

TOWN OF FREEDOM
SOLID WASTE MANAGEMENT FACILITY ORDINANCE
ADOPTED AUGUST 21, 2006

I. TITLE AND AUTHORITY

This ordinance shall be referred to as “Town of Freedom Transfer Station and Recycling Center Ordinance”(“Ordinance). It is adopted pursuant to the authority conferred upon the Town by RSA 149-M:17,11.

II. SCOPE AND LOCATION

These rules and regulations cover the collection, separation and disposal of all solid waste generated in the Town of Freedom and establish a fee system for the disposal of selected solid wastes at the transfer and recycling facility (hereinafter “Facility”) located at 132 Bennett Road, Freedom, New Hampshire.

III. PURPOSE

The purpose of this ordinance is to:

Ensure efficient and economical disposal of solid waste generated in the Town of Freedom.

Ensure compliance with all environmental laws.

Minimize solid waste that must be transferred or disposed of at an approved facility by maximizing recycling.

IV. PURPOSE

Hours of Operation: The Facility shall be open during such other times as the Board of Selectmen shall determine after public hearing. The current standing schedule is set forth below:

Summer

Tuesday 8am until 4pm
Thursday 8am until 4pm
Saturday 8am until 4pm
Sunday 11am until 4pm

Winter

Tuesday 8am until 4pm
Saturday 8am until 4pm
Sunday 11am until 4pm

Note: During severe weather conditions the Facility may be closed. Call 539-5364 or tune into WCSH News 6.

Holidays: The Facility shall be closed the following holidays: New Year's Day, Easter and Christmas.

The Facility will be open, however, the Monday of the Memorial Day and Labor Day holiday and July 4th holiday if applicable from 11am until 4pm the facility is closed that Tuesday.

Disposal of any items at the Facility except during hours of operation is prohibited. Any person leaving items at the gate or when the Facility is closed shall be prosecuted in accord with section IX "VIOLATION AND PENALATIES".

Safety: Disposing of solid waste can be a dangerous job. Splinters from wood, broken glass, rusting scrap metal, sharp objects, etc. are potentially dangerous and shall be handled with care. No person shall loiter in the vicinity of the auger compactor while in operation. All persons using the Facility shall follow the directions of the attendant and adhere to the following safety procedures:

All persons shall wear appropriate footwear while on site. Bare feet are absolutely prohibited.

All children (under the age of 16) shall be accompanied by an adult.

No person is allowed to enter any prohibited, restricted or closed area, or climb onto any drop off container or wall.

Vehicles within the Facility shall be limited to a maximum speed of 5 miles per hour.

Removal of items from the Facility or "dump picking" is prohibited until such time as an area for a swap shop is designated.

Persons entering the Facility do so at their own risk.

Separation of Materials: All waste materials deposited at the Facility shall be separated into categories listed in Section V or as directed by attendants. Unseparated materials will not be accepted.

Facility Permits: All vehicles entering the Facility are required to display a transfer station permit.

Permits can be purchased at the Town Office or Transfer Station.

Permits are for two (2) years and expire on May 31st in any odd numbered year.

Permits shall be issued only to residents and taxpayers upon presentation of a current and valid automobile registration or tax bill and the required fee in accordance with Schedule "A".

The permit shall be permanently affixed to the lower left corner of the vehicle's windshield and shall be visible at all times.

Renters (year-round) shall show proof of residency from their landlord in order to obtain a permit.

Temporary permits are for out of town contractors hauling construction debris and yard waste generated within the Town boundaries. These permits are available at the Transfer Station and Town offices. The owner of the property shall obtain the permit for the user of the temporary permit.

If a vehicle to which a permit was affixed is traded or sold, or if the owner wishes to affix a permit to a different vehicle, a new permit will be issued to the vehicle owner provided the owner continues to be a resident and/or taxpayer of the Town and the old permit is turned in. Otherwise a replacement fee will be assessed in accordance with Schedule "A."

V. ACCEPTABLE MATERIALS AND SEPARATION PRACTICES

The items set forth under Schedule "A" Part II shall be separated (this is mandatory) and placed in designated containers or locations after payment of any required fee.

VI. UNACCEPTABLE MATERIALS

The following materials will not be accepted at the Facility:

Tree trunks and limbs or brush greater than five (5) inches in diameter.

Industrial waste, household hazardous waste, asbestos, medical and veterinarian waste, liquids of any kind, radioactive waste, explosives, or toxic substances, except as listed on Schedule "A".

(**Note:** The Town provides for disposal of household hazardous waste one time per year (typically summer) at no cost. Residents must store their waste and dispose of it during this annual event. Industries generating solid waste are responsible for legally disposing of these wastes on their own.)

Anti-freeze, gasoline, oil gas mix, diesel fuel, kerosene or fuel oil of any kind

Fuel Tanks

Oil based or lead based paint, stains and varnishes

Paint thinner, turpentine

Any type of wood preservative

Dead animals or carcasses of any kind.

Dirt, stumps, boulders

Solid fill, including brick and concrete demolition debris

Propane tanks over 20lbs

Acetylene and oxygen tanks.

Asbestos, Hazardous Waste

Unseparated trash (commingled household trash and recyclables)

Any material which in the opinion of the Solid Waste Attendant constitutes a serious hazard to other users, to the property of the Town or to the operation of the property of the Town, or to the operation of the Facility.

