

TOWN OF CLINTON
MANDATORY RECYCLING ORDINANCE

Section 1. This Ordinance shall be known and be cited as the "Mandatory Recycling Ordinance of the Town of Clinton, Maine."

Section 2. Purpose and Authority

1. Declaration of Policy. This ordinance is designed to control the disposal and reuse and recycling of solid waste material in the Town of Clinton by providing for the establishment and enforcement of rules and establishing limitations and prohibitions to protect the health, safety and welfare of the citizens of Clinton and to protect the environment and natural resources of the Town.
2. Authority of this Ordinance is Maine Revised Statutes Annotated, Title 38, Section 1305.

Section 3. Rules for Governing Solid Waste Management

1. The Selectmen are hereby granted to establish, and amend operating rules for all municipal waste collection, transfer, reuse, recycling and disposal systems and facilities. The Rules shall be reviewed and revised as required to satisfy the needs of the Municipality, State and Federal laws and regulations. The Rules shall include the operating hours of the facility. No person shall use the facility outside of the set hours of operation. Rules shall be displayed at the Transfer Station and Town Office.

Section 4. Permits Required

1. The Clinton/Benton Transfer Station Recycling Center is operated for the benefit of Clinton and Benton residents and commercial establishments having operating facilities on property within the Towns of Clinton and Benton. Admission to the facility will be by permit or verbal permission only. Permits will be issued upon application to the Transfer Station Manager.
2. Permits must be displayed on vehicles to gain access to the facility.
3. Permits may be revoked by the Selectmen following notice and hearing for violation of the Ordinance or rules.
4. Deposition of trash at locations, sites or areas within the Town which have not been designated as an acceptable facility or site by the Selectmen is a violation of this Ordinance.

Section 5. The use of the facility by any person shall be at the strict direction of the Transfer Station Manager and his staff. No person shall violate any directives of the Manager or rules set forth by the selectmen. If any person refuses to obey any of the directives or rules, the Manager shall have the authority to refuse access to the facility to that person until the person complies with the directives and rules or until the selectmen have had the opportunity to hear the complaints.

Section 6. Hazardous and Special Wastes Prohibited

1. Hazardous and Special Wastes are as designated by the General Rules.
2. Hazardous and Special Wastes shall not be delivered, dumped or disposed at the Transfer station (See Residents Guidelines).
3. If any such waste is deposited at the facility, the clean up and all costs associated with proper disposal shall be borne by the person responsible for the deposition.

Section 7. The Selectmen have the right to:

1. Set standards on the acceptance' of wastes generated by businesses which waste is not similar to General Refuse as defined herein.
2. Refuse to accept industrial wastes which waste is not similar to General Refuse.

Section 8 Recycling Required

1. Solid wastes generated within the Towns of Clinton and Benton shall be separated into recyclables at the Clinton/Benton Transfer Station Recycling Center.
2. At a minimum, the following components will be separated:
 - corrugated cardboard
 - tin cans
 - newsprint
 - aluminum cans
 - glass
 - plastic
3. The selectmen shall have the authority to designate additional recyclable components by rule.

Section 9. Waste Deposition

1. Wastes will be deposited in appropriate areas designated by signs on-site and by the transfer station staff. At a minimum, the following areas are provided for waste deposition:
 - a. recycling area
 - b. compactor area
 - c. white goods storage
 - d. tire storage area
 - e. burn area
2. Recyclables: Recyclables shall be separated and handled according to rules.
3. General Refuse: General refuse or waste shall be in clear plastic bags whenever delivered to the transfer station.
4. White Goods/Metals: White goods shall be deposited at the storage area so as not to block access to the container. Doors on refrigerators and freezers shall be removed prior to placement on-site. Products shall be further segregated within the storage area by director of transfer station staff.
5. Tires: Tires shall be piled neatly at the storage area so as not to block access to the pile. Wheel rims shall be removed from all tires prior to placement on-site.

Section 10. Fees

The Selectmen shall establish fees by rule for the deposition of:

1. White goods and/or appliances, furniture and televisions
2. Other metals as required
3. Tires
4. Trash

Section 11. Violations, Enforcement and Penalties

1. The Police Department of the Town of Clinton shall enforce this Ordinance.
2. Any person convicted of a violation of this Ordinance or rules adopted pursuant hereto shall be Subject to a fine of not less than \$100 or more than \$500 for each occurrence.
3. The person so convicted shall also be liable for legal expenses incurred by the Town as well as costs to correct the violation.

Section 12. Validity and Conflict of Ordinances

1. If any section, subsection, paragraph, sentence, phrase, or word of this Ordinance is found to be invalid, unconstitutional, or inapplicable, it shall not affect or impair the remaining provisions of this Ordinance.

2. If this Ordinance conflicts with other town ordinances, then the strictest provisions shall apply

3. Provisions of federal and state laws and rules adopted pursuant thereto shall govern if such provisions are more stringent than the provisions of this ordinance.

Section 13. Definitions

1. Transfer Station Manager. The person employed by the Town to supervise the solid waste facility and operate any necessary equipment. The transfer station staff will likewise be under his or her direction.

