



Town of Bristol

Solid Waste Ordinance

Adopted: March 18, 2017
Current Revision: April 29, 2021

Solid Waste Ordinance
TOWN OF BRISTOL
Effective as of March 18, 2017 (“Effective Date”)
Amended, April 29, 2021

Adopted:

The Solid Waste Ordinance was adopted by Town Meeting on March 18, 2017, which also gave the Select Board authority to make future amendments to the ordinance by vote of the Select Board. The previous revision was from October 3, 2019. This current revision was adopted by the Bristol Select Board on April 29, 2021 and is effective immediately. This ordinance amends and replaces all prior existing versions of the Solid Waste Ordinance.

1. Authority:

This Ordinance is adopted by the Town of Bristol pursuant to the authority in RSA 149-M:17, II.

2. Definitions:

Attendant – an employee of the Town of Bristol engaged in operating the facility.

Construction and Demolition Debris (C & D) – Non-putrescible waste building materials and rubble which is solid waste resulting from the construction, remodeling or demolition of structures.

Contractor – A person or company that undertakes a contract, written or verbal, to provide materials or labor to perform a service or perform work within the Town of Bristol.

Food Establishment – For the purposes of this ordinance, under Business Permit, refers to any restaurant type business located either in a building, room, space or portion thereof where meals, sandwiches, or beverages, or ice cream, or other prepared food is sold to the public for consumption on or off the premises. See Section 12. Permitting.

Permit – A tag, in a form specified by the Select Board or designee and distributed by the Town Clerk / Tax Collector’s Office or Transfer Station, which indicates permission to use the Bristol Transfer Station. See Section 12. Permitting.

Transfer Station – The solid waste disposal facility owned and / or operated by the Town of Bristol.

Municipal Solid Waste (MSW) – Any matter consisting of putrescible material, refuse, and other discarded or abandoned material. It includes solid, liquid, or semisolid material resulting from industrial, commercial, agricultural operations, and from community activities. It does not include hazardous waste as defined in RSA 147-A:2 or any other hazardous type waste.

Solid Waste Hauler – Private haulers hauling solid waste generated within the Town, and delivered to the Regional Solid Waste facility. Solid Waste Haulers are licensed by the State and do not use the Bristol Transfer Station for disposal.

3. General Provisions:

1. The Bristol Transfer Station and associated facilities may be used only by residents and property owners of the Town of Bristol, for the disposal of acceptable solid waste generated within the Town of Bristol. Disposal of refuse from another locality (other than contracted towns) is a violation.
2. The Bristol Transfer Station does not accept solid waste generated by a Contractor, as defined in Section 2. Contractors are responsible for the disposal of any solid waste and / or Construction & Demolition Debris.
3. Attendants shall have the authority to refuse the use of the facilities to any person who violates these regulations, misuses the facilities or fails to comply with the lawful directions of the attendant. Failure to follow the requests or instructions of the attendant is a violation.
4. Acceptable solid waste may be disposed of at the facilities only during posted operating hours. Leaving waste outside of the area when the facility is closed is a violation.
5. Acceptable solid waste shall be deposited only in the appropriate disposal area or container as directed by the attendant on duty. The disposal of any waste in unauthorized areas is prohibited. Disposal of unauthorized or prohibited waste is a violation.
6. All loads delivered to the facilities shall be covered or otherwise suitably contained (i.e., plastic bags, barrels, etc.) to prevent littering.

4. Hours of Operation:

1. Hours of operation shall be posted at the facility. As of the effective date of this ordinance/regulation, the hours are: Monday and Wednesday, from 7:00 AM to 4:00 PM and Saturday from 8:00 AM to 4:00 PM.
2. Disposal of tree limbs and brush Mondays 10:00 AM to 2:00 PM and Saturdays 8:00 AM to 4:00 PM. Disposal will be limited to April 1 to December 1, but may be opened other times at the discretion of the Transfer Station Superintendent.
3. The Select Board may change the hours of operation when different hours would seem to serve the community better.
4. Dumping at other than posted times shall be a violation of these regulations.

5. Unacceptable Materials:

Materials listed in this section shall be considered unacceptable and shall not be deposited at the Transfer Station.

1. Radioactive, hazardous, explosive or toxic substances;
2. Fuel tanks or parts thereof and catalytic converters;

3. Motorized boats (whether they have motor attached or not);
4. Dead animals, animal carcasses, pelts, offal, human tissue or fluids;
5. Motorized vehicles of any type;
6. Any material that in the opinion of the facility attendant constitutes a serious hazard to other users, to the property of the Town, or to the operation of the facility.
7. The following materials **(containers with contents)** are considered hazardous waste and shall not be deposited at the Transfer Station. These materials (containers) should be set aside and disposed of during a Hazardous Waste Collection Day on a date and at a location to be determined.

