



**TOWN OF HANSON  
BOARD OF HEALTH**

**REGULATIONS FOR PRIVATE HAULERS  
COLLECTION OF SOLID WASTE AND RECYCLABLES**

**1. PURPOSE**

These regulations are intended to protect the public health, safety, and the environment in the Town of Hanson by regulating the storage, transferring, recycling and disposal of solid waste, as defined in 310 CMR 18.00 – 21.00 of the State Environmental Code, and to ensure compliance with the provisions of C 111, sec 150A of the Commonwealth of Massachusetts; the Rules and Regulations stated in 310 CMR 18.0 – 21.00 of the State Environmental Code; 527 CMR 34.0 of the Board of Fire Prevention Regulations; and the Zoning Bylaws of the Town of Hanson.

These regulations apply to all contractors, firms and/or persons operating as a Solid Waste Disposal Company or Private Hauler collecting solid waste and recyclables from residential properties in the Town of Hanson.

**2. AUTHORITY**

These regulations are adopted by the Hanson Board of Health as authorized by Massachusetts General Law, Chapter 111, Section 31.

**3. DEFINITIONS**

“Definitions” shall be as defined in the Town of Hanson, Board of Health Solid Waste Regulations, included as an Appendix to these regulations, and as follows.

**Applicant:** Contractor, firm and/or person named on application to provide solid waste and recycling collection and hauling services to residential customers throughout the Town of Hanson.

**Approved Facility:** An established site or works, and other appurtenances thereto, that will be used for the handling, storage, transfer, processing, treatment and/or disposal of solid waste. An established site or works, and other appurtenances thereto, that will be used for the handling, storage, transfer, processing and/or treatment of recyclable material. Such facility must be permitted and approved by the appropriate municipal and/or or state agency.

**Disposal:** see Appendix

**Enforcement Agent:** Any member of the Board of Health, the Health Agent or designee thereof.

**Permittee:** Any contractor, firm and/or person which has applied for and obtained the appropriate permit to collect and haul solid waste and recycling within the Town of Hanson.

**Recyclable Material:** see Appendix

**Solid Waste:** see Appendix

**Solid Waste/Recycling Collection Vehicle:** Any vehicle used for the collection and hauling of solid waste and recyclables.

**Waste Banned Materials:** see Appendix

**Waste Hauler/Private Hauler:** Any contractor, firm and/or person who is duly permitted by the Hanson Board of Health to collect or haul solid waste and recyclables within the Town of Hanson off-site to an approved solid waste or recycling treatment, processing or disposal facility.

4. **PERMITTING AND OPERATIONAL PROCEDURES**

- a. No contractor, firm or person shall provide collection of solid waste or recyclables in the Town of Hanson without first obtaining a permit from the Hanson Board of Health.
- b. No contractor, firm or person shall provide collection of solid waste in the Town of Hanson without providing collection of recyclable material in conjunction with collection of solid waste as a bundled/integrated service to allow compliance with the Commonwealth of Massachusetts Department of Environmental Protection Waste Bans, 310 CMR 19.017 and the Town of Hanson Board of Health Solid Waste Regulations. For the purposes of this regulation incineration of waste is not considered recycling.
- c. Each applicant/permittee shall submit the following information to the Board of Health with their permit application:
  - i. Information detailing how compliance with the terms of these regulations will be met. Such information shall include, at minimum, a list of residential customers served and frequency (weekly, bi-weekly), of collections and the names and locations of the approved facilities to which all refuse and recyclables are brought.
  - ii. Each applicant shall indicate the means for ensuring that customers exclude all items banned from disposal at solid waste facilities as described in 310 CMR 19.017 (3), including but not limited to providing each customer with a list of waste banned items and a description of proper packaging or bundling methods with a clear explanation that recyclables must be separated from solid waste in a separate container. Applicant shall detail how non-recyclables will be excluded from loads of recyclables. The applicant must also indicate how customers will be notified of improper recycling or trash disposal methods.
- d. Each applicant/permittee shall submit the following information to the Hanson Board of Health in order to maintain a valid permit:
  - i. Each permittee will be required to submit quarterly reports to the Hanson Board of Health listing the tonnages of solid waste and recyclables that have been collected. Copies of weight slips supporting this data must be provided along with the names and locations of the approved facilities to which said materials are brought. Reports shall summarize the totals collected during the quarters ending March 31, June 30, September 30 and December 31 and shall be submitted within thirty (30) days of the end of the quarter. Failure to provide these reports in a timely fashion may be cause for revocation or suspension of permit.