2. Facility. The Clinton/Benton Transfer Station Recycling Center.

3. Hazardous Waste. Shall include any material or waste which the federal and/or state government has determined to be hazardous and which is brought to the facility.

4. Person. Shall include, but not limited to, individuals, partnerships, corporations and their agents.

5. Selectmen. The Clinton Board of Selectmen

6. Special Waste. Waste designated by the Maine Board of Environmental Protection as Special Wastes.

7. General Refuse or Waste. Ordinary solid wastes generated by normal household operations except: (1) wastes identified *in* this Ordinance; or (2) other wastes identified by rules which include but are not limited to white goods, appliances, furniture, mattresses, tires, construction and demolition debris, stumps, brush, leaves, and rock and masonry materials.

8. Town. Town of Clinton, Maine.

Section 14. Effective Date

The Ordinance shall take effect on January 1, 1992

Clinton Solid Waste General Rules

I. The following wastes are prohibited from the Clinton/Benton Transfer Station Recycling Center:

A. Deposit of Refuse

1. Prohibited Wastes: The following of wastes which cannot be accepted by the Clinton/Benton Transfer Station Recycling Center.
 - a. Hazardous waste which for the purposes of this facility shall include substances listed by the EPA and/or DEP as hazardous wastes or which are flammable, toxic, corrosive, or reactive by themselves or in combination with other wastes;
 - b. Hazardous substance containers unless adequately cleaned and approved by the attendant;
 - c. Large pressured containers (over one quart capacity);
 - d. Liquid or viscous wastes
 - e. Animal wastes or carcasses, manure, or crop residues
 - f. Automobile or vehicle bodies or parts from same, such as vehicle fuel tanks, etc...
 - g. Sewage treatment plant and septic tank sludge or residues;
 - h. Asbestos;
 - i. Special
 1. incinerator ash;
 2. industrial and industrial processed waste;
 3. wastewater treatment plant sludge, paper mill sludge and other sludge waste;
 4. debris and residuals from nonhazardous chemical spills and cleanup of those spills;
 5. contaminated soils and dredge spoils;
 6. asbestos and asbestos-containing wastes;
 7. sand blast grit and non-liquid paint waste;
 8. medical and other potentially infectious or pathogenic waste;
 9. high and low pH waste;
 10. spent filter media residue;
 11. shredder residue;
 12. other waste designated by the Board, by rule.

II. Waste shall be separated into the Following categories:

A. Wastes to be separated: Wastes requiring separation from the general refuse are listed below:

1. White goods, major appliances and bulky metals including wheel rims;
2. Furniture and mattresses;
3. Vehicular tires which must have rims removed and be reasonably clean;
4. Clean wood waste includes brush, limbs, scrap lumber and clean wood from demolition projects;
5. Inert fill, includes cured concrete, cinder blocks, bricks, cured bituminous concrete, stone, and similar substances which do not leach or degrade;
6. Recyclables as designated in Section IV.

III. Fees

The following fees shall be charged for the deposition of the designated wastes:

1. Commercial Haulers:	Recyclables Compacted	No Charge
	Waste Un-compacted	\$13/yd
	Waste	\$ 9/yd
2. Business Accounts	Recyclables	No Charge
	Compacted Waste	\$4.25/yd
	Un-compacted Waste	\$3.00/yd
3.	White goods, appliances, furniture, TV sets	\$5.00 each
4.	Tires under 17"	\$2.00 each
	Tires over 17"	\$5.00 each

IV. The following components of solid waste shall be separated and recycled. The recyclables shall be handled as noted.

1. Corrugated Cardboard -shall be dry, un-waxed and if possible, flattened.
2. Newsprint – may be dry and include inserts.

3. Glass-no tempered glass, ceramics, window glass or light bulbs. Shall be separated into clear, brown and green. Rinsed, with metal lids and neck rings removed. Labels are permitted.
4. HDPE Plastics - #2 – Milk jugs, detergent bottles, and similar semi-rigid plastic. Containers shall be empty and caps removed.
5. PET Plastics - #1 – soda bottles and similar clear, smooth plastic. Containers shall be empty and caps removed.
6. Tin & Aluminum cans. Shall be clean, with labels removed.
7. Cloth materials. Please wash clean if possible.

V. Waste shall be deposited in the area designated for each type.

VI. The Transfer Station Manager shall have final say in the deposition of all wastes. The Manager's decision may be appealed to the Selectmen; however, the waste in question shall not be deposited at the site until resolved by the Selectmen.

VII. The following rules are enacted to protect the health and safety of the public:

- A. Unauthorized or untrained persons shall not use equipment.
- B. Do not salvage items from the facility without permission from the Transfer Station Manager.
- C. Stay clear of moving equipment.
- D. Unauthorized persons shall not enter buildings or material containers.
- E. Unauthorized persons shall not loiter in or around the transfer station.

VIII. The Transfer Station hours of operation Shall be:

Monday	9:00 am	-	5:00 pm
Tuesday	Closed		
Wednesday	9:00 am	-	5:00 pm
Thursday	9:00 am	-	5:00 pm
Friday	9:00 am	-	5:00 pm
Saturday	8:00 am	-	5:00 pm
Sunday	Closed		
Closed	HOLIDAYS		