

County of Putnam
Local Law #19 of 2011
(Passed at the Regular Full Mtg November 1, 2011)

**APPROVAL/LOCAL LAW/AMEND SECTION 205-10/PUTNAM COUNTY CODE/ENTITLED
“SOLID WASTE-DEFINITIONS”/SECTION 205-14(C)/PUTNAM COUNTY CODE/ENTITLED
“SOLID WASTE-ADDITIONAL COUNTYWIDE RECYCLING PROGRAM” AS CONTAINED IN
ARTICLE II-RECYCLING**

A Local Law to Amend Section 205-10 of the Putnam County Code entitled “Solid Waste – Definitions” and Section 205-14(C) of the Putnam County Code entitled “Solid Waste – Additional Countywide Recycling Program” as contained in Article II - Recycling

Be it enacted by the Legislature of the County of Putnam as follows:

Section 1.

Section 205-10 of the Code of Putnam County is hereby amended to read as follows:

§ 205-10. Definitions.

As used in this article, the following terms shall have the following meanings:

COMMINGLED – Source-separated, nonputrescible, uncontaminated recyclables placed in the same container.

COMPOSTING – The aerobic or anaerobic decomposition of biodegradable organic matter, resulting the production of compost.

CONSTRUCTION AND DEMOLITION DEBRIS – Waste resulting from construction, remodeling, repair and demolition of structures, road building and land clearing. Such waste includes but is not limited to bricks, concrete and other masonry materials, soil, rock, lumber, road spoils, paving material and tree and brush stumps. Construction and demolition debris shall not be construed to include garden and yard waste.

COUNTY EXECUTIVE – The duly elected County Executive of Putnam County.

COUNTY LEGISLATURE – The duly elected Legislature of Putnam County.

CURBSIDE – In a dumpster designated for the collection of solid waste within five feet of the town, County or state highway or driveway nearest to a residence or business.

E-WASTE – Discarded electric or electronic devices, components or parts thereof.

FARM HAZARDOUS WASTE – All containers containing pesticides and/or pesticide residue as well as herbicides, fertilizers and antibiotics and which can no longer be utilized for farm purposes.

GARDEN AND YARD WASTE – Grass clippings, leaves and cuttings from shrubs, hedges and trees.

GREEN WASTE – Biodegradable materials such as leaves, grass, weeds and wood material from trees and shrubs.

HOUSEHOLD GARBAGE – Putrescible solid waste, including animal and vegetable waste resulting from the handling, storage, sale, preparation, cooking or serving food. Household garbage originates primarily in home kitchens and other places where food is stored, prepared or served. Household garbage shall not be construed to include garden and yard waste.

HOUSEHOLD HAZARDOUS WASTE (HHW) – All containers containing pesticides, herbicides, paints, solvents, turpentine and/or their residue. Household hazardous wastes are those materials found in the residential waste stream that would be regulated as hazardous wastes if they had been generated by industry. Additional examples of household hazardous waste include oil-based paint and other home maintenance products, pesticides, automotive fluids and hobby chemicals.

LARGE HOUSEHOLD FURNISHINGS – All large and/or bulky articles actually used in the home (other than major appliances) and which equip it for living (such as chairs, sofas, tables, beds, carpets, etc.).

MAJOR APPLIANCES – Any large and/or bulky household mechanism (such as a refrigerator, washer, dryer, stove, etc., sometimes referred to as “white goods”) ordinarily operated by gas or electric current.

PERSON – Any individual head of household, landlord, chief executive officer, owner, partner or manager of a commercial or industrial establishment or institution.

PLASTIC BAGS – Bags used to contain merchandise purchased in a grocery store or other retail store, or dry cleaning establishment, for the purpose of transportation to the home of the consumer.

PLASTIC CONTAINER – Any container made from any number of resins, including but not limited to high density polyethylene (HDPE) or polyethylene terephthalate (PET), including but not limited to a plastic bottle which previously contained beverage, detergent, bleach, antifreeze and/or a hair care product.

RECYCLABLES – Any solid waste or other material which is separated from the waste stream and held for its materials recycling or reuse value. Recyclables include but are not limited to paper, glass, metals, plastics and garden and yard waste.

REGULATED MEDICAL WASTE – Discarded substances including, but not limited to, infectious animal waste, human pathological waste, human blood and blood products, needles and syringes and cultures and stocks generated in research or health care.

RETAIL ESTABLISHMENT – Every vendor that sells lubricating oil at retail in quantities in excess of 1,000 gallons per year.

SERVICE ESTABLISHMENT – Any automobile service station, including gas only outlets or any other retail outlet and boat marina selling at least 500 gallons of lubricating oil annually and having an on-premises oil changing operation.

SOLID WASTE – All putrescible and nonputrescible solid wastes, including but not limited to materials or substances discarded or rejected as being spent, useless, worthless or in excess to the owners at the time of such discard or rejection, or are being accumulated, stored or physically, chemically or biologically treated prior to being discarded or rejected, having served their intended purpose, or as a manufacturing by-product, including but not limited to garbage, refuse, industrial, commercial and agricultural waste sludges from air or water pollution control facilities or water supply treatment facilities, rubbish, ashes, contained gaseous material, incinerator residue, demolition and construction debris and offal, but not including sewage and other highly diluted water-carried materials or substances and those in gaseous form, special nuclear or by-product material within the meaning of the Atomic Energy Act of 1954 as amended, or waste which appears on the list or satisfies the characteristics of hazardous waste promulgated by the Commissioner of Environmental Conservation.

SOLID WASTE MANAGEMENT PLAN – The solid waste management plan to be adopted by Putnam County pursuant to Title 1 of Article 27 of the Environmental Conservation Law.

SOURCE SEPARATION – The segregation of recyclable materials from the solid waste stream at the point of generation for separate collection, sale or other disposition.

SOURCE SEPARATION ORGANICS – Putrescible solid waste, including animal and vegetable material, collected separately from nonputrescible solid waste. Such waste includes, but is not limited to, food scraps, vegetable waste, fruit waste, grain waste, dairy waste, meat waste, fish waste, food contaminated paper and other compostable paper (such as pizza boxes, takeout containers, napkins and paper towels) and other biodegradable residuals.

TOWNS AND VILLAGES – Each of the towns and incorporated villages in Putnam County, together with any town or village solid waste disposal district.

USED OIL – All petroleum based lubricating oils which have, through use, been contaminated by physical or chemical impurities which have not been removed by subsequent refining.

VEHICULAR TIRES – Tires from cars, trucks and other vehicles and their casings.

Section 2.

Section 205-14(C)(2)(c) of the Code of Putnam County is hereby amended to read as follows:

- (c) Every retail establishment that sells over 1,000 gallons of motor oil per year, and every service establishment that sells over 500 gallons of motor oil per year shall be required to accept during the normal business hours of the establishment, at no additional charge, used motor oil in quantities not exceeding five gallons per day from any individual. This requirement does not apply if the used oil retention

facility is temporarily filled to capacity; and provided, further, that such establishment need only accept used oil that is uncontaminated and in screw-top, rigid, closed containers. In no event shall a used oil retention facility be allowed to remain at capacity for a period exceeding one week.

Section 3.

This local law shall take effect immediately.