

ARTICLE 3
**Regulations for Dumpsters and for the Removal and Transportation of Garbage, Rubbish, and
other Offensive Substances**
[Effective May 5, 1985] Amended January 18, 2023

Definitions:

Dumpster: any receptacle of 75-gallon capacity or more which is used for the collection, storage or transportation of trash, rubbish, garbage, offal, scrap or other materials for discard, disposal or recycling

Garbage: all food waste, both wet and dry, excluding hazardous materials

Rubbish: all solid waste, excluding food waste or hazardous materials

§ 300-3.1. Permit required for removal and transport.

No individual, entity or business shall remove garbage, rubbish, offal, or other offensive substances from dwellings, apartment buildings, or condominiums, or from commercial, industrial, public or other buildings, and transport the same through the streets of the Town of Sharon without first obtaining a permit from the Board of Health.

§ 300-3.2. Permit required for dumpster service.

No individual, entity or business shall provide a dumpster service in the Town of Sharon for the purpose of storing, removing, and transporting garbage, rubbish, offal or other offensive substances without first obtaining a permit from the Board of Health.

§ 300-3.3. Disposal.

All garbage, rubbish, offal or other offensive substances shall only be disposed of in sanitary landfills located outside the geographical limits of the Town of Sharon.

§ 300-3.4. Permit application.

Each applicant shall submit to the Sharon Board of Health a completed application including, but not limited to, a list of customers to be served along with location address of where the dumpster will be placed, to be submitted on a quarterly basis.

Each applicant shall provide to the satisfaction of the Sharon Board of Health, a collection program that provides garbage/rubbish and recycling services in compliance with the Massachusetts Solid Waste Master Plan and Department of Environmental Protection Regulations. The collection program shall be submitted in writing accompanying the permit application. The applicant may be asked to explain their collection program to the Board of Health at a public meeting, as part of the permit application review and approval process.

The collection plan should include the date and time frequency of collection, an estimate of tons of solid waste to be collected daily and an estimate of recyclables to be collected daily. A written process for serving complaints, disputes or permit violations shall be submitted with the application.

§ 300-3.5. Permit Fees: Permit fees shall be found in the Schedule of Fees

All permits shall be valid for up to one calendar year, or at latest December 31st of each year, unless revoked sooner by the Board of Health. The initial permit application and all future permit applications are subject to review and approval by the Board of Health.

§ 300-3.6. Permits not transferable.

No permit shall be transferred except with the written approval of the Board of Health.

§ 300-3.7. Dumpster identification; covers.

Each dumpster must have the name, address, and telephone number of the person providing the dumpster service conspicuously displayed on the dumpster. Each dumpster shall have a cover capable of being secured. All commercial, semi-permanent dumpsters must have a tight-fitting lid or cover, which shall be kept closed at all times except when being filled, cleaned or emptied. Said lid shall be kept locked at all times that the permitted business is closed. Each dumpster shall be constructed in such a way as to be leak-proof.

§ 300-3.8. Dumpster location.

Each dumpster must be located at such a distance from each lot line as not to interfere with the safety, convenience, or health of abutters or the public. The Board of Health may specify the location of the dumpster. Dumpsters are to be located on a concrete, asphalt, or other impervious surface. The Board of Health may require, whenever public convenience warrants, that a dumpster be enclosed or suitably screened by the owner of the lot on which the dumpster is situated.

§ 300-3.9. Nuisances.

The property owner shall ensure that each dumpster and the area immediately surrounding it is kept free of obnoxious odors, flies, other insects, debris, overflow, and all other nuisances.

§ 300-3.10. Collection times.

Except in districts zoned for business, commercial, or industrial use, garbage, rubbish, offal or other offensive substances shall not be collected before 7:00 a.m. or after 7:00 p.m.

§ 300-3.11. Dumpster maintenance.

Any dumpster shall be deodorized, washed or sanitized by the person providing the dumpster service when and as required by the Board of Health. Each dumpster shall be of sufficient capacity to contain all accumulated material without overflowing and shall be emptied on a regular basis or when the amount of garbage and rubbish is level with the top of the container. All dumpsters being used for disposal of garbage or other odor-causing material must be emptied no less than once per week.

§ 300-3.12. Suspension or revocation of permit.

Upon notice and an opportunity for a hearing, any permit may, for cause, be suspended or revoked by the Board of Health.

§ 300-3.13. Violations and penalties.

Whoever violates any provision of these regulations may be punished by a fine of \$50. Each day that a violation continues shall constitute a separate violation.