

TOWN OF NORTH YARMOUTH
Ordinance for the Regulation of the Disposal of Hazardous Waste,
Hazardous Materials and Septic Waste and Industrial Waste

I. LICENSING PROCEDURE FOR DISPOSAL SITES

A. APPROVAL OF SITE. The disposal of hazardous waste, hazardous material and septic waste is prohibited in the Town of North Yarmouth without the approval of the voters of the Town of North Yarmouth. It is the intent of this ordinance to restrict the dumping of said materials in the Town without the public approval and thorough investigation of possible hazards to the environment and to the public health. This approval is in addition to approvals and licensing procedures established by Federal and State bodies. Approval of proposed disposal sites shall be placed before the voters of North Yarmouth only after review and approval by the North Yarmouth Board of Selectmen, the Health Officer, and the North Yarmouth Planning Board.

B. COST OF REVIEW. The costs of investigations, site tests and public hearings shall be the responsibility of the applicant. The above mentioned reviewing bodies shall determine the extent of investigation to insure the protection of public health and the protection of the environment. A deposit shall be paid in advance to cover the costs of said investigations in an amount determined by the Board of Selectmen.

C. EXCLUSIONS. Excluded from this procedure are any town sites that have been approved by the voters of the Town of North Yarmouth. Also excluded are noncommercial septic disposal (sub-surface) systems. It is not the intentions of this ordinance to restrict the traditional home disposal system or the traditional method of disposing of farm waste.

D. TERMS OF LICENSE. Any license issued shall be valid for a period not to exceed 2 years, at which time application for a new license must be made. The license must state the owner of the site, the operator of the site, materials to be disposed of capacity of the site and all restrictions and operating procedures and guidelines. Said license may be suspended by the Board of Selectmen for a period of up to sixty days (60) to investigate any suspected violations. Any site may be closed by the above mentioned review agencies or by a vote of the Town.

E. VIOLATIONS. Violations of the licensing provisions or other provisions of this ordinance shall result in a fine of \$1,000.00.

F. INVALIDITY. If any portion of this ordinance shall be found to be invalid or unconstitutional, such portion will not effect the validity thereof of the remaining portions.

G. RECOVERY OF FINES. Any and all fines assessed shall be recovered for the use of the Town of North Yarmouth.

ADOPTED: March 11, 1983