

Ossipee Recycling Regulations

AUTHORITY AND PURPOSE

The regulation is adopted under the authority of RSA 31:39 (F) to regulate the use of the Town of Ossipee's Incineration and Recycling Facility located on Chickville Road in Ossipee. Purposes of the regulations include promoting proper management and maintenance of the facility, controlling costs, assuring proper and efficient utilization; assisting in compliance with regulations of the New Hampshire Department of Environmental Services; establishing reasonable controls upon use of the facility; developing long term stability and effective procedures for the use thereof; and establishment of mandatory separation of certain waste materials.

DEFINITIONS

- A. "Facility" means the Ossipee Solid Waste Incineration and Recycling Facility in operation on Chickville Road in the Town of Ossipee, including any additions or modifications thereto, which may be incorporated, for disposal of solid waste or other purposes.
- B. "Non-Ossipee Waste" means waste generated by or brought to the facility by or on behalf of a person, town or other entity other than waste generated by and brought to the facility by the Town of Ossipee or a resident or non-resident property owner of the Town of Ossipee.
- C. "Selectmen" means the Board of Selectmen of the Town of Ossipee or their designee.
- D. "Operator" means the person representing the town and responsible for the operations at the facility.
- E. "Commercial Hauler" means any person or entity that collects acceptable waste materials for a fee or other compensations and transports such waste to the facility for deposit.
- F. "Commercial Account" refers to any Town of Ossipee waste generator, which is not a residence and specifically includes businesses and non-profit organizations located in the Town of Ossipee.
- G. "Governmental Account" means any town agency using the facility. If more than \$250 is spent by the agency to remove their waste, a book keeping adjustment will be made between parties.
- H. "Universal wastes" are wastes that meet the definition of hazardous waste in the N.H. Hazardous Waste Rules but which during accumulation and transport pose relatively low risk compared to other hazardous wastes. Wastes that DES has determined meet universal waste criteria include antifreeze, mercury-containing lamps and devices, cathode ray tubes, certain types of batteries, and recalled or suspended hazardous waste pesticides regulated under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA).

All other terms shall have their ordinary meaning, but reference is specifically made to the definitions of terms under RSA 149-M.

FACILITY POLICY

Except as specifically provided otherwise in this regulation, use of facility shall be subject to the policies set forth in this section.

- A. All waste material must originate within the Town of Ossipee.
- B. All waste materials deposited at the facility shall be separated into categories listed in section 8.
- C. Non-separated mixed burnable materials shall not be accepted at the facility.
- D. Mixed loads that must be weighed may be accepted by the operator, but only at a higher fee per ton than if it had been separated.

E. Materials identified as unacceptable shall not be brought to or deposited at the facility. See section 7.

F. All vehicles entering the facility shall be required to display a current identification sticker available at the Town Hall. The sticker must be permanently affixed to the driver's side of the windshield or the front left side vent window of the vehicle. If the vehicle is sold or traded, the sticker shall be removed and brought to the Town Hall where a replacement will be issued at no charge. If the old sticker is not returned, there will be a replacement fee of \$10.00.

G. Commercial Haulers serving Ossipee residents and businesses will be permitted to deposit materials only if in complete accordance with all provisions of these regulations.

UNACCEPTABLE MATERIALS

The operator may reject any waste which, if accepted, may cause damage to equipment, pose a hazard to property or personnel, or is inconsistent with regulations or the intended functioning of the facility.

A. Out of Town Waste. All waste generated outside the borders of Ossipee are unacceptable at the facility.

B. Hazardous Waste. No hazardous waste, as defined under applicable State or Federal law or regulation shall be accepted at the facility.

C. Commercially generated Universal Waste. No Commercially generated universal waste, as defined under applicable State or Federal Law or rule, shall be accepted at the facility, see Section 2.

D. Sludge, septage, or semi-solid waste. Any sludge, septage, or semi-solid waste is unacceptable at the facility.

E. Explosives and Flammable Liquids or Gasses. Explosive material and flammable liquids or gasses or unacceptable waste. The only exception is propane tanks.

F. Animal, Pathological, Medical, or Radioactive Waste. Dead animals, pathological waste, medical waste, and radioactive waste are unacceptable waste at the facility.

G. Stumps. Stumps are unacceptable waste at the facility.

H. Soil Materials. Soil, stones, peat or other soil type materials are unacceptable waste.

SEPARATION AND DEPOSIT PRACTICES

All materials shall be separated into the following categories and deposited in designated containers or locations as the operator directs. Non-separated materials shall be rejected. This section will be in effect as posted and publicized.

Aluminum Cans - Aluminum cans of all types shall be placed in designated container.

