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IN THE YEAR TWO THOUSAND TWENTY-ONE

CITY OF AMESBURY, MA

SPONSORED BY: *Kassandra Gove* BILL No. 2021-143
Kassandra Gove, Mayor

Steve Stanganelli, Councilor at Large

Michael Hogg, Councilor, District 6

An Ordinance to strengthen the City's Solid Waste Ordinance.

Summary: Section 392-2 of the City Ordinances address placement for collection of solid waste receptacles. Given the increasing problems with rodents in the City and beyond, the Health Department has reviewed this ordinance and recommended additional language to ensure compliance with the Commonwealth's Sanitary Code with respect to storage of garbage and rubbish.

Be it Ordered by the City Council of the City of Amesbury assembled, and by the authority of the same as follows:

That Section 392-2 of the City Ordinances be amended by including the following additional language after the second sentence:

"In accordance with the provisions of the State Sanitary Code at 105 CMR 410.600: Storage of Garbage and Rubbish (A), garbage or mixed garbage and rubbish shall be stored in weather-tight receptacles with tight-fitting covers. Said receptacles and covers shall be of metal or other durable, rodent-proof material. Rubbish shall be stored in receptacles of metal or durable, rodent-proof material"

And that the phrase "Garbage and rubbish shall be put out for curbside collection no earlier than" be inserted in place of the current phrase "All refuse, whether bagged or in some appropriate container, shall not be placed curbside earlier than" in the third sentence before the word "6:00 a.m."



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Kassandra Gove, Mayor

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Summary: Section 392-2 of the City Ordinances address placement for collection of solid waste. Given the increasing problems with rodents in the City and beyond, the Health Department has reviewed this ordinance and recommended additional language to ensure compliance with the Commonwealth's Solid Waste Code.

Be it Ordered by the City Council of the City of Amesbury assembled, and by the authority of the same as follows:

That Section 392-2 of the City Ordinances be amended by including this additional language after the second sentence:

“According to 105 CMR 410.600: Storage of Garbage and Rubbish (A) Garbage or mixed garbage and rubbish shall be stored in weather-tight receptacles with tight-fitting covers. Said receptacles and covers shall be of metal or other durable, rodent-proof material. Rubbish shall be stored in receptacles of metal or durable, rodent-proof material”

And that the phrase “Garbage and rubbish shall be put out for curbside collection no earlier than” replace the current phrase “All refuse, whether bagged or in some appropriate container, shall not be placed curbside earlier than” in the third sentence before the word “6:00 a.m.”

Paul Fahey

From: Angela Cleveland
Sent: Wednesday, September 22, 2021 11:16 AM
To: Mayor Gove; Paul Fahey
Subject: FW: Solid Waste Ordinance Update and Demolition updates

Hi! I worked with Deb to modify the Ordinance (see below in blue). She said we were actually not adhering to the State Solid Waste code. Yikes! See modifications below.

I think the other piece we wanted to explore was around Demolition. I am working with Donna to update the language on the Demolition permit application to reflect that it is the responsibility of the contractor/owner to hire an exterminator and send in the report deeming it free of rodents. Also, if the area disburses rats due to demolition they are responsible for exterminating from area property's impacted after demolition.

Thoughts on next steps? Does the Mayor's office want to file this bill to update the ordinance or should we find a sponsor(s)?

Thanks!
Angie

Angela Cleveland, AICP
Director, OCED
City of Amesbury

clevelanda@amesburyma.gov

From: Deb Ketchen
Sent: Friday, September 17, 2021 12:04 PM
To: Angela Cleveland
Subject: FW: Solid Waste

In the central business district, garbage and rubbish shall be placed out for collection no earlier than 6:00 a.m. on the day of collection. Garbage and rubbish placed by residences for curbside collection in the central business district may be contained in standard residential trash bags. According to 105 CMR: 410.600: Storage of Garbage and Rubbish (A) Garbage or mixed garbage and rubbish shall be stored in weathertight receptacles with tight-fitting covers. Said receptacles and covers shall be of metal or other durable, rodent-proof material. Rubbish shall be stored in receptacles of metal or durable, rodent-proof material. Garbage and rubbish shall be put out for curbside collection no earlier than 6:00 a.m. the morning of trash collection. In all other areas of Amesbury serviced by City trash collection, garbage and rubbish shall be placed out for collection no earlier than 7:00 p.m. on the evening prior to the day of collection. For the purpose of this article, the central business district shall be defined in accordance with Appendix C of the City of Amesbury Contract for the Collection and Disposal of Municipal Solid Waste dated August 30, 1993.

*City of Amesbury, MA
Tuesday, September 28, 2021*

Chapter 392. Solid Waste

Article I. Collection

§ 392-2. Placement for collection.

In the central business district, garbage and rubbish shall be placed out for collection no earlier than 6:00 a.m. on the day of collection. Garbage and rubbish placed by residences for curbside collection in the central business district may be contained in standard residential trash bags. All refuse, whether bagged or in some other appropriate container, shall not be placed curbside earlier than 6:00 a.m. the morning of trash collection. In all other areas of Amesbury serviced by City trash collection, garbage and rubbish shall be placed out for collection no earlier than 7:00 p.m. on the evening prior to the day of collection. For the purpose of this article, the central business district shall be defined in accordance with Appendix C of the City of Amesbury Contract for the Collection and Disposal of Municipal Solid Waste dated August 30, 1993.

JX

[Statutes, codes, and regulations](#)[Code of Massachuset...](#)[Department 105 CM...](#)[Title 105 CMR 410.0...](#)

105 Mass. Reg. 410.600

[Download](#)

Current through Register Vol. 1452, September 17, 2021

Section 410.600 - Storage of Garbage and Rubbish

(A) Garbage or mixed garbage and rubbish shall be stored in watertight receptacles with tight-fitting covers. Said receptacles and covers shall be of metal or other durable, rodent-proof material. Rubbish shall be stored in receptacles of metal or other durable, rodent-proof material. Garbage and rubbish shall be put out for collection no earlier than the day of collection.

(B) Plastic bags shall be used to store garbage or mixed rubbish and garbage only if used as a liner in watertight receptacles with tight-fitting covers as required in 105 CMR 410.600(A), provided that the plastic bags may be put out for collection except in those places where such practice is prohibited by local rule or ordinance or except in those cases where the Department of Public Health determines that such practice constitutes a health problem. For purposes of the preceding sentence, in making its determination the Department shall consider, among other things, evidence of strewn garbage, torn garbage bags, or evidence of rodents.

(C) The owner of any dwelling that contains three or more dwelling units, the owner of any rooming house, and the occupant of any other dwelling place shall provide as many receptacles for the storage of garbage and rubbish as are sufficient to contain the

Search all cases and statutes... JX

410.600(C) or at the point of collection by the owner.

105 CMR 410.600

Previous Section
Section 410.553 - Installation of Screens

Next Section
Section 410.601 - Collection of Garbage and Rubbish

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