

- AMENDED -  
- SOLID WASTE ORDINANCE -  
TOWN OF TROY, MAINE

*Signed by Selectmen  
April 16, 1996*

- I: Whereas the Town of Troy has the authority to adopt solid waste ordinances derived from the Home Rule powers granted in the Maine constitution Title 30-A MRSA, section 3001 et seq. and Title 38, MRSA, section 1301 et seq. and
- II: Whereas the residents of the Town of Troy must dispose of waste & Whereas not all residents have appropriate land, equipment, physical capability or the desire to dispose of waste on their own property,  
Therefore, the municipality must provide other disposal options &
- III: Whereas it is in the interests of all residents and the region to dispose of waste in a cost-effective and environmentally safe manner and,  
Whereas residents should be responsible as much as possible for the waste they produce and  
Whereas other necessary town and regional services such as education, law enforcement and road maintenance are an ever increasing burden on the Town's main source of revenue, the real estate property tax,
- IV: Therefore the residents of the Town of Troy hereby ordain that the Board of Selectmen in consultation with the Town's representative(s) to the Regional Solid waste Committee shall be authorized and directed to:
- 1) devise, institute and enforce an annual solid waste plan outlining options, contract arrangements, require infrastructure, required personnel, regional interactions required, short and long term costs and a system for public information.
- FORMER #2): annually establish a fee schedule for those waste materials, the disposal, handling and transportation of which will cause the annual solid waste management expenditures for the town to exceed \$15,000 per year, not including capital costs.
- AMENDED\*2): by majority vote at March 30, 1996 annual town meeting to read:
- annually establish a schedule of users fees on household trash, business waste, and /or bulky waste disposal costs on the property as may be required to reduce the burden of waste disposal costs on the property owners of the town and to encourage waste reduction, re-use and recycling.
  - 3) Post the solid waste plan and fee schedule at any local solid waste handling facility, at the town office and fire station each February first and cause them to be part of the Solid Waste Report in the annual town report, except for the first year of this ordinance, which date for posting shall be May first and the Board shall hold a public information meeting within a week of the posting.
  - 4) Establish, or contract for the use of, whatever solid waste handling sites, either in town or within a reasonable distance, as are required to provide a cost-effective, environmentally safe and reasonably convenient options for solid waste disposal.
  - 5) hire and contract for one or more years any personnel or equipment required to fulfill the purposes of this ordinance within the fiscal constraints of article 2 of this ordinance

6) bring before the budget committee of the town and the annual town meeting such articles as are required to fund the solid waste plan.

VOTED on by majority vote at Mar. 25, 1995 annual town meeting (Art.21)  
ADDED by majority vote at March 30, 1996 annual town meeting: (Art.24)

V: No resident or business shall be permitted to dispose of yard and leaf waste (grass clippings, leaves, brush and natural Christmas trees) as waste materials; rather such materials shall be composted and/or disposed of on site or in any town or regional composting or re-use program.

ADDED by majority vote at March 30, 1996 annual town meeting: (Art.24)

VI: No resident or business shall incinerate or burn any household or business waste materials except as permitted by the state and local laws governing brush fires or in an incinerator approved and annually inspected by the town Fire Chief. Violators of this article may be fined.

VII: The Board of Selectmen shall be the enforcement agency and anyone appointed by them for this task for this ordinance. Violations and penalties for violations shall be in compliance with Maine law and shall be defined in the annual Solid Waste Plan. They shall include:

- A) dumping of household trash on public lands, private lands and public and private waters and wetlands;
- B) dumping of non-permitted materials at any public and privately contracted transfer station or town-contracted drop-off site/container;
- C) including non-permitted materials in closed containers for door-to-door pick-up service.
- D) The minimum penalty for each violation shall be \$50.00.

VIII: This ordinance shall be effective as of the date the minutes of the town meeting at which they are approved by the Board of Selectmen.

IX: This ordinance may be amended or rescinded by a majority vote of the registered voters of the town by written ballot at a legally posted annual town meeting.

X: If any part of this ordinance is found to be in legally un-enforceable it shall in no way invalidate the rest of the ordinance.

Original Ordinance...

Approved by the vote of the TROY town meeting March 27, 1993

ATTEST: A true copy of an ordinance entitled " SOLID WASTE ORDINANCE - TOWN OF TROY, MAINE" as certified to me by the municipal officers of Troy on this date:

Certified by Town Clerk /s/ Janet C. Copley Date: April 6, 1993

ATTEST: Certified Copy: Signatures: Selectmen/Town of Troy

Date original signed: April 6, 1993

/s/ Judith G. Rock  
/s/ David Leavitt  
/s/ Frank M. Keithan

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**AMENDED ORDINANCE...**

Approved by the written ballot (30 YES - 8 NO) of the  
Troy Town Meeting on March 30, 1996

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ATTEST: A true copy of an AMENDED ordinance entitled " SOLID WASTE  
ORDINANCE - TOWN OF TROY, MAINE" as certified to me by the  
municipal officers of Troy on this date:

Certified by Town Clerk Janet C. Cropley Date: April 16, 1996

(seal)

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ATTEST: Certified Copy:

Signatures: Selectmen/Town of Troy

Brian Piper

Ewin E. Piper

Charles A. Henderson

Date amended copy signed:

April 16, 1996