

TOWN OF HAMPTON FALLS

TOWN OFFICES, 1 DRINKWATER ROAD 603-926-4618



NEW HAMPSHIRE 03844

HAMPTON FALLS SOLID WASTE ORDINANCE

I. GENERAL

PURPOSE: This Ordinance is adopted in accordance with RSA 31:39 I (f) & RSA 149-M:17 for the regulation of solid waste disposal in the Town of Hampton Falls.

USE: Only owners or lessors of real residential property in the Town of Hampton Falls, to include residents in Hampton Falls (hereinafter referred to as "Users"), will be permitted to use the various facilities available to the Town of Hampton Falls for the disposal of solid waste originating within the confines of the Town. At no time, either during curbside pickup or at the Town's Household Waste Collection Days* (a/k/a Household Waste Collection Day or White Goods Day) is hazardous or commercially generated waste accepted for disposal.

*Household Waste Collection Days are scheduled as one day in the spring and one day in the fall unless changed by vote of Town Meeting.

PUBLIC SAFETY: Any person having custody or control of residential premises from which garbage, rubbish or other refuse, including recyclables, is collected for disposal in the Town of Hampton Falls shall be responsible for keeping such items from becoming a hazard to public travel, health or safety or from becoming a nuisance of any sort.

DUMPING AT UNAUTHORIZED SITES: The dumping of solid waste by a roadside or at any site or in a manner other than provided for in this ordinance shall be subject to the penalties as outlined in Section III.

II. METHODS OF SOLID WASTE DISPOSAL

A. CURBSIDE PICKUP: The Town of Hampton Falls shall provide weekly curbside pickup of residential solid waste.

QUANTITY: The Town shall provide for the pickup of four (4) thirty (30) gallon covered cans or equivalent sealed bags of trash from each residential location. All containers must be covered and otherwise properly secured.

HOURS: Waste should be set out along the curbside of one's property or be otherwise reasonably available for pickup by 6 a.m. on the days specified in the "Collection Schedule." (See Appendix A, page 1.)

WASTE PROHIBITED FOR CURBSIDE COLLECTION: The following types of waste shall not be collected at the curbside:

1. White goods, such as refrigerators, washing machines, hot water heaters, dryers, household appliances. (See Appendix A, Bulky Waste, page 2.)

2. Stumps, industrial, commercial, demolition and construction debris. (See Appendix A, page 3.)
3. Yard waste, such as leaves, brush, branches and wood. (See Section II, D. YARD WASTE, page 3.)
4. Bulky items, such as sofas, chairs, televisions, rugs, air conditioners, mattresses. (See Appendix A, page 1.)
5. Hazardous materials, such as radioactive, volatile, flammable, sewage, toxic, tires, paint cans, woodstove and fireplace ash, household chemicals, explosive or any amount of waste listed or characterized as hazardous by the United States Environmental Protection Agency or any state agency pursuant to the Resource Conservation and Recovery Act of 1976, as amended and applicable state law, and defined by RSA 147-A:2. VII. (See Section II, E. OTHER TYPES OF WASTE: Household Hazardous Materials, page 4.)
6. Commercially generated waste of any type. "Commercial" includes entities doing business in the Town of Hampton Falls, including but not limited to, contractors, multi-family dwellings and/or manufactured housing parks of more than three (3) units per parcel, respectively and commercial establishments of any size such as, residential boarding and lodging homes, convalescent and nursing homes, churches, schools, ski areas, motels, inns, restaurants, lounges, retail sales, service businesses, professional offices, manufacturing, or automotive related businesses.

