

City of Attleboro
PUBLIC HEALTH REGULATIONS
Recycling for Residents
and Businesses within the City of Attleboro.

The Attleboro Health Department hereby adopts the following regulations under the Provisions of Chapter 111, Section 31 of the Massachusetts General Laws, as amended. Except as may be otherwise noted, these regulations shall take effect upon the date of their first publication.

Section I. Scope of Authority

The Attleboro Health Department adopts the following regulation pursuant to authorization granted by M.G.L. c 111 s. 31. The regulation shall apply, as specified herein, to all applicable residents and businesses, existing and new, within the City of Attleboro.

Section II. Purpose of the Regulation

These regulations are intended to preserve the public and environmental health and are designed to keep banned recyclable materials and certain toxic materials out of the solid waste stream. They also prohibit certain toxic materials that may adversely affect the environment when land filled or incinerated.

Section III. Applicability

These regulations shall apply throughout the City of Attleboro.

Section IV. Definitions

For the purpose of this regulation, the following words and phrases shall have the following meanings:

Recyclables:

Set by the Department. Glass containers, aluminum, metal containers and newspapers. Glass containers as defined shall be made of clear, brown or green glass, and shall exclude blue and flat glass (commonly known as window glass), dishes, pottery and crockery. Aluminum as defined shall include cans, but exclude foil and containers or trays used in the packaging of food. Metal containers as defined shall be made entirely of ferrous metal (iron or steel) and may exclude all pressurized cans and cans which have contained hazardous materials. Paper, cardboard and paperboard products including newspaper as defined shall mean unsoiled newsprint, including newspaper advertisements, supplements, comics, enclosures, magazines, catalogues and telephone books.

Rubbish:

Refuse including trash and garbage free of restricted materials and recyclables.

Restricted Materials:

Lead Batteries, Leaves, Tires, White Goods, Other Yard Waste, Aluminum Containers, Metal or Glass Containers, Single Polymer Plastics, Recyclable Paper, Cathode Ray Tubes, Asphalt Pavement, Brick and Concrete, Metal and Wood.

Department:

The Massachusetts Department of Environmental Protection.

Section V. Regulation

- A. Rubbish collected by the City of Attleboro or any licensed rubbish hauler shall not contain recyclables or restricted materials. Each owner shall separate from non-recyclable rubbish all recyclables as defined.
- B. Waste generators are responsible for ensuring that they do not contract for the disposal of recyclables or restricted materials with their rubbish.
- C. Owner/Manager of a property shall be responsible for immediate removal of all rubbish and/or recyclables placed on or near the side of a street for collection which does not comply with the rules and regulations of the Attleboro Health Department. Failure to remove within 24 hours shall result in a fine being issued.
- D. No person shall willfully or maliciously disturb or handle the contents of or tip over or upset any container placed for the collection of rubbish.

Section VI Enforcement

Enforcement of this regulation shall be by criminal complaint in the district court and/or non-criminal disposition ticket M.G.L. Chapter 40, § 21D. Solid Waste Administrator and Agents of the Health Department shall have the power to enforce the provisions of

this regulation. The City shall also have the option of seeking equitable relief to enjoin violations of the rules and regulations of the Health Department.

Section VII Penalties

Violations of these regulations shall be punished by fines as follows:

- (a) first offense warning
- (b) second offense \$ 50.00 fine
- (c) third offense \$100.00 fine
- (d) subsequent offenses not less than \$100.00 nor more than \$1,000.00

Each day of failure to comply with the regulations shall constitute a separate violation.

Effective Date:

These rules and regulations were adopted by the Attleboro Health Department at the December 22, 2008 meeting. A summary of regulations adopted shall be published once in The Sun Chronicle as required by Chapter 111, Section 31, of the General Laws of the Commonwealth. These regulations shall also be filed with the Department of Environmental Protections in accordance with M.G.L. c. 111, s. 31.