Other Aluminum Products - Clean foil, and rinsed disposable cookware shall be placed in designated container.

Glass - Any glassware including broken window panes and incandescent bulbs. No metal, plastic or wood picture frames. No fluorescent bulbs. Glass shall be placed in designated container.

Tin and Steel Cans - Empty food cans, aerosol cans, and pet food cans (must respond to magnet) shall be placed in designated container.

Newspaper - All newsprint shall be placed in designated container.

Mixed paper - Magazines, catalogs, glossy paper, paperback books, hard covered books with covers removed, single walled cardboard, i.e., cereal boxes, and phone books shall be placed in designated container.

Cardboard - Non-waxed corrugated cardboard, broken down cardboard shall be placed in designated container. No plastic or Styrofoam inserts.

Plastic - Plastic beverage and detergent bottles (#1 and #2 plastics) shall be placed in designated container. No disposable silverware or plastic bags.

Fats and Grease - Household fats and grease shall be placed in enclosed plastic containers.

Metals - Clean metal. Pipe, wire, iron, brass, copper, aluminum product including door/window frames, metal furniture, empty paint cans with lids removed, auto parts no larger than mufflers, tailpipes, and wheels, and computer processors shall be placed in designated area.

Construction Debris - Wooden shingles, unclean asphalt shingles, sheetrock, pressure treated wood, insulation, painted wood, and plywood, etc. shall be inspected for fee and weighed by operator prior to placement in designated container.

Furniture and Bulky waste - Mattresses, couches, chairs, rugs, TV's, c computer monitors, etc. shall be inspected for fee by the operator prior to placement in designated container.

Appliances and Metal Goods - Stoves, washers, dryers, and water heaters, furnaces, microwaves, etc. shall be inspected for fee by the operator prior to placement in designated container.

CFC Appliances - Refrigerators and freezers with doors removed, air conditioners, and dehumidifiers shall be inspected for a fee by the operator prior to placement in designated container.

Batteries (Dry Cell) - Alkaline and Lithium batteries shall be placed in designated container.

Batteries (Wet Cell) - All automotive and marine batteries shall be inspected for fee by the operator prior to placement in the designated area.

Tires - Automobile, pickup truck, motorcycle, and bicycle, less than 22', removed from the wheel shall be inspected for fee by the operator prior to placement in designated container.

Clean asphalt shingles - Shingles only shall be inspected for fee by operator prior to placement in designated container. No paper, flashing, nails or scrap wood.

Propane Tanks - Tanks full or empty shall be inspected for fee by the operator prior to placement in designated container.

Styrofoam - Bulky Styrofoam packaging shall be inspected for fee by the operator prior to placement in designated container. The fee will be based on weight or volume, which ever covers actual cost of removal.

Waste Oil - Motor oil, gear oil, brake fluid, transmission fluid must be placed in one gallon translucent plastic containers and inspected by operator prior to placement in designated area. No antifreeze or gasoline.

Lawn and Yard Waste - Leaves, grass, garden clippings, and wood chips shall be placed in designated area. No plastic bags. Biodegradable bags accepted.

Tree Limbs and Brush - All limbs and brush less than 8' long and 5" in diameter or less shall be placed in designated area.

Clean Wood - Pallets, posts, boards, etc. less than 8' long, 4"x6" maximum shall be placed in designated area. No plywood or particle board.

Usable Clothing and Textiles - Please deposit at local charity.

Fluorescent Bulbs - Fluorescent bulbs of any type shall be placed in designated area.

Household Hazardous Waste - At the facility, turpentine, oil based paint, cleaning fluids, caustics, poisons, pesticides, aerosol pesticide and herbicide cans, mercury thermometers and thermostats, smoke detectors, etc. are all collected on Household Hazardous Waste Day only. Household Hazardous waste may also be dropped off at the Lakes Region Household Hazardous Waste Product Facility in Wolfeboro, please call 569-5826 for more information.

FEES

Fees: The fees for disposal, based on actual costs of removal, shall be set as necessary by the Board of Selectmen. Fee schedule will be posted at the Town Hall, at the Facility and available when permit is purchased.

PAYMENT OF FEES:

All payments shall be made by check or money order, payable to the Town of Ossipee. Cash or credit cards shall not be accepted at the facility. An individual may get a cash receipt at the town hall. A fee for a returned check will be imposed. All payments of fees related to this regulation shall be made at the time the waste is brought to the facility.

