

BID FORM
CURBSIDE COLLECTION/TRANSPORTATION OF SOLIDE WASTE and RECYCLING
WITHIN
THE TOWN OF PARSONSFIELD
634 North Street
Parsonsfeld, Maine 04047

Name of Firm/Individual: _____

Address: _____

Telephone Business _____ Telephone Home _____

Contract Person _____

Title _____

Type of Collection Vehicles _____

Describe Collection Program Schedule Collection: _____

Bid Price: First Year _____

Second Year _____

Third Year _____

OTHER MUNICIPAL CONTRACTS CURRENLTY HELD: _____

Signature _____ Date _____

TOWN OF PARSONSFIELD

AN ORDINANCE RELATING TO THE DISPOSAL OF SOLID WASTE WITHIN THE TOWN OF PARSONSFIELD, MAINE; PRESCRIBING RULES AND REGULATIONS THEREFORE; PROVIDING PENALTIES FOR VIOLATION THEREOF.

Be it ordained by the Town of Parsonsfield, Maine.

1.1 Short Title

This Ordinance shall be known as and may be cited as the, PARSONSFIELD SOLID WASTE FLOW CONTROL ORDINANCE and shall be referred to herein as the "Ordinance."

1.2 Purpose

The purpose of the Ordinance is to protect the health, safety and general well-being of the citizens of Parsonsfield; enhance and maintain the quality of the environment, conserve natural resources and prevent water and air pollution by providing for a comprehensive, rational and effective means of regulating the disposal; of solid waste in the Town of Parsonsfield in accordance with the provisions of Title 38 M.R.S.A. § 1304-B and 1305 as amended.

1.3 Definitions

For the purposes of this Ordinance, the following definitions shall be observed in the construction of this Ordinance.

1.3.2 "Ashes" shall mean that residue from the burning of wood, coal, coke or other combustible material.

1.3.3 "Board" shall mean the Board of Selectmen.

1.3.4 "Commercial Refuse Collector" shall mean a person, firm, corporation or other entity that collects and hauls the solid waste of another person, firm corporation or other entity for a fee.

1.3.5 "Disposal" shall mean the discharge, deposit, dumping or placing of any solid waste into or on any land.

1.3.6 "Hazardous Waste" shall mean a waste substance or material in any physical state, designated as hazardous by the terms of a certain Waste Handling Agreement between the municipality and Regional Waste Systems, Inc. (RWS).

1.3.7 "Infectious Waste" shall include those wastes so defined by the Solid Waste Management Regulations promulgated by the Department of Environmental Protection pursuant to Title 38 M.R.S.A. § 1304.

1.3.8 "Municipality" shall mean the Town of Parsonsfield.

1.3.9 "Resource Recovery" shall mean the recovery of materials or substances that still have useful physical or chemical properties after serving a specific purpose and can be reused or recycled for the same or other purposes.

1.3.10 "RWS Disposal Facility" shall mean any land or structure or combination of land area and structures, including dumps and transfer stations owned or operated by or under a contract with Regional Waste Systems, Inc. ("RWS"), used for storing, salvaging, reducing, incinerating or disposing of solid waste pursuant to the Waste Handling Agreement entered into between the Town of Parsonsfield and RWS.

1.3.11 "Solid Waste" shall mean useless, unwanted or discarded solid material with insufficient liquid content to be free flowing, including by way of example, and not by limitation, rubbish, garbage, scrap materials, junk, refuse, inert fill material and landscape refuse, but shall not include septage tank sludge nor agricultural or hazardous wastes.

1.3.12 "Solid Waste Disposal Waste Facility (Disposal Facility)" shall mean any land or structure or combination of land area and structures, including dumps and transfer stations used for storing, salvaging, reducing, incinerating or disposing of solid wastes.

1.3.13 "Town Disposal Facilities" shall mean any land or structure or combinations of land area and structures owned or operated by, or under a contract with, the Town of Parsonsfield, including a transfer station or similar facility used in connection with the disposal of solid waste, whether such facilities are constructed before or after the completion of the RWS Disposal Facility.

ARTICLE II. MUNICIPAL SOLID WASTE DISPOSAL FACILITY

2.1 Designation

2.1.1 In accordance with the provisions of Title 38 M.R.S.A. § 1304-B, The Town of Parsonsfield hereby designates the RWS Disposal Facility of Congress Street in Portland, Maine and any Town Disposal Facilities that may be approved at a future date, as its public solid waste disposal facilities for the purposes cited in 1.3.12 of this Ordinance. Subsequent to the date of this Ordinance, the dumping or depositing by any person at any place other than at a Town Disposal Facility or the RWS Disposal Facility of any solid waste generated within the Municipality is prohibited; provided, however, the owner of any lot, or any other person with the permission of the lot owner, may deposit or dump inert substances such as earth, rocks, concrete or similar material for fill purposes only, subject to State or local land user regulations; and provided further that private individuals, may dispose of non-commercial solid waste on their own land so long as that waste originated on their own land and such disposal complies with applicable state and federal laws.

