

TOWN OF SUNAPEE  
ORDINANCE  
SUNAPEE TRANSFER/RECYCLING STATION

Section 1. Definitions

A. Waste Materials:

1. Glass shall mean all empty glass containers and other reasonably clean glass products.
2. Ceramics shall mean all dishes, bathroom fixtures and other items made from kiln-fired clay.
3. Scrap Metal shall mean recyclable steel, aluminum, copper, brass, zinc, and lead.
4. Household Trash shall mean garbage, and all other waste material not being recycled, small enough to be disposed of in the compactor.
5. Prohibited Waste shall mean all waste materials hazardous, or otherwise, that may not be disposed of at the transfer/recycling station.
6. Brush shall mean tree cuttings, slash, and waste tree wood not larger than 5" in diameter.
7. Combustible Building Waste shall mean clean wood.
8. Organic Waste shall mean leaves, pine needles, garden debris, shrubbery clippings, and other decomposable waste.
9. Recyclable Waste shall mean any waste material that can be separated and returned to the marketplace and for which designated areas are provided, including, but not limited to glass, scrap metal, newspapers, waste oil, clothing, and plastic containers
10. Construction and Demolition debris shall mean shingles, tar paper, cardboard, upholstered furniture, mattresses, sheet rock, rubber, insulation, plastics or any other non-wood waste materials.
11. Electronic Waste shall mean computer towers, monitors, televisions, and microwaves.

B. **Illegal Disposal Shall Mean:**

1. Disposal of waste in other than its designated area within the station.
2. Disposal of waste outside the gates or its surrounding area when the station is closed.
3. Disposal of any waste generated outside of Sunapee or of other Town border that Sunapee provides waste disposal service.
4. Disposal of prohibited waste.

C. All other terms shall be defined as defined in RSA 149 and rules adopted thereunder.

Section 2. Operating Hours

Monday, Thursday, Friday, and Saturday

8:00 a.m. – 4:15p.m.

**CLOSED TUESDAY AND WEDNESDAY**

8:00 a.m. – 11:45a.m. Sunday

Section 3. Authorized Users

- A. Sunapee Residents
- B. Sunapee Non-Resident property owners.
- C. Non-Resident rubbish collectors, collecting authorized resident and non-resident household trash.
- D. Non-Resident contractor disposing of brush, building, janitorial, or demolition waste for authorized resident or non-resident users.

#### Section 4. Admittance

- A. All authorized users will be allowed access to the transfer/recycling station during the posted hours by permit only.
- B. Permanent permits will be issued to resident and non-resident property owners.
- C. Temporary permits will be issued by the Selectmen's Office to non-resident contractors.
- D. Innkeepers and persons renting their property on a short term or seasonal basis to vacationers will be issued permits at the request of the owners. These permits will be posted on placards identifying the owner and/or property. Bonafide guests will be admitted to the facility upon presenting these permits.

#### Section 5. Recycling

This ordinance requires that all waste material deemed recyclable be separated and placed in containers or areas designated by the Attendant.

#### Section 6. Burning

The only materials that may be burned are brush and clean combustible building waste. All burning will be in accordance with N.H. Air Resources Commission, under the direction of the District Fire Warden.

#### Section 7. Legal Disposal

Authorized users may dispose of waste materials other than items prohibited, providing they place materials in containers or areas designated by signs or by direction of the attendant.

#### Section 8. Prohibited Waste

Disposal of hazardous materials, (as defined by State and Federal regulations), brush or trees larger than 5" in diameter, boulders, stumps, sewerage, dead animals, explosive material, ashes, and junk cars is prohibited. Household trash, mixed with materials this ordinance requires to be recycled shall be refused.

## Section 9. Enforcement and Penalties

- A. The Town Highway Director, Director's designee or Sunapee Police Department is hereby authorized to enforce the provisions of this ordinance, including authority to prohibit access to the transfer station, to inspect all waste materials in the transfer station and to report all violations to the Selectmen.
- B. The Selectmen may assess the following penalties for each violation of Section I (b) of the ordinance (Illegal Disposal) upon written report by the above referenced authorized personnel:
- First Offense: Ten dollars (\$10) for each violation  
Second Offense: Fifty dollars (\$50) for each violation  
Third Offense: One Hundred dollars (\$100) for each violation  
Fourth and Subsequent Offenses: Two Hundred Fifty dollars (\$250) for each violation
- Note: Violation is each bag, container, etc.  
All funds collected under this section will be placed in the General Fund.
- C. The Selectmen may assess a penalty (as well as disposal fee) of Two Hundred Fifty dollars (\$250) against any person who illegally disposes solid waste included but not limited to Section 1 Waste Materials, by entering the transfer station during non-operating hours.
- D. In addition to the penalties authorized in Section 9 Paragraph A., persons depositing hot ashes in any container or in any way to cause a fire shall be liable for all damages and costs to the town.

## Section 10. Waste Material

All waste material deposited at the transfer/recycling station becomes the property of the town. All revenues from the sale of any reclaimed waste are Town of Sunapee revenues and become part of the general fund.

Section 11. Board of Selectmen shall set Solid Waste Disposal fees.

Section 12. Any previous ordinance shall be considered void upon the passage of this ordinance.

Adopted March 18, 1985, effective date March 18, 1985  
Amended March 18, 1989, effective date June 1, 1989  
Amended March 17, 1990, effective date June 1, 1990  
Amended June 30, 2008, effective date June 30, 2008  
Amended August 25, 2014, effective date August 25, 2014