

Chapter 170

SOLID WASTE

[HISTORY: Adopted by the Town Meeting of the Town of Charlton as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Hazardous waste — See Ch. 145.

Streets and sidewalks — See Ch. 180.

ARTICLE I

Transportation

[Adopted as Art. XXXVII of the 2005 Bylaws]

§ 170-1. Securing of trash to prevent escape.

No person shall transport any trash, refuse, rubbish or debris in or upon a vehicle on a public way in the Town unless such trash, rubbish, refuse or debris is properly secured, packaged, contained or covered so as to prevent the same from escaping from the vehicle.

ARTICLE II

Collection and Disposal

[Adopted as Art. XXXVIII of the 2005 Bylaws]

§ 170-2. Title.

This bylaw shall be known and be cited as the "Refuse Bylaw of the Town of Charlton."

§ 170-3. Definitions.

For the purposes of this bylaw, the following terms, phrases, words, and their derivations shall have the meanings given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

ASHES — The residue from burning wood, coal, coke, or other combustible materials.

BOARD — The Board of Health of the Town of Charlton.

GARBAGE — Putrescible animal and vegetable wastes resulting from the handling, preparation, cooking, and consumption of food.

PERSON — Any person, firm, partnership, association, corporation, company, or organization of any kind.

REFUSE — All putrescible and nonputrescible solid waste (except body waste), including garbage, rubbish, ashes, dead animals, and solid market and industrial wastes.

RUBBISH — Nonputrescible solid wastes (excluding ashes), consisting of both combustible and noncombustible wastes, such as paper, cardboard, tin cans, yard clippings, rags, metal, wood, glass, bedding, crockery and similar materials.

SANITARY LANDFILL — The land with any buildings thereon situated in the Town which is used and maintained by the Board for the disposal of refuse.

TOWN — The Town of Charlton.

§ 170-4. Management and control of landfill.

The care, custody, management and control of the Sanitary Landfill shall be in the Board.

§ 170-5. Ownership of refuse at landfill.

Ownership of refuse material set out for collection or deposited at the Sanitary Landfill shall be vested in the Town.

§ 170-6. Permission for disposal at landfill.

No person shall cast, place or deposit any refuse at the Sanitary Landfill without permission of the Board or its duly authorized agent or employee.

§ 170-7. Placement at landfill.

- A. All refuse shall be deposited in areas of the Sanitary Landfill to be determined from time to time by the Board or its duly authorized agent or employee and in such manner as the Board may determine.
- B. Refuse of each of the following types shall be separately set out for collection or deposited at the Sanitary Landfill and shall be collected and so deposited and then recycled:
 - (1) Cardboard (chipboard, corrugated board, other cardboards), newspapers and magazines.
 - (2) Bottles and other glass containers made of clear or green glass.
 - (3) Aluminum, steel and tin cans.
 - (4) High-density polyethylene (HDPE) containers, and all other refuse.
- C. The Board shall from time to time promulgate regulations to implement the purposes of this section; provided that no regulation shall be promulgated under this section except after a public hearing. A notice of any such hearing containing the date, time and location of the hearing and a summary of the regulation under consideration shall be published at least seven (7) days prior to the hearing in a newspaper having a general circulation in the Town.

§ 170-8. Permit required for refuse collection.

No person shall handle, take or remove refuse set for collection without a permit issued by the Board or its agent. The Board may make reasonable requirements with respect to permits issued under this section; and whenever any holder of a permit fails to maintain said requirements, or other reasonable requirements which the Board may from time to time make with respect to any such permit or to the conduct of business by any such permittee, the Board may, after hearing or opportunity therefor, modify, suspend, revoke or cancel such permit.

§ 170-9. Severability.

The invalidity of any section, subsection, sentence, clause, or phrase or portion of this bylaw shall not invalidate the validity of the remaining portions hereof.

§ 170-10. Violations and penalties.

Whoever violates any section or provision of this bylaw shall be liable to a penalty not exceeding one hundred dollars (\$100) for each offense.

ARTICLE III

Recycling

[Adopted as Art. XXXIX of the 2005 Bylaws]

§ 170-11. Separation of waste.

The Town of Charlton may require the separation of newspapers, glass and aluminum from the municipal solid waste stream.