3.1 GOVERNING BOARD

3.1.1 The Board shall establish the rules and regulations governing the availability and use of solid waste disposal facilities.

3.1.2 The operation of solid waste disposal facilities shall conform to all pertinent regulations or directives of all local, county, State or Federal agencies which may have jurisdiction.

ARTICLE IV. RESTRICTIONS AND FEES FOR DISPOSAL

4.1 Restriction

4.1.1 Except as provided in paragraph 2.1.1 above, no person, firm or corporation shall permanently dispose upon any land within the co-operate limits of the Town of Parsonsfield solid waste of any kind generated within the Municipality, unless such land has been designated by the Board as a solid waste disposal facility.

4.1.2 Certain materials may be excluded by regulation from those refuse materials which may be deposited at a solid waste disposal facility. These excluded materials may include junk automobile bodies and similar bulky waste which may require special processing prior to disposal, trees and tree parts, compostable materials such as grass and plant cuttings, burning materials or wood materials containing hot or live coals; hazardous wastes; and other materials which the Municipality deems necessary to exclude. Hazardous wastes shall be handled in accordance with Title 38 M.R.S.A. § 1319-0 as amended.

4.1.3 Except for licensed disposal of hazardous or infectious wastes, it shall be unlawful for any person, firm or corporation to burn or incinerate any solid waste within the Municipality other than trees, tree limbs, leaves and other wood waste.

ARTICLE V. RULES AND REGULATIONS

5.1 AUTHORIZED DISPOSAL FACILITY USERS

5.1.1 The availability and use of the designated public solid waste disposal facilities shall be limited to residents of the municipality and to those residents of any other municipality which may, by mutual agreement, be authorized to use the designated public solid waste disposal facilities. As a means of user control, the municipality may distribute vehicle permits to authorized users which shall be affixed to user vehicle(s). Failure to exhibit such permit may result in denial of use of the facility.

5.2 Resource Recovery

5.2.1 The Municipality may require solid waste to be separated into such categories as may be established by Municipal regulation and disposed of only in such manner and at such sites and locations as may be designated.

5.3 Property Rights

5.3.1 Any solid waste deposited within the designated public solid waste disposal facilities shall become the property of the Municipality or Regional Waste Systems, Inc., pursuant to the terms of said Waste Handling Agreement. No one shall salvage, remove, or carry off any such deposited solid waste without prior approval of the Municipality.

VI. MISCELLANEOUS

6.1.1 The Board may establish by order a schedule of license fees to be charged for the use of the designated public solid waste disposal facilities which shall be for the use of the Town of Parsonsfield. Any license granted hereunder to a commercial refuse collector may be revoked upon any violation of this ordinance.

6.1.2 It shall be the duty of the Board or its designee to enforce the provisions of the ordinance.

6.1.3 All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

6.1.4 If any section, subsection, sentence or part of the ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance.

6.1.5 Whoever violates any of the provisions of this ordinance shall be punished by a fine of not more than one hundred dollars (\$100.00) plus costs which fine shall be recovered on complaint to the use of the Municipality.

TOWN OF PARSONSFIELD
SOLID WASTE DISPOSAL AND RECYCLING RULES AND REGULATIONS

These rules and regulations are promulgated pursuant to the Town of Parsonsfield Mandatory Recycling Ordinance passed at the 1990 Annual Town Meeting.

VOLUNTARY PROGRAM

The voluntary program will be in effect until June 30, 1992 at which time the Mandatory Program will be put into effect. The Parsonsfield Solid Waste Disposal Transfer Station/Recycling Center should be established to comply with the State Recycling goals, which requires Towns to recycle 25% by 1992 and 50% by 1994.

I. Separation of Recyclable Materials

All persons utilizing the Town of Parsonsfield Municipal Solid Waste Disposal System can participate in recycling by separating out certain specified materials and by depositing at their designated areas. Items to be specified will be at the discretion of the Selectmen, or their designee, based on current market conditions. The Selectmen, or their designee, will post all necessary information on the recycling procedures at convenient locations throughout the Town of Parsonsfield and place in local papers.

II. Hours of Operation

Suggested Hours: Friday 1pm - 5pm; Saturday 9am - 5pm;
Sunday 1pm - 5pm.

Total Hours: 16 per week

III. Amendments

These rules and regulations may be amended by the Selectmen, or their designee, when such amendment has received a public hearing, which hearing has been posted and given a legal ten (10) day notice.