Pesticides

Fungicides
House Plant Insecticide
Arsenicals
Botanicals
Carbamates
Chlorinated Hydrocarbons
Organo-phosphates
Flea Collars and Sprays
Roach and Ant Killers
Rat and Mouse Poisons
Herbicides

House

Oven Cleaners
Toilet Cleaners
Photographic Chemicals
Disinfectants
Drain Cleaners
Rug/Upholstery Cleaners
Bleach Cleaners
Mothballs
Pool Chemicals
Ammonia Based Cleaners
Abrasive Cleaners/Powders

Paints

Rust Paints
Thinners and Turpentine
Furniture Strippers
Wood Preservatives
Stains/Finishes

Auto Products

Brake Fluids

Antifreeze and oil-based paints are not accepted. Latex paint will be accepted if dried and will be disposed in the MSW.

6. Tree Limbs and Brush:

1. Tree limbs and brush 5 inches or less in diameter shall be deposited in the area designated for brush. NO STUMPS ALLOWED.
2. Tree limbs and brush exceeding 5 inches in diameter are not accepted.

7. Yard Waste:

1. All lawn clippings, leaves, green and dry garden waste, and other yard waste shall be deposited in the area designated for compost.
2. No plastic garbage bags or other containers shall be deposited with discarded yard waste.

8. Glass:

1. Clean glass shall be recycled in the designated containers.
2. No glass shall be deposited with normal household waste.

Acceptable materials include:

- Any colored glass beverage container (remove caps)
- Any colored glass food container (remove caps)
- Porcelain (i.e. toilets, sinks with all non-porcelain parts removed)
- Pyrex
- Ceramics (i.e. coffee mugs)
- Drinking glass
- Window panes
- Mirrors

Unacceptable materials include:

- Headlights
- Thermometers
- Incandescent or fluorescent light bulbs
- Plastics
- Automotive/Windshield glass
- Trash
- Asphalt
- Excessive rocks or dirt
- Wood
- Aluminum/Tin
- Plexiglas

9. Waste Oil:

Waste oil from personal use only shall be deposited in the Waste Oil drum provided. Must be oil only – no water. Must see Transfer Station Attendant first before dropping off. Containers must be marked with name and address.

10. Batteries:

Lead acid batteries shall be deposited in designated area – see fee schedule. Must see Transfer Station Attendant first before dropping off NiCad and Lithium Ion batteries.

11. Operation of the Facility:

1. Authority of the Transfer Station Superintendent - The Transfer Station Superintendent or his designee shall have the right to refuse use of the facility to any person or user who is misusing the Transfer Station, is violating these regulations, or does not have a current and proper permit attached to their vehicle. This includes exceeding daily load limits of amounts specified in fee schedule.
2. Burning - No on-site burning is allowed.
3. Firearms - Discharge of firearms is prohibited at the Transfer Station.
4. Security - The Transfer Station shall be secured at all times when not open for public access under Section 4. No person may enter the facility when it is closed except by permission of the Select Board or Transfer Station Superintendent.

12. Permitting:

A permit shall be required for the disposal of waste at the Transfer Station facility. No person shall dispose of any waste at the facilities without a permit. The permit shall be permanently affixed to the lower right front windshield on the vehicle of the person authorized to use the facility or prominently displayed on the right front dash. Each additional vehicle will require a permit. Permit and disposal fees are outlined in Section 14 - Fees and in Appendix A – Solid Waste Fee Schedule. All permits will be issued by the Town Clerk / Tax Collector's Office or at the Transfer Station upon presentation of the vehicle registration. Out of state taxpayers shall get their permit at the Town Clerk / Tax Collector's Office or by mail.

Residential Permit

Residential permits may be issued to any resident or property owner in the Town of Bristol. Residential permits may be used to dispose of solid waste generated within the Town of Bristol only. Suitable proof of residence and / or personal residential property ownership shall be required for the issuance of a permit. Use of the Bristol Transfer Station without a permit or disposal of solid waste from other cities or towns shall be a violation. It is also a violation to allow someone who is not a resident of the Town of Bristol to use your permit. Demolition debris and Municipal Solid Waste (MSW) from private residents will be limited to a daily load amount not to exceed a 1 ton dump truck with maximum of 2 cubic yards. This debris will be accepted at the designated section of the facility. Disposal is subject to the current fee schedule. In addition to the Residential Permit Fee, there are disposal fees per items listed in the fee schedule.

Visitor Permit

Visitor permits may be issued to person or persons visiting the Town of Bristol. Suitable proof of lodging in the Town of Bristol shall be required for the issuance of a permit. A temporary visitor permit shall not be valid for longer than two (2) weeks. It must be purchased at the Town Clerk / Tax Collector's office. It is the responsibility of the property owner to arrange for the acceptable disposal of solid waste materials. Use of the Bristol Transfer Station without a permit or disposal of solid waste from other cities or towns shall be a violation. Demolition debris and Municipal Solid Waste (MSW) will be limited to a daily load amount not to exceed a 1 ton dump truck with maximum of 2 cubic yards. This debris will be accepted at the designated section of the facility. Disposal is subject to the current fee schedule. In addition to the Visitor Permit Fee, there are disposal fees per items listed in the fee schedule.

