Chapter 164. Solid Waste

Article I. General Provisions

§ 164-1. Purpose.

Pursuant to Sections 22a-220 and 7-148 of the Connecticut General Statutes, this chapter provides for the disposal of all Solid Wastes generated within the Town and for the separation, collection, depositing, disposal and removal of all Recyclables generated within the Town of Weston.

§ 164-2. Definitions.

The following words and terms when used in this chapter shall have the meanings ascribed thereto in this section, unless the context clearly indicates a different meaning:

ACCEPTABLE SOLID WASTE Solid Waste as set forth in Section 164-23 that may be deposited at the Transfer Station by Persons residing within the Town.

BOXBOARD Lightweight paperboard made from a variety of recovered fibers having sufficient folding properties and thickness to be used to manufacture folding or set-up boxes such as cereal boxes and shoe boxes. “Boxboard” does not include paperboard that has been treated with a wax or laminate coating nor any removable plastic liners.

CARDBOARD Corrugated boxes and similar corrugated and kraft paper materials which have a minimum of contamination by food or other material.

COLLECTOR Any Person who holds himself out for hire to collect Solid Waste from residential, business, commercial and other establishments within the Town, including any agents and employees of said Person.

COLORED LEDGER PAPER Uncoated, printed or unprinted colored ground-wood-free ledger, bond, writing, and other paper which has similar fiber and filler content.

CONSTRUCTION WASTE Solid Waste and portions thereof resulting from clearing, excavating, demolition, construction or reconstruction performed by any Person, firm or government agency on Residential Property located in the Town.

ELECTRONIC WASTE Solid Waste in the form of electronic products, including but not limited to computers, printers, televisions, monitors, fluorescent light bulbs, and small batteries.

GARBAGE Any animal or vegetable matter or product of the putrefaction or decomposition thereof which accumulates in the preparation of food and any offal or refuse of meats, fish, fowl, vegetables or spoiled foods and other refuse or waste subject to decay.

GLASS FOOD AND BEVERAGE CONTAINER A glass bottle or jar of any size or shape used to package food or beverage products suitable for human or animal consumption.
HAZARDOUS WASTE Any Solid Waste, except by-product material, source material, special nuclear material, as defined in C.G.S. § 22a-115, or scrap tires, which may pose a present or potential hazard to human health or the environment when improperly disposed of, treated, stored, transported, or otherwise managed, including: (1) hazardous waste identified in accordance with Section 3001 of the Federal Resource Conservation and Recovery Act of 1976 (42 U.S.C. § 6901 et seq.); (2) hazardous waste identified by regulation by the Connecticut Department of Energy and Environmental Protection; and (3) polychlorinated biphenyls in concentrations greater than 50 parts per million.

HDPE (HIGH-DENSITY POLYETHYLENE) CONTAINER A plastic container that, exclusive of closure or label, is composed of high density polyethylene with a density of 0.94 grams per cubic centimeter or greater, and has an ASTM Resin Identification Number of 2 as defined in ASTM D7611 Standard Practice for Coding Plastic Manufactured Articles for Resin Identification. “High density polyethylene container” does not include containers which contained motor oil, pesticides, herbicides or other hazardous substances.

HOUSATONIC RESOURCES RECOVERY AUTHORITY (“HRRA”) A regional resources recovery authority created pursuant to the provisions of Chapter 103b of the Connecticut General Statutes, of which the Town of Weston is a member municipality pursuant to the “Municipal Regional Solid Waste and Recycling System Agreement” between HRRA and the Town of Weston (“HRRA Agreement”).

HRRA FACILITY A transfer station or recycling facility holding permits from the State of Connecticut Department of Energy and Environmental Protection and operated pursuant to the “Regional Solid Waste and Recycling System Agreement” between Winters Bros. Transfer Stations of CT, LLC (n/k/a Oak Ridge Transfer Stations, LLC) and HRRA dated January 11, 2018, as amended from time to time (“Oak Ridge Agreement”), including but not limited to the Newtown, Ridgefield and Danbury Transfer Stations, the Danbury Recycling Facility and the Materials Recovery Facility as defined in the Oak Ridge Agreement.