GENERAL REQUIREMENTS:

- A. Authority of operator and recycling personnel: The operator and recycling personnel shall have the right to refuse the use of the Ossipee Recycling Facility to any person, corporation or other user who is misusing said facility or is violating this regulation or who does not have a proper permit.
- B. Burning: All outside burning at the facility shall be at the discretion of the District Fire Warden.
- C. Firearms: Discharge of firearms is prohibited at the facility.
- D. The facility shall be secured at all times when it is not open for public access under Section 4. No person may enter the facility during such closed hours except by permission of the operator, Director of Public Works or the Board of Selectmen.

DEPOSIT OF NON_SEPARATED OR UNACCEPTABLE MATERIALS

- A. Non-separated trash is unacceptable.
- B. Facility users shall be subject to removing waste from the facility and fines as set forth in section 4, if non separated waste is deposited. Repeated problems may result in suspension of the use of the permit.
- C. A commercial hauler shall be subject tot he following:
 - a. Hauler will be given the opportunity to separate the load and be given a written warning.
 - b. Hauler will be subject to a fine of \$500.00 per load if separation is not adhered to.
 - c. Permits may be suspended or revoked.

VIOLATIONS, FINES AND ASSESSMENTS

Any person who deposits material at the facility in violation of this regulation or who otherwise violates this regulation shall be deemed to have violated a Town of Ossipee Regulation (Ordinance) and may be punished by a penalty not to exceed \$1000.00 for each offense.

SEPARABILITY

The invalidity of any provisions of this regulation shall not affect the validity of any other provision, or the validity of the regulations as a whole.

EFFECTIVE DATE

This regulation will take effect on _____.

EFFECTIVE DATE AS AMENDED

This regulation shall take effect on the date of any amendment as indicated below:

Use of the facility shall be subject to the following policies:

1. All refuse must originate with the Town of Ossipee.
2. All waste material deposited at the facility shall be separated into categories listed in section 8 of the "Town of Ossipee Regulations for use of the Ossipee Solid Waste Incineration and Recycling Facility"
3. Non-separated mixed burnable materials shall not be accepted at the facility.
4. Materials identified as unacceptable (see section 7 of the Regulations for use of the Ossipee Solid Waste Incineration and Recycling Facility) shall not be brought to or deposited at the facility whether for incineration, recycling or deposit.
5. All vehicles entering the facility shall be required to display a current identification permit (sticker) at the Town Hall. The sticker must be permanently affixed to the driver's side of the windshield or the front left side vent window of the vehicle. If the vehicle is sold or traded, the sticker shall be removed and brought to the Town Hall where a replacement will be issued at no charge. If the old sticker is not returned, there will be a replacement fee of \$10.00.
6. Commercial Haulers serving Ossipee residents and businesses will be permitted to deposit materials only if in complete accordance with all provisions of these regulations.
7. Temporary Permits for contractors working within the boundaries of the Town of Ossipee, and handling materials only generated within the town are available at the Selectmen's office. A letter from the owner of the property on which the contractor is working and a copy of the building permit must be presented to obtain a temporary permit.
8. State Law requires that no one shall use the area unless an attendant is present. The gate shall be kept locked at all times when the area is unattended.
9. Picking of trash is prohibited at the facility.
10. All children must be closely supervised by an adult.
11. Any person apprehended inside the facility when it is deemed closed may be charged with criminal trespass, a misdemeanor, carrying a fine of up to \$1000 and one year in the State House of Corrections RSA 635:2.
12. Any person vandalizing the area shall be charged with criminal mischief, a class B felony and fined up to \$1000 and placed in the House of Correction for up to one year (RSA 635:2)

13. Any person leaving trash outside the gate of the facility or depositing along roads within the Town shall be fined at a rate established by State Law; up to \$1000 and one year in the House of Corrections (RSA 147:21, 163:B:4, 163:B:6)

14. Attendants are empowered to refuse the dumping of any waste which they deem is in violation of State Laws or Town Regulations.

15. For access to the facility permit sticker must be permanently affixed to the vehicle. Without a sticker the owner is subject to up to a \$20.00 fine for the first offense and \$50.00 for each additional offense (RSA 31:39).

16. Any person leaving prohibited or unacceptable materials at the facility will be subject to a fine of up to \$1000. All material not generated in the Town of Ossipee is also considered prohibited and unacceptable (RSA 31:39, RSA 149 M).

17. Unauthorized use of the facility is subject to a fine of up to \$1000 as provided in RSA 31:39, RSA 149 M.

18. Transfer of stickers to unauthorized persons or misuse of the sticker is subject to a fine of up to \$1000 and loss of facility privileges.

19. The operator shall have the authority at the facility to enforce the above penalties.

20. Any person believing such penalties are not justified may appeal to the Board of Selectmen within seven (7) working days.