Business Permit

Commercial entities doing business in the Town of Bristol, including but not limited to, multi-family dwellings of three (3) or more units per parcel, and commercial establishments of any size such as but not limited to, residential boarding and lodging homes, schools, motels, inns, lounges, retail sales, service businesses, professional offices, manufacturing or automotive related businesses. Any property owner / resident who also owns / operates a commercial entity in the Town of Bristol may be categorized under a Business Permit. All food establishments must install a dumpster or hire a Solid Waste Hauler. See Section 2 – Definitions. Demolition debris and Municipal Solid Waste (MSW) will be limited to a daily load amount not to exceed a 1 ton dump truck with maximum of 2 cubic yards. This debris will be accepted at the designated section of the facility. Disposal is subject to the current fee schedule. In addition to Business Permit fees, there are disposal fees per items listed in the fee schedule.

Business Recycling Permit

Commercial entities doing business in the Town of Bristol who wish to participate in Recycling ONLY, can apply for a Business Recycling Permit.

13. Violations:

Violations of any of the above provisions shall be subject to a fine of no less than \$50.00 per occurrence and up to a maximum of \$3,000.00 per RSA 149-M:17.

Prior to service of a formal summons and complaint, pursuant to RSA 31:39-c, the Bristol Town Clerk / Tax Collector or Designee of the Transfer Station Superintendent may issue to any person who violates any provision of this Ordinance a written notice of violation. Such notice shall contain a description of the offense and a copy of the applicable schedule of penalties as well as instructions to pay the penalties by mail, and shall be either delivered in person or by first-class mail to the last-known address of the offender. Penalties shall escalate the longer they remain unpaid, as provided in the penalty schedule, up to a maximum of \$3,000 per offense.

If the matter remains unresolved, pursuant to RSA 147-M:17, II(b), for penalties up to \$3,000, the Bristol Town Clerk / Tax Collector or Designee of the Transfer Station Superintendent may issue a summons and notice of fine as provided in RSA 502-A:19-b, substituting a copy of the schedule of penalties for the uniform fine schedule cited in that statute. The offender may plead guilty or nolo contendere by mail by entering a plea as provided in RSA 502-A:10-b. If the plea is accepted by the court, the offender shall not be required to appear unless directed by the court. If the offender contests the summons, the matter shall be resolved by the court.

For penalties exceeding \$500, the Bristol Town Clerk / Tax Collector or Designee of the Transfer Station Superintendent may issue a summons and complaint before the Circuit Court, District Division, or the Superior Court, to enforce the penalties.

14. Fees:

Fees for deposit of certain items at the facilities under this Ordinance shall be set forth in the attached Appendix A: Solid Waste Fee Schedule, and are subject to amendment from time to time by the Bristol Select Board pursuant to RSA 149-M:17, VI(a) and RSA 41:9-a.

Permitting fees to use the Transfer Station are as follows:

<u>Permit Type</u>	<u>Fee</u>
Residential Permit	\$5.00 Annually
Visitor Permit	\$20.00 per 2-week period
Business Permit: Low volume*	May purchase Residential Permit
Business Permit: High volume*	\$300.00 per Quarter
Business Permit: Nonprofit (with proof)	No Cost
Business Recycling Permit	\$5.00 Annually

*For permitting purposes, the Transfer Station Superintendent reserves the right to determine whether a business is classified as low volume or high volume.

15. Separability:

The invalidity of any provision of this ordinance shall not affect the validity of any other provision not the validity of the ordinance as a whole.

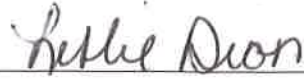
16. Official Use of the Area

It shall be unlawful for any person to be within the confines of the Transfer Station unless on official business, whether the Transfer Station is open or closed. This includes bicycles, motorcycles, snow machines, and any person afoot. There will be absolutely no shooting in the Transfer Station area. Anyone found in violation of this shall be fined not less than \$50.00.

Revised By the Select Board: April 29, 2021



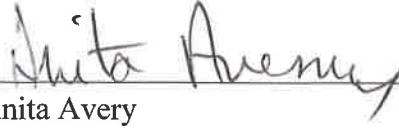
Don Milbrand, Chair



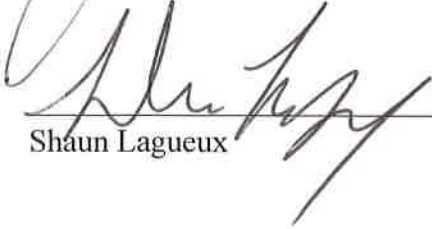
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