METAL FOOD AND BEVERAGE CONTAINER An aluminum, bimetal, steel, tin-plated steel, or other metallic can, plate or tray of any size or shape used to package food or beverage products suitable for human or animal consumption.

NEWSPAPER Used or discarded newsprint which has a minimum of contamination by food or other material.

OFFICE PAPER Used or discarded high-grade white paper and manila paper, including but not limited to paper utilized for file folders, tab cards, writing, typing, printing, computer printing and photocopying, which is suitable for recycling and which has a minimum of contamination, excluding office paper generated by households.

PERSON Any individual, organization, corporation, trust, partnership, foundation, group, association, or establishment or any combination of them.

PET (POLYETHYLENE TEREPHTHALATE) CONTAINER A plastic container that, exclusive of closure or label, is composed of polyethylene terephthalate, a saturated thermoplastic polyester.
resin and has an ASTM Resin Identification Number of 1 as defined in ASTM D7611 Standard Practice for Coding Plastic Manufactured Articles for Resin Identification. “Polyethylene terephthalate container” does not include containers which held motor oil, pesticides, herbicides or other hazardous substances.

RECYCLABLES  Solid Waste designated for recycling pursuant to Section 22a-241b of the Connecticut General Statute and Section 22a-241b-1 of the Regulations of Connecticut State Agencies, as amended, and as set forth in Section 164-29 of this chapter, including Boxboard, Cardboard, Glass Food and Beverage Containers, HDPE Containers, leaves, Colored Ledger Paper, magazines, Metal Food and Beverage Containers, Newspaper, Office paper, PET Containers, Residential High-Grade White Paper, Scrap Metal, Storage Batteries and Waste Oil.

RECYCLE  To separate or divert an item or items from the Solid Waste stream for the purposes of processing them or causing them to be processed into a material product, including the production of compost, in order to provide for disposition of the item or items in a manner, other than incineration or landfilling, which will best protect the environment.


RESIDENTIAL HIGH-GRADE WHITE PAPER  Uncoated, printed or unprinted white groundwood-free ledger, bond, writing, and other paper that has similar fiber and filler content generated in a household setting.

RESIDENTIAL PROPERTY  Real estate located within the Town of Weston containing one or more dwelling units, excluding hospitals, institutions, motels and hotels.

SCRAP METAL  Used or discarded items which consist predominantly of ferrous metals, aluminum, brass, copper, lead, chromium, tin, nickel or alloys thereof, including but not limited to white goods, such as refrigerators, washers and dryers, and metal containers.

SELECTMEN  The Board of Selectmen of the Town of Weston.

SEPTIC WASTE  Solid Waste removed from sewers, septic tanks, cesspools and other devices used for the capture and treatment of putrefactive material.

SOLID WASTE  Solid, liquid, semisolid or contained gaseous material that is unwanted or discarded, including but not limited to Recyclables.

TOWN  The Town of Weston, including authorized officers, boards, commissions and agencies of the Town.

TRANSFER STATION  The Transfer Station operated by the Town of Weston located at 237 Godfrey Road East, Weston, CT 06883.

WASTE OIL  Crankcase oil that has been utilized in internal combustion engines.
§ 164-3. Disposal required.

A. All Solid Waste generated within the boundaries of the Town shall be disposed of safely and sanitarily in accordance with this Chapter.

B. Acceptable Solid Waste generated within the boundaries of the Town may be disposed of at the Transfer Station by Persons residing within the Town in accordance with this chapter. Collectors are prohibited from disposing any Solid Waste at the Transfer Station.

C. Solid Waste, as authorized by the Oak Ridge Agreement, generated within the boundaries of the Town may be disposed of by Collectors at an appropriate HRRA Facility.

D. Persons generating Solid Waste within the boundaries of the Town that is not acceptable for disposal at the Transfer Station shall dispose of such Solid Waste at an HRRA Facility or make provision for alternative means of disposal of such Solid Waste in accordance with this Chapter.

§ 164-4. Prohibited methods of disposal.

A. No Person shall bury Solid Waste upon public or private property within the boundaries of the Town.

B. No Person shall burn Solid Waste upon public or private property within the boundaries of the Town.

§ 164-5. Preparation of Solid Waste for collection.

