

[Adopted 3-17-1984 ATM by Art. 26^[1]]

[1] *Editor's Note: This article was enacted by the Board of Selectmen before the Town Meeting. See also Chapter 71, Selectmen, Board of, Article V.*

§ 170-1 Purpose.

For the purpose of providing or assuring access to an approved solid waste facility for its residents as required by RSA 149-M and pursuant to the authority of RSA 31:39, the Town will adopt the following article for collection and disposal of solid waste.

§ 170-2 Collection to be by commercial contractor.

All residential solid waste and municipal institutional solid waste shall be collected, transported and disposed of by a commercial contractor under written contract with the Town. Collection shall be at curbside, road shoulder or from a dumpster, as the case may be.

§ 170-3 Nonresidential waste.

All solid waste that is not residential shall be disposed of by the generator of such waste.

§ 170-4 Landfill.

The Town's landfill shall be closed retroactive to March 10, 1984; provided, however, that it shall remain open for the disposal of landfill items as defined by regulations adopted by the Board of Selectmen, generated in Raymond by residents or industrial or business establishments located in the Town.

§ 170-5 Board of Selectmen to enter contracts.

The Board of Selectmen is directed to enter into contracts with commercial waste collectors as needed to carry out the intent of this article. The contract dated January 30, 1984, between the Board of Selectmen and SCA Disposal Services of New England, Inc., is hereby ratified as are all other acts taken to date by the Selectmen in regard to the residential solid waste contract, collection program and landfill.

§ 170-6 Regulations; violations and penalties.

The Board of Selectmen is hereby authorized and empowered to make reasonable regulations necessary to carry out the article, including but not limited to the setting of dates and times for collection; defining the types of waste collectible; defining the containers to be used; regulating use of the landfill, including distinguishing between residential and industrial or business use of the landfill and establishing reasonable fees designed to recover the expense of any secondary disposal required for landfill items, e.g., tires; providing for penalties for violation of this article or any regulations promulgated hereunder; and setting such other regulations as may be necessary to implement and carry out the management and collection of solid waste in the Town. Said regulations, including any penalties for their violation not exceeding those provided in RSA 31:39 (penalty of \$1,000), shall have the same force and effect as if enacted by the Town Meeting duly warned and assembled. Any such regulations or modifications thereto shall be adopted after public hearing noticed as provided in RSA 675:7 (Supp. 1983).

§ 170-7 When effective.

This article shall take effect upon passage at the annual Town Meeting on March 17, 1984.