B. STUMPS, COMMERCIAL, INDUSTRIAL, CONSTRUCTION, DEMOLITION AND HAZAROUS WASTE

Stumps, commercial and industrial waste, including hazardous materials, disposal is prohibited curbside as well as household solid waste collection day(s) sponsored by the Town. ***A dumpster will be provided at the spring household waste collection day only for minor demolition, construction and remodeling debris. Quantity will be limited to that deemed reasonable (less than ½ pickup truck load) by the Selectmen on site.*** (See Appendix, page 3)

C. RECYCLING PROGRAM

All Users of the curbside pickup program are encouraged to also participate in the Town's recycling program based on the Town's current contractual arrangement with the contractor.

COLLECTION SCHEDULE: (See Appendix A, page 1A.)

RECYCLABLE MATERIALS (clean and dry):

RECYCLABLES SUBJECT TO CHANGE BASED ON INDUSTRY'S ACCEPTABLE MATERIAL

- **Plastics:** soft drink, water and other beverage bottles, detergent and cleaning containers, milk and water jugs, shampoo, salad dressing bottles, pails.
- **Metals:** aluminum cans (soft drink, juice and other beverages), steel (tin, soup cans, metal jar lids), aluminum pie tins and clean foil.
- **Paper:** newspapers, magazines, old mail, flyers, folders, catalogues, paper bags, soft cover books.

- **Corrugated Cardboard:** flattened, and bundled (tied) can be left at the curb on collection day or brought flattened and loose to the container available for this purpose.

METHOD OF STORAGE: Recyclable materials must be placed in bin(s) and set out for collection at the curb by 6 a.m. on collection day, subject to change per contractual arrangements.

METHOD OF COLLECTION: Recyclables shall be collected in a vehicle separate from the regular rubbish truck. Corrugated cardboard shall be collected in a vehicle separate from rubbish and recyclables or placed in a designated container at a location designated by the Board of Selectmen, or **tied** in up to 3' x 3' manageable bundles for disposal at the curb. Corrugated cardboard is subject to not being picked up if not bundled.

INFORMATIONAL FLYER: Copies of information flyers shall be available at the Town Hall and from the Town's web site (content subject to change based on market conditions).

UNAUTHORIZED COLLECTION OF RECYCLABLES: Other than the Town's authorized Recycling Collector, all others are prohibited from removing recyclables from any User collection location.

D. YARD WASTE

1. On-Site Disposal--Private Property

- a. Yard waste (leaves, branches) may be disposed of on the owner's property through two methods.
 1. Composting.
 2. Burning of leaves, brush and slash may be done only with the approval and under the direction of the Fire Warden or his designee. An attendant must be at the site at all times during the burning.
- b. Yard wastes that originate outside the borders of Hampton Falls shall be prohibited from being disposed of on any property (public or private) within the Town of Hampton Falls. Yard wastes include but are not limited to leaves, brush, branches and tree limbs.

2. Off-Site Disposal—Brush Dump (Dump Sticker Required)

Any resident User may dispose of leaves, brush and slash five (5) inches or less in diameter at the Brush Dump. Commercially generated brush may not be disposed of at the Brush dump.

- a. **LOCATION AND HOURS:** The Brush Dump is located at the corner of Drinkwater and Parsonage Roads. The Brush Dump is open Saturdays from April 1 to November 30, from 8 a.m. to 2 p.m.
- b. **DUMP STICKERS:** All users must purchase a dump sticker for their vehicles for identification of residence in order to use the Brush Dump. Stickers will be renewed every three years and a fee will be charged. (See Fee Schedule, Appendix A, page 2)
- c. **SUPERVISION:** The Dump Attendant shall have the right to refuse the use of the facility to any User that is misusing the facility or is violating this Ordinance. However, any User has the right to appeal any such decision or order to the Board of Selectmen.

- d. **SECURITY:** The gates shall be locked at all times when the facility is not open to the public. Anyone depositing material at the gate or depositing material in an improper way shall be subject to prosecution, in accordance with Section III, page 5. Once items are disposed within the gated area, they are not to be removed by persons other than disposal removal contractors per agreement with the Town.
- e. **ADDITIONAL RULES:** All Users of the Brush Dump shall observe and abide by such regulations as the Selectmen may from time to time determine.