VII. PAYMENT OF FEES

Permits: Fees for permits are payable to the Town of Freedom upon receipt of permit. See Schedule "A" for applicable fees.

Disposal and Payment Procedures:

For those items that require the payment of an additional fee as set forth on Schedule "A", the following procedures shall be followed:

The attendant shall inspect items to be disposed.

The required fee is to be paid prior to disposal of items. Personal checks or cash are acceptable.

The attendant shall give a signed, numbered receipt upon presentation of payment.

The item(s) shall be disposed of at the designated area.

VIII. SEPARABILITY

The invalidity of any provision of this regulation shall neither affect the validity of any other provision hereof, nor the validity of the regulation as a whole.

IX. VIOLATIONS AND PENALTIES

Any violation of any provision of this ordinance or the rules and regulations promulgated hereunder shall be punished as follows:

Residential Users:

First offense: a fine of \$10.00

Second offense: a fine of \$50.00

Third offense: a fine of \$100.00 and revocation of transfer station permit

Permit may be reissued upon full payment of all outstanding fines.

All fines and penalties collected shall be payable to the Town of Freedom and deposited in the general fund

X. APPEAL

Any person aggrieved by application of this Ordinance shall apply to the Board of Selectmen in writing within ten (10) days of the occurrence giving rise to the complaint. Otherwise the complaint shall be deemed waived. The Selectmen may take whatever action, or no action, the Board in its sole discretion deems appropriate.

XI. EFFECTIVE DATE

This Ordinance shall be effective on its date of passage.

Approved: August 21, 2006

FREEDOM BOARD OF SELECTMEN

Leslie R. Babb, Chairman

James A. Breslin

Donna M. Cupka

SCHEDULE “A”

I. ACCEPTABLE MATERIALS/RECYCLING & SEPARATION SCHEDULE OF FEES

Transfer Station permits will be issued to residents and taxpayers only, upon presentation of vehicle registration and payment of \$20.00. No fee will be required for replacement permits provided the old permit is returned prior to issuance of a replacement permit. Otherwise, the fee for a replacement permit is \$10.00.

The fee for a commercial and curbside pick-up hauler permit is \$1,200.00. Haulers will be required to submit a customer list and pickup schedule prior to obtaining a permit.

Recycling is mandatory for all person using the facility. The following items shall be accepted only if separated and placed in the appropriate containers and/or areas in accord with the procedures set forth below:

A. CATEGORY I – NO FEE

Batteries: Vehicular batteries

Aluminum Cans: Rinsed clean. Note: Crushing cans would be helpful by reducing storage volume.

Scrap Metal: All scrap metal should be free of plastic, rubber, wood or other contaminates.

Glass: Bottles and jars should be rinsed and clean, all glass goes together

Note: Small quantities of other glass, such as windows, ceramics, etc. shall be discarded with the glass. (no light bulbs)

Waste Oil: Used oil from a motor vehicle, which is not contaminated with other liquids or substances, such as antifreeze or water. Five (5) gallon limit per visit.

Clean Wood, Brush, Clippings and Leaves: Lawn clippings, garden waste, leaves, twigs; lumber and tree limbs less than five (5) inches in diameter.

Newspaper: Can be loose or in a brown paper grocery bag and must be clean. Other paper goods and magazines are acceptable as posted at the facility

Cardboard: All corrugated cardboard which is clean, dry, not waxed and flattened.

B. CATEGORY II – FEES REQUIRED

TV, Computers	\$10.00
Couch	25.00
Recliner	15.00
Wooden Desk/Furniture	10.00
Sliding glass doors/windows (per unit)	4.00
Propane tanks 20lb tank	10.00
1 lb tank	2.00
Mattress	10.00
Box spring	10.00
Freezer, Refrigerator (doors must be removed)	15.00
White goods/microwave	10.00
Air conditioner	15.00
Hot water tank/toilet/tubs (all hardware removed)	10.00
Tires pass/auto – 16” (must be unmounted)	5.00
Tires Lt. Truck/SUV (must be unmounted)	10.00
Tires – heavy truck (must be unmounted)	15.00

Asphalt Shingles:

Up to 30-gallon trashcan or equivalent	\$10.00
Up to ½ size of pickup truck bed or equivalent	50.00
½ to full pickup truck bed or equivalent	100.00
1 ton truck	140.00

Construction debris/demolition: Building materials, including but not limited to painted, stained or pressure treated wood.

30-gallon trashcan or equivalent	\$10.00
½ to full pickup truck bed or equivalent	50.00
1 ton truck	75.00

Sheetrock/Plaster

30-gallon trashcan or equivalent	\$15.00
½ to full pickup truck bed or equivalent	100.00
1 ton truck	140.00

Brush and yard waste (temporary permits only)	10.00
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CATEGORY III – BURN PILE MATERIALS

The Town shall accept the following materials for open air burning in accordance with state and local regulations: brush and slash five inches or less in diameter, untreated wood and untreated dimensional lumber with an end cross-sectional area of 24 square inches or less. (State law)

D. CATEGORY IV – WASTE TO BE TRANSFERRED

Residual solid waste: solid waste and household trash/garbage, which is not listed above for recycling/separation or prohibited.