

Recycling & Hazardous Waste Regulations

Town of Hardwick

Board of Health

I. Authority

In accordance with the authority vested in the Board of Health by MGL Chapter 111, Section 31, and in compliance with the Massachusetts Solid Waste Ban, 310 CMR 19.017, and 310 CMR 30, the following regulations are hereby adopted.

These regulations shall become effective January 16, 2008.

II. Requirements

- A. In an effort to protect the public health, safety, the environment, and natural resources in the Town of Hardwick, and to conserve the capacity of solid waste facilities and minimize the need for new facility construction in the state, all residents, municipal facilities, schools and businesses within the Town of Hardwick shall separate the recyclable materials, hazardous materials and other materials listed below for proper disposal.

Paper	Plastic	Metal and Glass
Newspapers, junk mail, magazines, telephone books, cardboard boxes, corrugated cardboard, milk and juice cartons	Single polymer plastics labeled 1-7. excluding Styrofoam (#6)	Aluminum, metal and glass food and beverage containers <i>(Excluding light bulbs, dishes, pyrex, plate glass, drinking glasses, windows, windshields and ceramics)</i>

Other	Hazardous Waste
Tires Household batteries, <i>excluding alkaline</i> Auto batteries Fluorescent bulbs Appliances Cathode ray tubes Electronics – TVs and computers Motor oil	Oil-based paints & stains Paint thinners & solvents Gasoline Photo chemicals Pool chemicals Propane tanks Pesticides and insecticides Fertilizers Anti-freeze Ammunition and explosives Other materials designated hazardous by the DEP or EPA

In addition, wood, metal, brick, concrete, asphalt, leaves & yard waste are banned from landfills and shall not be included with solid waste to be collected.

Recyclable items shall be separated from non-recyclable waste and disposed of at an approved recycling facility. Hazardous wastes shall be isolated and disposed of at a periodic town-sponsored hazardous waste collection. The items listed under "other" may be taken to the Hardwick Recycling Center for disposal.

- B. Residents contracting for the removal of solid waste must use a commercial hauler who holds a valid permit issued by the Hardwick Board of Health. All haulers collecting solid waste shall also provide for the separate collection of recyclable materials (see regulations and permit for Haulers).

III. Enforcement

The provisions of this regulation shall be enforced by Hardwick police officers, and the Board of Health or its agents.

IV. Penalties

- A. Whoever improperly disposes of any of the materials listed under "Hazardous waste" or any of the materials listed under "Other" may be penalized by the noncriminal disposition process in accordance with the provisions of G.L. c.40, §21D. If noncriminal disposition is elected, then any person who violates any provision of this regulation shall be subject to a penalty in the amount of one twenty five dollars (\$25.00) for the first violation and fifty dollars (\$50.00) for each subsequent violation which shall inure to the Town for such uses as the Board of Health may direct. Each day or portion thereof shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.
- B. Whoever improperly disposes of any of the materials listed under "Hazardous waste" or any of the materials listed under "Other" may be penalized by indictment or on complaint brought in the district court. Except as may be otherwise provided by law and as the district court may see fit to impose, the maximum penalty for each violation or offense shall be one thousand dollars (\$1,000.00) in accordance with the provisions of G.L. c. 111, §31. Each day or portion thereof shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.
- C. Any party cited for violation of these regulations may appeal such a citation by sending a written notice of appeal to the Board of Health within 10 working days from the date of issuance of said citation. A hearing will be held within 60 days of the receipt of the notice of appeal. Written notice of the hearing date will be delivered to the party seeking the appeal at least two weeks prior to the hearing.