IV. Ultimate Disposition

The ultimate disposition of the separated recyclable materials will be determined by the Selectmen, or their designee. The recyclable materials will be reprocessed for sale or reuse other than sending them to a landfill.

TOWN OF PARSONSFIELD
SOLID WASTE DISPOSAL AND RECYCLING RULES AND REGULATIONS

These rules and regulations are promulgated pursuant to the Town of Parsonsfield Mandatory Recycling Ordinance passed at the 1990 Annual Town Meeting.

MANDATORY PROGRAM

I. Separation of Recyclable Materials

All persons utilizing the Town of Parsonsfield Municipal Solid Waste Disposal System must participate in recycling by separating out certain specified materials and by depositing at their designated areas. Items to be specified will be at the discretion of the Selectmen, or their designee, based on current market conditions. The Selectmen, or their designee, will post all necessary information on the recycling procedures at convenient locations throughout the Town of Parsonsfield and place in local papers. Specified items may include, but are not limited to, the following:

- A. Newspaper
- B. Corrugated Cardboard and Gray Cardboard (e.g. cereal boxes)
- C. Mixed paper
- D. Clear Glass (rinsed, caps removed)
- E. Green Glass (rinsed, caps removed)
- F. Brown Glass (rinsed, caps removed)
- G. Aluminum Cans
- H. Tin Cans (rinsed)
- I. #1 PETE Plastic (bottles must be rinsed, caps removed)
- J. #2 HDPE Plastic (bottles must be rinsed, caps removed)
- K. Other items not specifically prohibited per Section V

II. Hours of Operation

Suggested Hours: Friday 1pm - 5pm; Saturday 9am - 5pm;
Sunday 1pm - 5pm.

Total Hours: 16 per week

III. Fees

- A. Resident users (private households): \$1.00 per visit (unless one out of every three bags are recyclables)
- B. Commercial haulers: \$10.00 per estimated ton (unless one out of every three loads are recyclables)
- C. Household appliances including but not limited to refrigerators, freezers, stoves, washers, dryers, and air conditioners: \$10.00 per unit in excess of one unit per household per month. Commercial haulers fees will be the actual cost of disposal for each item

- D. Tires up to and including 20" in diameter: \$1.00 per tire in excess of one tire per household per week. Commercial haulers fees will be the actual cost of disposal for each tire.
- E. Tires larger than 20" in diameter: fees will be the actual cost of disposal for each tire.
- F. Stumps, brush, and demolition debris: \$2.00 per cubic yard in excess of five cubic yards per week per household. Commercial haulers fees will be the actual cost of disposal for each item.

IV. Regulated Activity

For every 20 gallon (approx.) container of mixed recyclables, two clear bags will be given out to residents and/or household members to be used to place non-recyclable waste in for disposal for delivery to RWS or other facility. If there are recyclable items in these bags, the Town has the option to refuse to accept the waste, until the recyclables have been removed by the resident and/or household.

V. Unacceptable Waste

The following wastes are not acceptable for disposal:

- A. Used or unwanted liquid petroleum products
- B. Hazardous waste, including but not limited to: chemicals, explosives, and pathological, toxic, and radioactive wastes
- C. Dead animals or portions thereof
- D. Junk vehicles or parts thereof which are too large or heavy for the person disposing of them to lift them
- E. Logs or whole trees larger than 6" in diameter at any circumference and/or are too large or heavy for the person disposing of them to lift them.
- F. Sewage or septage

VI. Amendments

These rules and regulations may be amended by majority vote of any legal Town Meeting when such amendment is published in the warrant calling for the meeting, and when such amendment has received a public hearing, which hearing has been posted and given a legal ten (10) day notice.

VII. Ultimate Disposition

The ultimate disposition of the separated recyclable materials will be determined by the Selectmen, or their designee. The recyclable materials will be reprocessed for sale or reuse other than sending them to a landfill.

SECTION 1-PURPOSE:

In order to preserve natural resources, conserve energy, reduce the cost of waste disposal, and provide for a more efficient and effective means of disposing of waste materials, it is appropriate to exercise the police power in order to initiate a mandatory recycling program. Therefore, in order to reduce the volume of solid waste and to encourage the effort to recover and reuse valuable resources, this mandatory recycling program is hereby established.