E. OTHER TYPES OF WASTE

BULKY ITEMS: (See Appendix A, page 1A.)

DEMOLITION, CONSTRUCTION AND REMODELING DEBRIS: Demolition, construction and remodeling debris is prohibited at curbside collection and limited at the Brush Dump household waste spring collection day. It may be disposed of through a building or solid waste contractor. (See Section II. B. and Appendix, page 3) No construction debris will be permitted during the fall collection day.

HOUSEHOLD HAZARDOUS MATERIALS: Hampton Falls residents are encouraged to safely store such wastes and participate in properly authorized programs. Dates, times and collection sites may be posted at the Town Hall, the Town's web site and Post Office. Once a collection date is set, the Town shall make every effort to notify residents of the Town. Please see information on the web site for other collection disposal sites. (See Appendix A, page 2)

Types of household hazardous materials include, but are not limited to:

From the Yard--pesticides, rodent killers, pool chemicals, muriatic acid;

From the Garage--antifreeze, brake fluid, engine degreaser, carburetor cleaner, creosote;

From the House--drain cleaners, oven cleaners, furniture polish, metal polish, pharmaceuticals, photo chemicals;

From the Workbench--rust remover, wood preservatives, paint thinner, lead/oil based paint, solvents, degreasers, and any such other materials and substances defined by RSA 149-A:2 VII.

Mercury Products--fluorescent lamps, thermostats, mercury switches, button cell batteries (dispose in shed at Brush Dump provided for this purpose)

Batteries--alkaline and lithium (To prevent potential spark or ignition, dispose in receptacle at shed at Brush Dump provided for this purpose.)

STUMPS, DEMOLITION AND CONSTRUCTION DEBRIS: (See Appendix A, page 3)

WHITE GOODS: The Board of Selectmen shall announce the day and time for the collection of bulky items such as white goods (refrigerators, dryers, washing machines, water heaters, kitchen stoves) to take place in the spring and fall of each year. White goods must be delivered to the proper container(s) at the Brush Dump and may be limited to items permitted in the compactor truck at the fall collection day.

FREON REMOVAL: A fee will be charged for each appliance containing Freon which is brought to the Hampton Falls Brush Dump (See Fee Schedule).

AUTOMOBILE TIRES: A fee will be charged for each unmounted automobile tire brought to the Hampton Falls Brush Dump. Mounted tires shall not be accepted at this Brush Dump. Tires of 19" rim size or less will only be accepted at this Brush Dump on Household Solid Waste Collection Day, which is held on one Saturday in the spring and one Saturday in the fall (See Fee Schedule).

PROPANE TANK DISPOSAL: Fees will be charged for 5, 10 and 20 pound propane tanks and for 30, 40 and 100 pound propane tanks brought to the Hampton Falls Brush Dump (See Fee Schedule).

ELECTRONICS: A fee per item will be charged for computers, computer monitors, printers, copiers, scanners, fax machines and televisions; A greater fee will be charged for each projection television. Keyboards/mouse, stereos, VCR/DVD players and the like are disposable at no charge (See Appendix and Fee Schedule).

III. PENALTY

In accordance with RSA 149-M:17, any person violating any provision of this Ordinance may be prosecuted and may be punished by a civil penalty of up to \$3,000 for each violation, payable to the Town of Hampton Falls.

- A first violation shall result in a written warning being given to the violator. For violations for which any penalty provided in the bylaws is \$500 or less, the official designated in the bylaws as the enforcement authority may issue a summons and notice a fine as provided in RSA 502-A:19-b.
- A second violation shall be subject to a civil penalty of \$500.
- A third violation shall be subject to a civil penalty of \$3,000.

The Board of Selectmen shall have full discretionary authority in deciding any disputed question arising under the provisions of this Ordinance.

