

§ 213-12 Compliance with other regulations.

Transportation and handling of solid waste shall be carried out in accordance with all federal and state laws and regulations, including but not limited to the Public Health Code of the State of Connecticut, as it shall be amended from time to time. No newspaper or other solid waste, clean or otherwise, shall be set out, stored or transported in such a fashion as to cause it to blow away, become a hazard to public travel or safety or otherwise create a public nuisance.

§ 213-13 Duration of contract.

No contract or contracts for the purposes outlined in § 213-6G(1) shall be for more than five years.

§ 213-14 Recycling mandated.

A.

The following materials must be recycled as further set forth in this chapter:

(1)

Paper.

(a)

Cardboard and boxboard

(b)

Food and beverage cartons

(c)

Junk mail

(d)

Magazines and newspaper inserts

(e)

Newsprint

(f)

Office paper

(g)

Pizza boxes

(2)

Glass.

(a)

Beverage bottles and jars

(b)

Food bottles and jars.

(3)

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Metal.

(a)

Cans and bottles

(b)

Foil containers

(c)

Metal lids from cans and bottles

(d)

Aerosol containers (food grade only)

(4)

Plastic.

(a)

Plastic bottles (with caps attached)

(b)

Plastic containers, tubs and lids

(c)

Plastic one-use cups (no lids, no straws)

(5)

Leaves.

(6)

Scrap metal.

(7)

Storage batteries.

(8)

Waste oil.

B.

All recyclables as defined in § **213-14A** above, shall be recycled by all private homes in the manner set forth in this chapter. Private homes shall not mix any such recyclables with refuse or mix refuse with any such recyclables.

(1)

Paper, glass, metal and plastic recyclable material as defined in § **213-14A** above shall be placed in recycling carts as specified below.

(2)

Leaves from private homes may be picked up through a Town contract on special leaf collection days.

(a)

Such leaves placed for collection must be placed in brown paper (kraft) bags which are not sealed by tape, staples, twine or similar closures.

(b)

Leaves in plastic bags will not be collected.

(c)

Leaves may not be raked into the street or left piled at the curb.

(3)

Scrap metal, storage batteries and waste oil from private homes are not collected by the Town at the curb.

C.

All recyclables as defined in § 213-14A above shall be recycled by all RCIC's in the manner set forth in this chapter. RCIC's shall not mix any such recyclables with refuse or mix refuse with any such recyclables.

(1)

Paper, Glass, Metal and Plastic recyclable material as defined in § 213-14A above shall be placed in recycling carts as specified below. RCIC's must provide for the collection of these recyclables from their property.

(2)

Cardboard from RCIC's shall be recycled in accordance with rules set up by RCIC.

(3)

RCIC's need not provide special collections of leaves, scrap metal, storage batteries or waste oil from RCIC residents, but RCIC's are responsible for ensuring that these recyclables are not mixed with other solid waste and that they are handled in an environmentally acceptable manner.

D.

All other properties shall recycle all recyclables as designated in § 213-14A. No property shall mix any such recyclable with refuse or mix refuse with any such recyclable. The Town will assist wherever possible in establishing small generators' networks, providing a transfer location for some materials and assisting in the overall education and publicity effort concerning recycling.

(1)

All residential properties other than RCIC's and private homes must provide for the collection of paper, glass, metal and plastic recyclable materials designated in § **213-14A** from said properties. These properties include but are not limited to apartment buildings and mobile home parks.

(a)

Residents of said properties shall separate from other solid waste all recyclables as designated in § **213-14A**.

(b)

The owners of such residential properties shall provide for the collection of paper, glass, metal and plastic recyclable materials designated in designated in § **213-14A** at such property in a manner that is as convenient to the residents as their system for refuse collection.

§ 213-15**Optional recyclables.**

A.

The following items are designated as "optional recyclables" subject to voluntary recycling and mandatory pilot programs. Such items shall be considered recyclables for the purposes of proper use of recycling boxes, collection and transportation of recyclables and depositing or recyclable material at the recycling center, when a program has been established through regulations pursuant to this chapter to handle these materials, and the materials are to be handled in accordance with said regulations.

