



# TOWN OF OXFORD

## *Board of Health*



## **OXFORD BOARD OF HEALTH DUMPSTER REGULATIONS**

### **AUTHORITY**

These regulations are adopted under the authority granted by Sections 31 A and 31 B of Chapter 111 of the General Laws of the Commonwealth of Massachusetts.

### **SECTION 1. SCOPE**

These regulations apply to all dumpsters in the Town of Oxford whether for residential, commercial, or industrial use.

### **SECTION 2. DEFINITIONS**

**Contractor or Dumpster Contractor** shall mean any individual, partnership, corporation, association or other legal entity that contracts with or responds to requests from users by providing for the installation, maintenance, or servicing of a dumpster.

**Dumpster** shall mean a solid waste container including roll-offs or other temporary containers used for the collection of solid waste, but not to include those with a volume of less than 2 yards used for the collection of solid waste.

**Owner** shall mean any person, including a lessee or mortgagee in possession, who alone or severally with others has lawful title to or possession, care, or control of any property on which a dumpster is located or proposed to be located. Owner also includes any authorized agent of such person.

### **SECTION 3. PLACEMENT OF DUMPSTERS**

1. Each dumpster must be located at a distance on the property so as not to result in objectionable or unsanitary conditions or odor or interfere with the safety, convenience or health of abutters or residents.
2. The Board of Health at its discretion in the interest of protecting public health and safety may require the dumpster site to be enclosed or screened by the property owner or authorized agent to prevent unauthorized access by the general public and for the prevention of windblown debris.
3. All dumpsters must be situated so as not to obstruct the view of flowing traffic.
4. Dumpsters on site for longer than six (6) months must be placed on an impervious surface.

## **SECTION 4. MAINTENANCE OF DUMPSTERS**

1. All contractors responsible for emptying residential dumpsters must be permitted by the Oxford Board of Health and comply with the Rules & Regulations for Residential Refuse & Recycling Collection Permitting and Operation.
2. Dumpster is not to be filled between the hours of 11:00 p.m. and 7:00 a.m. for zoned residential areas and the emptying of the dumpster contents by the contractor shall not commence before 7:00 a.m. and not continue after 11:00 p.m. except for zoned business, commercial, or industrial areas.
3. At the close of the business day for commercial property, those containers equipped with lids, are to be locked. The containers equipped with lids must be closed when dumpster is not in use during all other times. This does not apply to temporary, roll-off type, containers intended for construction or demolition waste if they are otherwise maintained in accordance with these regulations.
4. Each dumpster must be of sufficient size and capacity to eliminate overflowing and the property owner or authorized agent of the premises utilizing the service must take appropriate action immediately to empty contents when full.
5. It shall be the responsibility of the property owner or agent being serviced to maintain the dumpster area free of odors, scattered debris, overflowing and all other nuisances.
6. The contractor shall have his/her name and business telephone number conspicuously displayed on the dumpster.
7. The dumpster contractor shall have the dumpster deodorized when emptied or if necessary, washed or sanitized as directed by order of the Board of Health.

## **SECTION 5. SEVERABILITY**

Each provision of this regulation shall be construed as separate to the end that if any part of it shall be held invalid for any reason, the remainder shall continue in full force and effect.

## **SECTION 6: VARIANCES**

Upon written request and a hearing before the Board of Health, the Board of Health may in its sole discretion grant a variance as to these regulations if the enforcement thereof would do manifest injustice; however, the variance shall be granted only if there is no substantial detriment to the public health and safety and provided that the decision of the Board of Health shall not conflict with the spirit of this regulation or any minimum standards required by Federal or State law. Any variance granted by the Board of Health shall be in writing and shall be subject to such conditions as the Board of Health deems appropriate.

## **SECTION 7: EFFECTIVE DATE**

This regulation shall be effective as of *May 17, 2023*

By the Town of Oxford Board of Health