IV. SEVERABILITY

The invalidity of any provision of this Ordinance shall not affect the validity of any other provision nor the validity of the Ordinance as a whole.

V. INCONSISTENCY WITH OTHER ORDINANCES

Should there be a conflict with ordinances or parts of ordinances, resolutions, regulations or other documents inconsistent with the provisions of this Ordinance, the more stringent controls apply.

VI. EFFECTIVE DATE

This Ordinance shall take effect immediately upon passage.

VII. ADOPTION

Adopted by the Hampton Falls Town Meeting on March 9, 2021.

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HAMPTON FALLS SOLID WASTE ORDINANCE

APPENDIX A - METHODS OF SOLID WASTE DISPOSAL AND FEES

COLLECTION SCHEDULE: Household trash and recycling will be collected on Fridays* or other day so designated by the Board of Selectmen) from residential properties within the confines of Hampton Falls.

HOLIDAY SCHEDULE: Should a holiday fall on any day other than a Friday*, collection will not be delayed. If a holiday should fall on a Friday*, however, collection will be delayed one day and collected on Saturday.

BULKY WASTE: The Town of Hampton Falls holds two household solid waste collection day(s) each year. A fee, per disposal trip, will be charged in conjunction with proof of residency. Residents are to bring these items to the Hampton Falls Brush Dump, located at the corner of Parsonage and Drinkwater Roads, on the dates and times provided to the public in the spring and fall (See Appendix and Fee Schedule).

- Bulky waste items include, but are not limited to: sofas, chairs, televisions, rugs, mattresses. A fee will be charged for each mattress or box spring that is brought to the Hampton Falls Brush Dump.
- White Goods items include, but are not limited to: refrigerators, dishwashers, stoves, washing machines, clothes dryers, hot water heaters, air conditioners. A fee will be charged for each appliance containing Freon which is brought to the Hampton Falls Brush Dump.
- During the fall collection, only bulky waste permitted in the compactor and allowable for disposal at the facility will be accepted.

RECYCLING: Recycling will be collected on Fridays* from residential properties within the confines of Hampton Falls. All residents are encouraged to recycle in accordance with allowable items listed below in order to reduce the tonnage disposed at the landfill with disposal fees and budgeting funds in this regard. Single stream recycling includes the following listed items. There is no need to separate items for recycling, however, bins placed at the curb for weekly collection must be clearly marked "recycling."

COLLECTION OF RECYCLABLES SUBJECT TO CHANGE BASED ON INDUSTRY'S ACCEPTABLE MATERIAL

- **Plastics:** soft drink, water and other beverage bottles, detergent and cleaning containers, milk and water jugs, shampoo, salad dressing bottles, pails.
- **Metals:** aluminum cans (soft drink, juice and other beverages), steel (tin, soup cans, metal jar lids), aluminum pie tins and clean foil.
- **Paper:** newspapers, magazines, old mail, flyers, folders, catalogues, paper bags, soft cover books.
- **Corrugated Cardboard:** flattened, and bundled (tied) can be left at the curb on collection day or brought flattened and loose to the container available for this purpose.

AUTOMOBILE TIRES: A fee will be charged for each unmounted automobile tire brought to the Hampton Falls Brush Dump. **Mounted** tires shall not be accepted at the Hampton Falls Brush Dump. Tires, up to and including 19" rim size (passenger), will only be accepted at this Brush Dump on Household Solid Waste Collection Day.

PROPANE TANK DISPOSAL: A fee will be charged for 5, 10- and 20-pound propane tanks as well as for 30, 40- and 100-pound propane tanks brought to the Hampton Falls Brush Dump and will only be accepted at this Brush Dump on Household Solid Waste Collection Day.

ELECTRONICS RECYCLING: A fee per electronics item recycled at Town sponsored household solid waste collection days will be charged for computers, computer monitors, printers/copiers/scanners/fax machines and televisions; a separate fee will be charged for each projection television. Keyboards/mouse, stereos, VCR/DVD players and the like are disposable at no charge. A fee, per disposal trip, will be charged in conjunction with proof of residency and residents must bring electronics items to the Brush Dump on the designated day in the spring only (See Fee Schedule, page 2).