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- e. A description of the collection vehicle(s) to be used, including the company name, make, model, year, type, registration number and the capacity of the vehicle(s) is a requirement of the permit application.
- f. All permits shall expire at the end of the calendar year in which they are issued, but may be renewed annually on application to the Hanson Board of Health. Permits are non-transferable without the prior approval of the Health Department.
- g. Any application which fails to include all information requested in the Board of Health Regulations shall be deemed incomplete and shall be denied.

**5. FEES**

A non-refundable permit fee is required with permit application. Please see the Hanson Board of Health Fee Schedule.

**6. INSURANCE**

- a. Each applicant shall furnish to the Health Department a certificate from an insurance company licensed to do business in the Commonwealth of Massachusetts showing the applicant carries Public Liability Insurance in an amount not less than Five Hundred Thousand (\$500,000.00) up to One Million (\$1,000,000.00) dollars for the injury or death of one or more persons, and Two Hundred Fifty Thousand (\$250,000.00) dollars for damage to property. Certificates of Insurance shall be furnished each year upon renewal of permit.
- b. The applicant shall make certain that the above insurance policy is not canceled prior to notification of the Health Department. This notification shall be not less than thirty (30) days prior to such cancellation.

**7. SUBMITTAL REQUIREMENTS**

- a. Completed Application
- b. Confirmation of Compliance with Sections 4.c.i, 4.c.ii and 4.c.iii by the Hanson Board of Health
- c. Appropriate Fee as described in Section 5
- d. Proof of property/liability/workers compensation insurance as described in Section 6

**8. ENFORCEMENT**

- a. The individuals empowered as Enforcement Agent(s) may enforce the provisions of these regulations.
- b. Enforcement Agent(s) may inspect collection vehicles and loads at reasonable times in order to ensure that they comply with all applicable state laws or local regulations. Failure to comply with any of these regulations or conditions of any permit(s) issued by the Hanson Board of Health may be cause for suspending or revoking a permit.
- c. Enforcement of this regulation shall be by either criminal complaint in a court of jurisdiction or non-criminal procedures as set forth in MGL Chapter 111 Sections 31, 31A, 31B and 150A.

- d. Improper disposal of waste may be cause for immediate revocation of permit and prosecution to the fullest extent of the law. "Improper disposal" shall include disposal of recyclable materials with trash.

9. **PENALTIES**

Any contractor, firm and/or person who violate these regulations may be subject to revocation of permit and/or a fine of:

- a. \$100.00 for the first violation
- b. \$200.00 for the second violation
- c. \$500.00 for the third violation

Any subsequent violations shall be determined by the Board of Health at a show cause hearing at which time additional fines may be imposed or the license to operate may be suspended or revoked.

10. **APPEAL**

Any person aggrieved by the decision of the Hanson Board of Health and/or Agent may appeal to the Board of Health within ten (10) business days of grievance. Furthermore, if the decision of Hanson Board of Health and/or Enforcement Agent is upheld by the Board of Health, the aggrieved party may appeal the Board's decision in any court of competent jurisdiction, as provided in the laws of the Commonwealth.

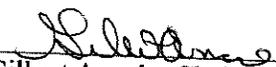
11. **SEVERABILITY**

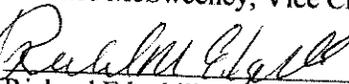
Each section of these regulations shall be constructed as separate to the end that if any regulation or sentence, or phrase thereof shall be held invalid for any reason, the remainder of these regulations and all other regulations shall continue in full force.

