



Board of Health

Town of Orange

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TOWN OF ORANGE DUMPSTER POLICY FOR THE REMOVAL, TRANSPORTATION AND STORAGE OF GARBAGE, RUBBISH, OFFAL OR OTHER OFFENSIVE SUBSTANCES

Definitions.

Dumpster: Any container other than a conventional trashcan with lid intended for the temporary outdoor storage of rubbish, garbage or refuse of any sort.

Person: Any individual, business firm, contractor, corporation, applicant, property owner or agent.

Applicability.

This policy shall apply to all dumpsters in the Town of Orange, whether for residential, commercial or industrial use. This policy is specific to household rubbish or trash from a residential dwelling or a commercial or industrial building. Regulations for construction debris are in keeping with Mass General Laws at MGL 111, MGL 21e, and elsewhere (<http://www.mass.gov/eea/agencies/massdep/recycle/regulations/>).

Every dumpster in the Town of Orange should comply with this policy as well as with all other applicable local and state laws and rules and regulations.

Location: screening.

- A.** Each dumpster should be located at a distance from the lot line so as not to interfere with the safety, convenience or health of abutters or residents.
- B.** When deemed necessary by the Board of Health, it may be required that a dumpster site be moved, enclosed or screened by the property owner or authorized agent.
- C.** Each dumpster should be situated so as not to obstruct the view of flowing traffic.
- D.** An inspection and sanitary survey of the dumpster and surrounding area may be conducted by an agent of the Board to verify compliance with Board of Health standards.

Hours.

- A.** Dumpsters should not be filled between the hours of 7:00 p.m. and 7:00 a.m. for residential property nor after the close of the business day for commercial property.
- B.** The emptying of the dumpster contents by the contractor should not commence before 7:00 a.m. nor continue after 5:00 p.m.

Size and Sanitary Maintenance.

A. Each dumpster should be of sufficient size and capacity to eliminate overflowing. The property owner or authorized agent of the premises utilizing the dumpster must take appropriate action within 24 hours to empty contents when full.

B. It shall be the responsibility of the property owner or agent being serviced, or owner of the dumpster, trash hauler, property manager or any agent of any of these entities, to maintain the dumpster area free of odors, scattered debris, overflowing trash and all other nuisances. Lids of dumpsters should be closed at all times. The Board of Health may require a locking lid if circumstances demand it.

C. The dumpster owner should have the dumpster(s) deodorized, washed or sanitized as necessary at the time of emptying, or as directed by order of the Board of Health

D. Every dumpster should be clearly marked with the dumpster owner's name and telephone number. If a separate trash hauler is used, the hauler's name and contact information should also be clearly marked on each dumpster.

E. All dumpsters should be rodent proof. For those dumpsters that have a hole located in the lower center of the rear wall of the container a permanent seal secured with sheet metal or wire mesh strong enough to prevent rodents from entering the dumpster may be required. All holes in any dumpster should be less than $\frac{1}{4}$ " in diameter.

Enforcement.

A. Random inspections and sanitary surveys of in-place dumpsters and surrounding areas may be conducted by an agent of the Board to verify compliance with Board of Health standards.

B. All violations of State Regulations shall be corrected in accordance with said regulations.

C. If corrective action(s) as ordered by the Board of Health or its agent is not taken by the property owner or an authorized agent within the time limit set forth by such order, the Board shall take such legal action as necessary to correct the violation.

D. The Board of Health at its discretion may investigate into nuisances regarding dumpsters, abate such nuisances, and fine in accordance with M.G.L. Section 111 Chapter 122, 123 & 125. Fines may be cited per violation. Each day that the violation remains uncorrected constitutes a separate violation.

This policy was approved by a unanimous vote by the Orange Board of Health at a scheduled Board of Health meeting on April 4, 2017.