MERCURY PRODUCTS: During Household Waste Collection Day(s), fluorescent lamps, thermostats, mercury switches and button cell batteries can be disposed in the shed at the Brush Dump provided for this purpose. Batteries, alkaline and lithium, (to prevent potential spark or ignition) can be disposed in the receptacle at the shed at the Brush Dump provided for this purpose.

YARD WASTE: Yard waste (leaves, branches) may be disposed of on the owner's property by way of composted on site or burning with the approval of the Fire Warden. An attendant must be at the site at all times during the burning.

In the event of a major storm, the Board of Selectmen will consider opening the Brush Dump for disposal of storm related branches, trees and limbs.

Yard wastes that originate outside the borders of Hampton Falls shall be prohibited from being disposed of on any property (public or private) within the Town of Hampton Falls. Yard wastes include but are not limited to leaves, brush, branches and tree limbs.

Any User may dispose of leaves, brush and slash five (5) inches or less in diameter at the Brush Dump located at the corner of Drinkwater and Parsonage Roads. A dump sticker is required for residents to participate (See Fee Schedule).

PROHIBITED OVERALL: Stumps, commercial, industrial, construction and remodeling demolition and hazardous waste.

An exception to this is a minimum amount of (less than ½ pickup truck load) household renovation debris that is acceptable for disposal at the spring only Household Waste Collection Day.

Disposal of stumps, commercial, industrial, construction, remodeling or demolition waste and hazardous waste of any kind is prohibited from curbside disposal with a limited amount of household renovation debris permitted at the spring only household waste collection day (See Section II. B. and Appendix A) sponsored by the Town of Hampton Falls. Residents should contact waste removal services or seek other outlets for proper disposal.

Hampton Falls residents are encouraged to safely store household hazardous wastes and participate in properly authorized programs. Dates, times and collection sites may be posted at the Town Hall, the Town's web site and Post Office and are sometimes advertised in local newspapers. Once a collection site and date is set, the Town shall make every effort to notify residents of the Town.

Types of household hazardous waste include, but are not limited to: pesticides, rodent killers, pool chemicals, muriatic acid; antifreeze, brake fluid, engine degreaser, carburetor cleaner, creosote; drain cleaners, oven cleaners, furniture polish, metal polish, pharmaceuticals, photo chemicals; rust remover, wood preservatives, paint thinner, lead/oil based paint, solvents, degreasers, and any such other materials and substances defined by RSA 149-A:2 VII.

See FEE SCHEDULE Next Page

FEE SCHEDULE Effective 3/9/2021 *fees subject to change based upon market conditions		
Item	Description	Fee
Household Bulky Waste Collection Days	Fee per disposal trip; proof of residency required	\$20
Dump Sticker	Three-Year Sticker Required for Participation in Yard Waste Disposal	\$30
Electronics	Acceptable items \$20 per item: Computers, Monitors, Printers, Copiers, Scanners, Fax Machines, Televisions Projection Televisions \$35 each	\$20 \$35
Freon Removal	Appliances containing Freon (i.e., refrigerators, dehumidifiers, air conditioners, etc.)	\$25
Propane Tank	5, 10, 20-lb. tanks 30, 40 100-lb. tanks	\$5 each \$20 each
Tires	<ul style="list-style-type: none"> Only tires up to and including 19" rim size (passenger) No more than 8 tires per household No commercial tires \$3 for each un-mounted tire Tires mounted on rims <u>prohibited</u> 	\$3
Wood	Only clean, untreated wood, that is able to be burned. See Section II. B.	\$20
Mattress	Per Mattress	\$40
Box Spring	Per Box Spring	\$40

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Adopted at Town Meeting 03/09/2021