

LOCAL LAW FILING
TOWN OF GUILDERLAND

LOCAL LAW NO. _ 1___ OF 2003

A LOCAL LAW regarding the recycling of waste within the Town of Guilderland.

Be it enacted by the Town Board of the Town of Guilderland as follows:

1. This law shall be known as the "Recycling Law".
2. It shall be the purpose of this law to encourage and facilitate the maximum recycling practicable on the part of each and every household, business and institution within the Town of Guilderland (the "Town"). It shall further be the purpose of this law to establish, implement and enforce minimum recycling related practices and procedures to be applicable to all waste generators within the Town.
3. This local law is enacted pursuant to the authority granted by section 10 and section 120-aa of the New York State Municipal Home Rule Law.
4. Recyclables designated by the Town for inclusion by this law may be disposed of at the Town's Transfer Station by households within the Town, and initially include the following:
 - A. Corrugated Paper: Cardboard containers, boxes and packaging which are cleaned of contamination by food wastes, adhesives, metals or plastics and which have been flattened. This does not include press board.
 - B. Glass: Empty, washed glass jars, bottles and containers of clear, green and amber (brown), excluding ceramic, window glass, auto glass, mirror and kitchenware.
 - C. Metal: All ferrous and non-ferrous metals, including steel, aluminum and composite cans and containers (cleaned of food waste), excluding scrap metal, wire, pipes, tubing, aerosol cans, paint cans and metal containers that contained hazardous liquids and abandoned automobiles.
 - D. Newspaper: Common machine finished paper made chiefly from wood pulp used for printing newspapers and magazines. Must be dry and free of contaminants.
 - E. Office Paper: All bond paper including computer print-out, stationery, photo copy and ledger paper.

F. Plastics: All HDPE Nos. 1, 2 and 3 type plastics, including empty food, beverage, detergent, bleach and hair care containers but excluding all oil containers, plastic bags, toys and hangars.

5. Businesses, institutions, private haulers and any other waste generator, other than households located within the Town, are prohibited from disposing of recyclable or non-recyclable waste at the Town's Transfer Station.

6. Every household, business and institution within the Town shall separate recyclable materials from other non-recyclable waste regardless of whether such recyclables and waste are disposed of at the Town's Transfer Station or disposed of at a solid waste facility by a private hauler.

7. It shall be a violation of this local law for anyone to attempt to dispose of recyclable material as waste.

8. The Town Board may by resolution establish a schedule of fees for the disposal of waste items at the Town's Transfer Station, including recyclables.

9. A violation of this local law shall be deemed a violation and the violator may be liable for a fine of not more than \$50 for the first violation and not less than \$250 nor more than \$500 for each violation thereafter, and each violation shall constitute a separate offense.

10. If any provisions of this local law are held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this local law shall remain in effect.

11. All ordinances, local laws and parts thereof inconsistent with this local law are hereby repealed.

12. This local law shall take effect immediately upon filing in the office of the New York State Secretary of State.