

**TOWN OF JAFFREY**  
**TRANSFER STATION/RECYCLING ORDINANCE**

**Article I**  
**TITLE**

This ordinance is entitled and may be referred to as the "Transfer Station/Recycling Ordinance of the Town of Jaffrey, New Hampshire."

**Article II**  
**PURPOSE & AUTHORITY**

The purpose of this Ordinance is to provide for the regulations necessary for the disposal of waste and recyclables by the residents of Jaffrey. This Ordinance is adopted pursuant to and consistent with NH RSA 31:39 and RSA 149-M:17.

**Article III**  
**DEFINITIONS**

For the purpose of this Ordinance, the following definitions shall apply:

- A. Commercial Enterprise: Any sole proprietorship, partnership or corporation which conducts any type of business operation, profit or non-profit.
- B. Household Refuse: means and includes any waste product, solid or having the character of a solid rather than a liquid in that it will not flow readily without additional liquid, and which is composed wholly or partly of such materials as garbage, sweepings, cleanings, trash, rubbish, litter.
- C. Person: any individual, association, partnership, or corporation, and including any officer or employee of any association, partnership or corporation.
- D. Resident: any individual person who makes residency in Jaffrey by actions such as, but not limited to, owning and living in a home, renting and living in an apartment or other rental unit, registering any automobiles, or registering to vote in Jaffrey.
- E. Non-resident property owner: Any individual person who owns a home in Jaffrey and lives in that home for at least 30 days out of any year.

**Article IV**  
**USE OF FACILITY**

The use of the Transfer Station/Recycling Center shall be restricted to residents of Jaffrey and non-resident property owners, proof of which must be provided at the time of application for a permit. Further, the use of the facility is restricted to waste generated from their residential properties in Jaffrey. Any commercial

enterprise shall not be issued a permit for use of the facility, except for the specific purpose of depositing recyclables. The Selectmen may, upon good cause shown, allow exceptions for the use of the facility for civic groups or other similar organizations which may be providing a public benefit such as a road-side or community clean-up day.

#### **Article V**

##### **ISSUANCE OF PERMITS FOR USE OF THE FACILITY**

Permits shall be issued from the Town Clerk's Office subject to the following restrictions:

- A. Permits shall be issued on an annual basis. The amount of permits issued to a household shall not exceed the number of vehicles registered to that household address.
- B. Permits shall be inscribed with the license plate number for the vehicle to which it shall be affixed.
- C. Permits shall be affixed to the passenger side window or right front bumper of a vehicle.
- D. Permits shall not be transferred from one vehicle to another.
- E. Permits shall be effective from June 1<sup>st</sup> through May 31<sup>st</sup> of each year.
- F. If a vehicle is sold, the owner may remove the permit to the extent possible, and along with evidence of the vehicle sale, return it to the Town Clerk's Office for the issuance of a new permit for a replacement vehicle at no charge for the balance of the effective year.

#### **Article VI**

##### **ACCEPTABLE WASTES**

The following constitutes acceptable wastes to be disposed at the Transfer Station/Recycling Center:

- A. Household refuse;
- B. Recyclables, all of which shall be separated from all other waste and shall be deposited in the marked containers within the Recycling Center, and which include, but are not limited to: cardboard, newspaper, magazines, glass, aluminum cans, plastic jugs, plastic bottles;
- C. Construction and demolition waste;
- D. Motor vehicle waste oil, tires and batteries;

- E. Brush less than 5" in diameter;
- F. Scrap metal including appliances.

The Selectmen may impose fees for the disposal of the items listed above to recover costs incurred by the Town, with the exception of items A and B in this article

#### **Article VII UNACCEPTABLE WASTE**

The following waste items shall not be accepted at the Transfer Station/Recycling Facility:

- A. Harmful, hazardous, or toxic substances except when the Town may provide a "Hazardous Waste Collection Day";
- C. Medical or veterinary waste;
- D. Sludge or septic waste;
- E. Any material the Board of Selectmen or its agents may deem to be harmful or hazardous to the public or facility.

#### **Article VIII MISCELLANEOUS**

It shall be unlawful to conduct any of the activities listed below on the Transfer Station/Recycling Center property or on the capped landfill abutting the Transfer Station/Recycling Center:

- A. Hunting;
- B. Discharge of any type of firearm except by authorized town personnel;
- C. Operation of any Off-Highway Recreational Vehicle;
- D. Operation of any motor vehicle except on the roadway in and out of the Transfer Station/Recycling Center and the areas immediately adjacent to the Center in order to dispose of waste;
- E. Dump-picking, except when provided verbal permission from a Transfer Station Attendant. The Town assumes no liability for any person who chooses to dump-pick with or without the express permission from an Attendant.

#### **Article IX**

### **VIOLATIONS AND PENALTIES**

1. Any person, firm or corporation who violates any provisions of this Ordinance shall be guilty of a violation for each offense and shall be subject to a fine of one hundred dollars (\$100) for each offense.
2. Any person, firm or corporation who violates any provisions of the Ordinance three or more times in a twelve month period shall be fined five hundred dollars (\$500) for each violation beyond three in a twelve month period.

### **Article X SEVERABILITY**

If any provisions of this Ordinance or the application of such provisions to any person or circumstances shall be held invalid, the validity of the remainder of the Ordinance and applicability of such provisions to other persons or circumstances shall not be affected thereby.

### **Article XI EFFECTIVE DATE**

This ordinance shall be in full force and effect on March 13, 2004 following its enactment by the 2004 Town Meeting.