial Haulers, defined as anyone who hauls waste materials to the Transfer Station for others on a contract basis, have the right to use the Transfer Station in accordance with the Rules and Regulations established by the Selectmen. All material hauled to the Transfer Station must originate in New Boston and be separated in accordance with the Rules and Regulations.

ARTICLE III.....Procedures

1. Use

The Transfer Station shall be opened for New Boston residents and non-resident property owners during the published days and hours prescribed by the New Boston Board of Selectmen. The use of the Transfer Station shall be in accordance with the Rules and Regulations established by the Selectmen.

Residents and non-residents property owners shall obtain a permit from the Transfer Station. This permit shall be displayed on the driver's lower left side window of all vehicles depositing material.

2. Materials

Material considered acceptable or unacceptable shall be specified in the Rules and Regulations. All material deposited at the Transfer Station becomes the property of the Town of New Boston and can be sold with proceeds returning to the Town. The Manager of the Transfer Station has the authority to select vendors and make the financial arrangements for the sale of recyclables, with proceeds returning to the Town.

3. Supervision

The Transfer Station's manager shall have the right to refuse use of the facility to any person violating the Rules and Regulations, per the process outlined in the Rules and Regulations.

4. Security

The gates shall be locked at all times when the Transfer Station is not open to the public. Persons trespassing within the locked gates and fenced area, or depositing materials outside the gates or fenced area, shall be prosecuted and fined.

5. Regulations

The Board of Selectmen shall determine Rules and Regulations for the use of the Transfer Station. The regulations shall be posted at the Transfer Station, and on the Town web site.

6. Fees

What type of materials will have a fee for disposal and what that fee will be shall be determined by the Board of Selectmen,-after review by the Transfer Station Advisory Committee.

7. Penalties

Failure to operate within the provisions of this ordinance, and/or failure to comply with the Rules and Regulation of the Transfer Station, shall result in penalties. Notice of violation will be a written statement.

Any law enforcement officer, or any designated Town employee, may issue a notice of violation. Such notice shall impose upon the person a forfeiture of One hundred and fifty dollars (\$150.00) which must be paid to the Town Clerk within ten (10) days of the date and time notice is given, in full satisfaction of assessed penalty. In the event such penalty is not paid to the Town within the time limitations specified, a summons shall be issued for appearance in district court and any person found guilty of violating the provisions of this article shall be guilty of a violation and shall be fined Two hundred and fifty dollars (\$250.00).

ARTICLE IVAdministration

1. Committee

The Selectmen shall appoint a five-member Transfer Station Advisory committee with up to two (2) alternates. Each committee member shall be appointed for a three-year term. The committee shall annually elect a chairman. The function of this committee shall be to advise the Selectmen regarding issues relating to the operation of the facility.

2. Amendments

This ordinance may be amended at any Town meeting by majority vote.

3. Severability

If any portion or portions of the regulations become null and void, that portion affected shall be severed without invalidating the remaining regulation.

4. Effective Date

The original ordinance passed in 1991. This revision, if approved, will take effect March 13, 2008.