SECTION 2-RULES and REGULATIONS:

The Board of Selectmen, or their designee, by promulgation of rules and regulations, shall establish by category, items which it deems to be recyclable and which shall be separated and separately deposited from the normal waste stream. These categories of items may from time to time be amended, deleted or added to, as the program for recycling for the Town of Parsonsfield is developed. In addition, these rules and regulations shall determine the proper preparation of recyclable commodities, method of disposal of these items, and their ultimate disposition. The Board of Selectmen, or their designee, shall formulate a list of procedures, rules and regulations including an amendment process that it will bring to public hearing within one hundred twenty (120) days. Said rules and regulations shall become effective when adopted by a majority vote of any legal Town Meeting the when rules and regulations are published in the warrant calling for the meeting and when the rules and regulations have received a public hearing, which hearing has been posted and given a legal ten (10) day notice.

SECTION 3-SEPARATION OF RECYCLABLE MATERIAL:

Each person using the Town of Parsonsfield Municipal Solid Waste Disposal System, including all commercial haulers and businesses, shall be required to separate from the normal waste stream, all items determined to be recyclable, by category, as determined by the rules and regulations of the Board of Selectmen. Each separate category of recyclable material shall be properly prepared and disposed of in accordance with the said rules and regulations.

SECTION 4-OWNERSHIP of RECYCLABLE MATERIALS:

From the time of disposal of recyclable materials at curbside or at the Recycling Center/Transfer Station, such material shall become the sole and exclusive property of the Town of Parsonsfield. It shall be a violation of this Section for any person, without authority of the Town of Parsonsfield, to collect, pick up, remove, or cause to be collected, picked up, or removed, any recyclable material and each such collection, pick up, or removal, shall constitute a separate and distinct offense.

SECTION 5-PENALTIES:

Penalties for violation of any of the terms of this Ordinance shall be imposed after notice from the Board of Selectmen, or their designee, of such violation. The notice shall include a statement of reasons and shall allow reasonable time for performance of any act it requires. The notice may contain an outline of remedial action which, if taken, will effect compliance. It shall state that unless corrective actions are made within the allotted time the violator is subject to civil penalties consisting of a fine, payable to the Town of Parsonsfield, of not more than One Hundred Dollars (\$100.00) for each violation. Such violator shall also be liable for court costs and reasonable attorneys fees incurred by the Town of Parsonsfield.

SECTION 6-AUTHORITY:

The Board of Selectmen, or their designee, shall take any action necessary to enforce this Ordinance, to include legal proceedings, against any person who fails to properly segregate, prepare or dispose of recyclable materials, so designated by the rules and regulations of the Board of Selectmen.

SECTION 7- SEVERABILITY:

If any section, subsection, sentence or part of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 8-CONFLICT with OTHER ORDINANCES:

Whenever the regulations of this Ordinance conflict with those of another Ordinance, the stricter shall apply.

SECTION 9-AMENDMENTS:

This Ordinance may be amended by majority vote of any legal Town Meeting when such amendment is published in the warrant calling for the Meeting, and when such amendment has received a public hearing, which hearing has been posted and given a legal ten (10) day notice.

SECTION 10-EFFECTIVE DATE:

This Ordinance shall take effect upon it's passage and upon the passage of the rules and regulations of the Board of Selectmen.

PASSED 06-23-90

Date: March 22, 2011

Subject: Selectmen's Policy

To: Residents of the Town of Parsonsfield and to the town's current Contractors

Reference: The Solid Waste and Recycling Collection and Cartage Contract between the Town of Parsonsfield and Mellen and Son Disposal, in force from 16 July 2010 through 15 July 2013.

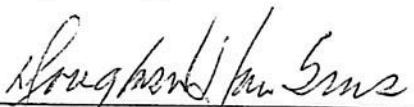
Background: Everyone needs to understand – both the trash collector (Mellen) and those Parsonsfield residents having their trash picked up weekly, and recyclables twice a month - that the contract between Mellen and Son Disposal and the Town of Parsonsfield is an arms-length mutually agreed contract made in good faith and courtesy by both parties – the town and Mellen.

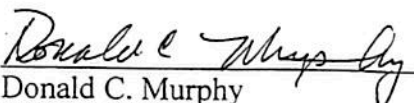
Therefore, this re-iterates the fact that that contract specifies **curbside pickup**. Further, those having commercial trash picked up, they must "...negotiate with the contractor for the provision of dumpster containers and fees for use and handling."


Policy: Trash placed by the curbside and that otherwise fits the requirements of the contract will be collected by the contractor. Trash collected that is left away from the curb or in containers too heavy to be lifted and dumped into the trash truck by an average person, will be collected only at the contractor's option. In exactly the same way as with other Town contractors, it is the selectmen's steady policy that the contractor does not have to render service if he feels threatened or is physically or verbally abused. Similarly, the contractor shall treat townspeople with courtesy and respect.

Assuredly, complaints must be addressed. No one is perfect. Please do so in a civil, arms-length manner.

Respectfully,


Douglas W. Hawkins


Donald C. Murphy


Daniel H. Flint