

**Towns of Lincoln and Woodstock**  
**Transfer Station/Recycling Facility Regulations**

*Amended December 1, 2019*

Pursuant to the authority of RSA 31:39 and RSA 147, The Towns of Lincoln and Woodstock hereby adopts the following Regulation for the operation of its transfer station/recycling facility, hereinafter referred to as the facility, located at 63 Recycle Road in the Township of Lincoln.

- 1) **ADMINISTRATION:** Administration of the facility shall by majority vote of all Selectman of the member towns. A majority of the Selectmen of the member towns shall constitute a quorum to conduct business. Administration of the facility shall be under the Town of Lincoln's Town Manager, and policy issues to be determined by the joint Board of Selectmen.
- 2) **SUPERVISION:** The facility shall be under the immediate control of the facility supervisor who shall have the right to refuse the use of the facility to any person, corporation, or other user who is misusing the facility; is violating this Regulation; or who does not have a proper permit. Any such user who refuses to obey the legitimate orders of the attendant shall be guilty of a violation of this Regulation.
- 3) **USAGE:** The facility will be open for use by Lincoln and Woodstock residents and non-resident property owners under the following conditions.
  - a) Admission to the facility will be by permit issued at the facility. All permits must be displayed in the right front drivers' side windows of the vehicle and be plainly visible. No person may lawfully hold a permit sticker except residents of the towns of Lincoln and Woodstock, or a non-resident who owns real property with the towns.
  - b) The facility shall be opened on the following days from 8:00 am to 4:30pm on Monday, Tuesday, Thursday, Friday, Saturday and Sunday. Such hours may be adjusted to accommodate holidays after due notice posted at the facility. Regular hours of operation are subject to change at the discretion of the joint Board of Selectmen.
  - c) Only material collected within the limits of the Towns of Lincoln and Woodstock shall be disposed of at the facility. **RECYCLING IS MANDATORY.** No person shall dispose of any recyclable or any other solid waste at the facility unless such materials are properly prepared, separated by category and placed in the areas or receptacles designated to receive that category of recycled or other material.
  - d) Communication haulers shall mean anyone who hauls material to the facility for others for a fee; all persons or corporations engaged in the commercial hauling of rubbish materials; etc. must first make application for and obtain a Commercial Solid Waste permit.

- 4) **SEPARATION:** All material brought to the facility for disposal shall be separated into the categories as shown in attachment 1 to this ordinance. As authorized by RSA149: M:13 such unique items such as white goods will require payment of a fee for each item prior to depositing at the facility as shown in attachment 2 to this Regulation. The fees will be posted and subject to change periodically to reflect changing cost of disposal. This listing is subject to change as market conditions require and will be updated from time to time without a public hearing.
  
- 5) **REVOCACTION AND ENFORCEMENT:** Any permit holder may have their permit revoked by order of the Administration or the Solid Waste Facility Supervisor after the supervisor has notified the permit holder verbally and in writing of the intent to revoke, including the reason therefore. A permit may be suspended or revoked for the following causes: 1) Violation of this regulation. 2) Violation of any provision of any state or local law, relating to the is regulation, including NHRSA 149-M or any environmental or State of New Hampshire Solid Waste Rule or Regulation. 3) Violation of any permit condition, falsehoods, misrepresentation or omissions in the permit application.
  
- 6) **REINSTATEMENT:** Permits and or the ability to use the Lincoln and Woodstock Solid Waste Facility shall be renewed once the permit holder has demonstrated in writing how they intend to remedy the reason that the permit was suspended or revoked.
  
- 7) **APPEAL OF REVOCATION:** Revocation of permits for use of the Solid Waste Facility, if contested, may be appealed to the joint Board of Selectmen.
  
- 8) **PRECEDENCE:** This regulation shall be the governing regulation and shall repeal any other ordinances or portion thereof that are in conflict with this regulation.
  
- 9) **SEPARABILITY:** The invalidity of any provision of the regulation shall not affect the validity of any other provision nor the validity of the Regulation as a whole.
  
- 10) **EFFECITVE DATE:** This ordinance shall take effect on December 1, 2019

Woodstock Chairperson \_\_\_\_\_

Lincoln Chairperson \_\_\_\_\_

Woodstock Selectman \_\_\_\_\_

Lincoln Selectman \_\_\_\_\_

Woodstock Selectman \_\_\_\_\_

Lincoln Selectman \_\_\_\_\_

The Lincoln Chairperson's signature is written in black ink. The two Lincoln Selectmen's signatures are written in blue ink.