

TOWN OF NEWINGTON

PROPOSED AMENDMENTS TO CODE OF ORDINANCES CHAPTER 332-2 and 332-8, REFUSE AND RECYCLABLES

JANUARY 10, 2012

§ 332-2: DEFINITIONS

As used in this chapter, the following words and terms shall have the meanings indicated:

APARTMENT COMPLEX

Any dwelling complex on one piece of property which accommodates more than three dwelling units for rental occupancy, including hotels and motels.

(DELETE: AUTHORITY

The Connecticut Resource Recovery Authority established pursuant to Chapter 446e of the Connecticut General Statutes, as amended.)

BULKY WASTE

Land-clearing debris and waste resulting directly from demolition activities other than clean fill.

CLEAN FILL

Natural soil, rock, brick, concrete, and asphalt paving fragments which are virtually inert and pose neither a pollution threat to groundwaters or surface waters nor a fire hazard.

CONDOMINIUM MASTER ASSOCIATION

The most general association of property owners formed for the government and management of a particular residential condominium.

INSERT: DIRECTOR OF HEALTH

DIRECTOR, CENTRAL CONNECTICUT HEALTH DISTRICT

DWELLING OCCUPANT

The owner, renter, or other occupant of each separate dwelling unit, whether or not in the same building with other dwelling units.

DWELLING UNIT

Any room or group of rooms located within a dwelling and forming a single, habitable unit with facilities which are used or intended to be used for living, sleeping, cooking and eating.

GARBAGE

Putrescible animal and vegetable waste resulting from the handling, preparation, cooking and consumption of food.

GENERAL VEGETATION WASTE

Yard vegetation waste and similar materials emanating from nonresidential premises and apartment complexes, excluding leaves.

HAZARDOUS WASTE

Dangerous materials or substances which may pose a present or potential hazard to human health or the environment when improperly treated, stored, transported or disposed of, including but not limited

to cleaning fluids, paints, explosives, acids, caustics, poisons, drugs, radioactive materials or infectious materials and asbestos-containing material.

INDEPENDENT RESIDENTIAL PREMISES

A single piece of property used primarily for dwelling purposes in conformance with all local and state regulations, but which accommodates no more than three rental dwelling units.

INDUSTRY

The manufacture, milling, assembly, or warehousing of a product, the maintenance and/or storage of commercial vehicles or construction equipment, quarrying, or other extractive *activities*.

(DELETE: MID-CONNECTICUT SYSTEM

The system for the processing of refuse and the recovery of energy therefrom constructed by the Authority pursuant to the municipal service agreement.)

(DELETE: MUNICIPAL SERVICE AGREEMENT

The municipal solid waste management services contract between the Town of Newington and the Authority dated as of June 30, 1982.)

NONRESIDENTIAL PREMISES

Premises used for wholesale or retail trade, business and professional offices, industry, churches, **INSERT: private** schools, nonprofit organizations, farms operated as a business, **INSERT: State or Federal** government buildings, hospitals and other humane institutions, orders of fraternal organizations, clubs, and places of amusement, entertainment, or recreation.

OVERSIZE WASTE

Household items, including but not limited to, sofas, mattresses, furniture, machinery, and appliances.

PLANNED UNIT DEVELOPMENT

Residential developments as defined in former Chapter 124a, or development used for residential purposes as defined in Chapter 828 of the Connecticut General Statutes, as revised, or individually owned residential units as allowed by the Town Plan and Zoning Commission in the Residence Planned District (RPD).

PREMISES

Land, building or other structures, trailers, vehicles or parts thereof upon or in which refuse is stored.

RECYCLABLES

Clean newspaper (and inserts), glass and metal food/beverage containers, plastic food/beverage/detergent containers, cardboard, office paper, scrap metal, waste motor oil, vehicle or boat batteries, and leaves, and any other item(s) so designated by the Town Manager. ***(DELETE: with the approval of the Town Council.)***

REFUSE

Garbage, rubbish, bulky wastes, and oversize waste, excluding body wastes, hazardous wastes, clean fill, general vegetative waste, and recyclables.

RESIDENTIAL CONDOMINIUMS

Any group of individually owned dwelling units having ownership in common of shared facilities, organized under Chapter 825 of the Connecticut General Statutes, as revised, and in which no more than 10% of such dwelling units are owned by the same person.

RESIDENTIAL PREMISES

All dwelling units in Town except those in an apartment complex.

RUBBISH

Cold ashes, junk, discarded containers, dust, sweepings, wastepaper, boxes, crates, rags, clothing, textiles, glass (other than food and beverage containers), crockery, and similar solid waste materials ordinarily accumulated in and around independent residential premises and residential condominiums, excluding body wastes, hazardous wastes, bulky wastes, and clean fill.

TOWN MANAGER

The duly appointed Town Manager of the Town of Newington, or his or her designee.

INSERT: WASTE PROCESSING FACILITY

Any permitted solid waste and or recycling facility designated by the Town Manager

YARD VEGETATION WASTE

Grass clippings, weeds, garden plants, shrubs, INSERT: leaves, branches, limbs, brush and similar materials grown on and emanating from residential premises within the Town of Newington.

332-8: REFUSE, RECYCLABLES AND HAZARDOUS WASTE

A. Refuse. The Town shall make available INSERT: waste processing facilities for the disposal of refuse; such facilities may be located outside the boundaries of the Town. On and after the effective date of this chapter, all refuse INSERT: whose collection is by Municipality employees or Municipal contractors or agents generated and/or collected within the boundaries of the Town, with the exception of recyclables, shall be disposed of at a INSERT: waste processing facility designated by the Town Manager. (~~DELETE: Town-owned facility or the Mid-Connecticut System as outlined in the municipal service agreement.~~) Presenting refuse collected from outside the Town to any facility so as to cause the Town to pay for its disposal shall be considered fraud against the Town. No persons shall violate the regulations applying to the refuse disposal facility which is being used or fail to heed the directions of an attendant of such facility or an authorized representative of the Town.

B. Recyclables. Recyclables collected by the Town or its authorized agent shall be disposed of at a site designated by the Town Manager. Recyclables collected by other conveyors shall be disposed of in accordance with applicable state law or regulations.

C. Hazardous Waste. The Town shall make available, at a frequency of at least once per calendar year, facilities for the proper disposal of hazardous waste generated from all residential premises and apartment complexes in Town; such facilities may be located outside the boundaries of the Town.

ATTORNEY REVIEW DATE: 12-15-11

INTRODUCTION DATE: 1-10-12

PUBLICATION DATE: 1-19-12

PUBLIC HEARING: 1-24-12

ADOPTION DATE: _____