

SUMMARY OF CSWD SOLID WASTE MANAGEMENT ORDINANCE

The Chittenden Solid Waste District (CSWD) has adopted amendments to the Waste Management Ordinance, the Solid Waste Management Fee Ordinance, and the Regulations for the Collection and Recycling of Solid Waste in the Chittenden Solid Waste District, and has restated and consolidated them into the Solid Waste Management Ordinance. The revised ordinance went into effect on January 18, 2005.

Purpose of Solid Waste Management Ordinance

The Solid Waste Management Ordinance was enacted for the purpose of promoting the health, safety, and general welfare of the District, its member municipalities and their inhabitants, and the general community; to regulate the management of solid waste within the District; to require separation of certain materials from solid waste destined for disposal; to facilitate the adequate provision of solid waste services such that the generators of solid waste pay costs that reflect the real costs to society of the management of solid waste; to establish fees for services provided by the District to manage solid waste; to regulate waste disposal practices that pose a concern to the public health and welfare and the environment; to fulfill the District's responsibilities under 24 V.S.A. §2202a; to implement and further the District's Solid Waste Management Plan and the State's Solid Waste Management Plan; and to provide for the efficient, economical, and environmentally sound management of solid waste.

Concise Summary of Amendments

The principal provisions of the amendments include the following:

1. Expansion of the list of mandatory recyclables.
2. Requirement that haulers provide recycling instructions to customers.
3. Requirement that recycling containers provided by haulers be color-coded and labeled with the list of recyclables.
4. Requirement that haulers not offer and customers not subscribe to trash collection only service.
5. Requirement that landlords provide recycling services for their commercial tenants if they already include trash collection as part of the rent.
6. Requirement that drop-off facilities accept, at a minimum, the mandatory recyclables.
7. Exemption of the District and member municipalities from license fees for managing waste from municipal operations.
8. Addition of a designation in the Hauler's License of allowable destinations for solid waste.
9. Addition of commercial composting facilities and facilities that process non-mandatory recyclables to the types of facilities that must obtain a Processor's License.
10. Exemption of facilities required to accept beverage containers under State law from the Processor's License requirement.
11. Exemption of the following materials from the Solid Waste Management Fee:
 - a. recyclables that are separated from other solid waste and recycled,
 - b. sludge generated from municipal wastewater or water treatment systems,
 - c. non-landfilled untreated wood,

- d. hazardous waste that is delivered to certified hazardous waste treatment and disposal facilities,
 - e. untreated regulated medical wastes that are delivered to certified regulated medical waste treatment and disposal facilities, and
 - f. inert materials used for landfill site improvements.
12. Elimination of the differences in fine amounts and enforcement steps between certain types of Ordinance violations.

List of Section Headings

The section headings of the Solid Waste Management Ordinance are as follows: Purpose and Title, Definitions, Regulation of Solid Waste, Licensing, Public Safety, Illegal Disposal, Open Fires and Incinerators, Solid Waste Management Fee, Payment of Fees Due the District, Recordkeeping and Inspections, Penalties, Enforcement and Remedies, Powers of the District General Manager, and Miscellaneous.

For More Information about the Solid Waste Management Ordinance

A copy of the ordinance is available at the Chittenden Solid Waste District, 1021 Redmond Rd, Williston, and at www.cswd.net. To obtain more information about the ordinance, contact Nancy Plunkett at 872-8100, x222 or nplunkett@cswd.net.