(1)

Bulky waste.

(2)

Drycell batteries.

(3)

Grass clippings.

(4)

H.D.P.E. plastic containers.

(5)

Scrap tires.

(6)

Yard waste.

§ 213-16**Containers for private homes.**

A.

The Town shall provide one free recycling cart and one free trash cart to each private home.

(1)

The owner or occupant of such private home shall be allowed to label the recycling cart and trash cart with the address where the cart shall be used.

(a) The name of owner or occupant cannot be labeled on either cart.

(2)

Said carts shall remain the property of the Town.

(3)

The policy for replacement of carts or the supplying or purchase of additional carts by residents shall be recommended by the Solid Waste Management Commission to the Board of Selectmen.

B.

All paper, glass, metal and plastic recyclable materials designated in § **213-14A** set out for collection by private homes shall be placed in recycling carts.

(1)

No other solid waste, even if it is a designated recyclable per § **213-14A**, shall be placed in said cart unless it is under the provisions of § **213-15A**. Recycling carts used for purposes other than recycling may be reclaimed by the Town.

C.

All refuse set out for collection shall be placed in suitable containers so as to conform to § **213-12** above.

D.

No containers for trash or recyclables shall be used that are not a town approved cart.

§ 213-17 Placement of containers by private homes.

A.

All trash and recycling carts shall be placed for collection purposes at the edge of owner or resident property, along the street, with the wheels of said cart facing the property and placed so that said cart lid opening faces the street. Carts shall be placed with sufficient room (3 feet) on either side of each cart for collection by automated means. It is the responsibility of the homeowner or resident to determine the most efficient collection location with the contracted hauler.

§ 213-18 Containers for RCIC's.

A.

All refuse set out for collection shall be placed in suitable containers so as to conform to § **213-12** above.

B.

Upon request by any association of unit owners, the Town shall provide one free recycling box for each unit.

(1)

Said boxes shall remain the property of the Town.

(2)

The policy for replacement of boxes or the supplying or purchase of additional boxes by unit owners or unit owners' associations shall be recommended by the Solid Waste Management Commission to the Board of Selectmen.

C.

Recyclables generated by RCIC's not collected under the Town contract need not be placed at curbside in recycling boxes nor in any particular type of dumpster mandated by the Town, but recyclables must be separated from refuse.

(1)

Associations of unit owners and their solid waste collectors are encouraged to develop a collection/drop-off system whereby residents themselves separate recyclables from refuse.

(2)

To promote participation in recycling, the recycling collection/drop-off system for RCIC's must be as convenient for their residents, subject to space limitations, as their system for refuse collection.

§ 213-19 Additional services.

Additional collection services beyond those offered by the Town contract may be rendered by the collector or collectors if requested by individuals or associations within said collector's or collectors' collection area, and a reasonable additional collection fee, subject to approval by the Board of Selectmen, shall be charged by the collector to said individual or association for the added service.

§ 213-20 Scavenging prohibited; penalty.

A.

Upon the placement of recyclables at the curb in a recycling cart, it shall be a violation of this chapter for any person, partnership, firm or corporation, other than the depositor or authorized agents of the Town acting in the course of their employment, to collect or pick up or cause to be collected or picked up such recyclables.

B.

Each and every such collection or pickup in violation of § **213-20A**, **213-21E**, **213-22C**, **213-23C** or **213-24C** from one or more locations shall constitute a separate and distinct offense.

C.

Any person, partnership, firm or corporation violating this section or § **213-21E**, **213-22C**, **213-23C** or **213-24C** shall be fined not more than \$100 for each offense.

D.

In addition to any fine per § **213-20C**, the offender, at the option of the Board of Selectmen, may be required to make restitution to the Town of Branford for the value of any materials illegally removed.

E.

Nothing in this chapter shall abridge the right of any person, partnership, firm or corporation to give or sell their recyclables, including deposit beverage containers, to any person, partnership, firm, corporation or recycling program lawfully operated for profit, nonprofit or charitable purposes, provided that such materials shall not have been set out on the curb or at any designated collection or pickup site authorized by the Town or its designated agent.