12. **EFFECTIVE DATE**

These regulations were adopted by the Hanson Board of Health at the April 8, 2014 meeting. A summary of regulations adopted shall be published once in The Hanson Express newspaper as required by MGL Chapter 111, Section 31, of the General Laws of the Commonwealth.

Effective date of these Regulations shall be July 1, 2014.

  
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Gilbert Amado, Chair

Terence McSweeney, Vice Chair  
  
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Richard Edgehille, Member

## APPENDIX A -- RECYCLABLES

### PAPER PRODUCTS

Newspaper and Inserts  
Magazines & Catalogs  
Phone Books  
Junk (and other) Mail  
Cereal Boxes (paperboard), Packaging, toy boxes, etc.  
White, colored and computer paper  
Corrugated Cardboard

### GLASS

Clear, Brown and Green bottles and jars (food & beverage containers only)

### METAL

All metal cans (tin, steel and aluminum, etc.)  
Scrap metal  
White goods (appliances)  
Propane Tanks (valves closed, do not vent)

### PLASTIC

Plastics #1 - #7

### ELECTRONICS

Computer Monitors/TVs  
Cell Phones  
Rechargeable Batteries

### AUTOMOTIVE

Motor Oil (not contaminated)  
Lead Acid Batteries  
Tires

### MERCURY-CONTAINING PRODUCTS

Fluorescent Bulbs  
Mercury Thermostats  
Mercury Thermometers

### YARDWASTE

Leaves and Grass Clippings Only

### OTHER HOUSEHOLD MATERIALS

Useable Clothing  
Books  
Foam Padding

## APPENDIX B – WASTE BAN MATERIALS

The following materials are banned from disposal by Massachusetts regulation 310 CMR 19.017:

**Asphalt Pavement, Brick, and Concrete:** asphalt pavement, brick and concrete from construction activities and demolition of buildings, roads and bridges and similar sources.

**Cathode Ray Tubes:** any intact, broken or processed glass tube used to provide the visual display in televisions, computer monitors and certain scientific instruments such as oscilloscopes

**Glass Containers:** glass bottles and jars (soda-lime glass) but excluding light bulbs, Pyrex cookware, plate glass, drinking glasses, windows, windshields, and ceramics.

**Lead Batteries:** lead-acid batteries used in motor vehicles or stationary applications.

**Leaves:** deciduous and coniferous leaf deposition.

**Metal:** ferrous and non-ferrous metals derived from used appliances, building materials, industrial equipment, transportation vehicles, and manufacturing processes.

**Metal Containers:** aluminum, steel or bi-metal beverage and food containers.

**Recyclable Paper:** all paper, corrugated cardboard, and paperboard products, except tissue paper, toweling, paper plates and cups, wax-coated corrugated cardboard, and other low-grade paper products.

**Single Polymer Plastics:** all narrow-neck plastic containers where the diameter of the mouth of the container is less than the diameter of the body of the container. This includes single polymer containers labeled 1-6.

**Tires:** a continuous solid or pneumatic rubber covering intended for use on a motor vehicle.

**White Goods:** appliances employing electricity, oil, natural gas or liquefied petroleum gas to preserve or cook food; wash or dry clothing, cooking or kitchen utensils or related items; or cool or heat air or water.

For purposes of the waste bans, white goods include, but are not limited to, refrigerators, freezers, air conditioners, water coolers, dishwashers, clothes washers, clothes dryers, gas or electric ovens and ranges, and hot water heaters. White goods do not include microwave ovens.

**Wood:** treated and untreated wood, including wood waste.

**Yard Waste:** deciduous and coniferous seasonal deposition (e.g. leaves), grass clippings, weeds, hedge clippings, garden materials and brush 1 (one) inch or less in diameter (excluding diseased plants).