

Planning Board's Suggested Improvements to Solid Waste Ordinance

- Replace “should” with “shall” in several areas within ordinance (i.e. 24 hr.

rollback) (TCA)

- Town Staff left “should” in Section 26-5(b) due to enforcement concerns. However, we will make every effort to enforce habitual violations. We also deleted the 24-hour removal requirement and replaced it with prior to midnight.
- We also added that receptacles should be placed in the street right-of-way not sooner than 24 hours prior to collection

- Establish minimum number of trash and recycle receptacles based on advertised

occupancy (TCA)

- Section 26-6(a) has been revised based on the Planning Board's recommendation with the exception of basing the number of receptacles required on septic capacity. We believe that using bedrooms is clearer and easier to understand for property owners, property managers, etc.
- Our recommended language still differentiates between residential units and rental units (requested by Council at 3-9-22 Council meeting).

- Clear and prominent labeling with arrows toward street on can's lid showing

TRASH or RECYCLE (TCA)

- Section 26-5(e) has been added to encourage Town issued stickers on every receptacle. We have already purchased 2,500 for recycling receptacles and 2,500 for solid waste receptacles.

- Require fully functional lid covering entire receptacle (TCA)

- Section 26-5(f) has been added to require fully functional lids that cover the entire receptacle for residential receptacles.
- We also added Section 26-5(g) to require fully functional wheels on residential receptacles.

Other Suggested Revisions

by Town Staff

- In Section 26-4(a), we deleted the requirements for property owners, tenants, and occupants of residential units to purchase solid waste receptacles from the County and recycling receptacles from the Town.
- In Section 26-4(b), we deleted the requirements for commercial establishments to purchase bulk containers or other receptacles from the County or a private contractor. It was revised so that bulk containers approved by the Town shall be purchased and other receptacles can be used if an establishment is generating an insufficient amount for bulk containers.

- In Section 26-6(a), we added that dumpsters could be required if the Town Manager determines that more are required to accommodate the materials generated at the property (requested by Council at 3-9-22 Council meeting).
- In Section 26-9(b), we deleted the allowable items for recycling so that the allowable items are determined by the Town's collection contractor, instead of the Ordinance, and published on the Town website and/or included in education outreach materials.
- In Section 26-9(d), we revised it so that it reflects that the title of recyclable materials goes to the Town's authorized agent.
- In Section 26-11(a), we added a reference to Section 26-20 which addresses enforcement and penalties.
- In Section 26-12(a), we deleted the prohibition of yard trimming waste, leaves, and tree and shrubbery trimmings since the current 26-12(e) addresses placement of yard trimming waste approved for chipping in the right-of-way.
- In Section 26-19, we initially suggested removal of yard trimmings, but it should stay as is per the current list of prohibited items provided by the Town's collection contractor.
- In Section 26-20, we added notice of violation and penalties language. The first offense will result in a warning citation sent to the property owner of record, the second offense will result in a \$50 civil penalty, the third offense will result in a \$100 civil penalty, and each fine after the third in a 12-month period will result in a \$150 civil penalty.