Every Person who contracts with a Collector to collect and dispose of his or her Solid Waste shall assemble, box or bundle the Solid Waste in such a way that it will not be disseminated by wind or otherwise while awaiting collection.

§ 164-6. Use of Town Vehicles.

Town vehicles may be used to haul Solid Waste where public necessity requires it or to haul Solid Waste generated by Town government operations.

Article II. Permits

§ 164-7. When required.

A. It shall be unlawful for any Collector to collect or transport Solid Waste within the boundaries of the Town without first registering with HRRA.

B. It shall be unlawful for any Person residing within the Town to dispose of Solid Waste within the boundaries of the Town without first obtaining a permit from the Town to do so.

§ 164-8. Section Reserved for Future Use.
§164-9. HRRA Registration/Town Permits

A. HRRA Registration. Every Person desiring to engage in the business of collection of Solid Waste for a fee within the boundaries of the Town shall register with HRRA in the form and manner as required by HRRA.

B. Construction Waste Permits. Every Person residing within the Town desiring to transport and dispose of Construction Waste from Residential Property at the Transfer Station shall make written application to the Director of Public Works on a form provided for that purpose, setting forth the address of the property generating such Construction Waste and the name of the property owner. Such application shall also include a copy of the building permit issued by the Town authorizing the work resulting in such Construction Waste.

C. Residential Permits. Residential Permits for the disposal of Acceptable Solid Waste shall be provided by the Town to residents of the Town on an annual basis, without the need for application to the Town.

§ 164-10. Expiration; renewal.

A. HRRA Registration. HRRA registration by Collectors shall expire and be renewed as required by HRRA.

B. Construction Waste Permits. A Construction Waste Permit issued under this chapter shall be valid for the period of time as determined by the Director of Public Works that is necessary for the transportation and disposal of all Construction Waste associated with an approved building permit, unless such permit has been revoked in accordance with this chapter. Such period of time shall be expressly identified on the permit. The permit shall expire upon the expiration of such period of time unless the Director of Public Works has granted an extension of time in writing.

C. Residential Permits. A Residential Permit issued under this chapter shall be valid for the period of July 1 through June 30 of each year, unless such permit has been revoked in accordance with this chapter.

§ 164-11. Transferability.

All permits issued under this chapter shall be nontransferable.

§ 164-12. Permit Fees.

A. Permit fees shall be established or adjusted by the Board of Selectmen on an annual basis during the course of the budget approval process for the Town. The Board of Selectmen may further establish or adjust permit fees during the course of the fiscal year after holding a public hearing.

B. The permit fees adopted by the Board of Selectmen shall be available to the public in the Office of the First Selectman and at the Transfer Station.
C. Nonprofit organizations that collect Recyclables for fund-raising purposes shall be exempt from the fee provisions of this section.

§ 164-13. Hours of collection and delivery. A. Collectors shall collect Solid Waste within the boundaries of the Town between 6:00 a.m. and 6:30 p.m. Monday through Friday.

B. Residents may deliver Acceptable Solid Waste to the Transfer Station during the hours of operation that the Transfer Station is open to the public.

Article III. Vehicles and Equipment Used by Collectors/Obligations of Collector

§ 164-14. Equipment requirements.

A. Any Refuse, other than Garbage and other putrescible wastes, and/or Recyclables may be transported in nonwatertight vehicles when such vehicles are sufficiently covered to prevent the escape of materials being transported.

B. All vehicles used for transportation of Garbage or any type of putrescible wastes must be equipped with covered watertight metal containers, unless the vehicle itself is of closed construction on the bottom, front, rear and sides. The interior body of such closed construction vehicles shall have a watertight lining of metal on the entire bottom and on the front and sides, or the entire body shall be of metal, with a metal tailgate not less than 12 inches in height. All such vehicles shall be equipped with metal covers and/or loading doors constructed to prevent leakage, access of flies, or the scattering of contents. All covers, loading doors, and like openings on said vehicles and equipment shall be kept closed except when loading and unloading and except during portal-to-portal pickups on local streets between houses.

C. The two front doors of any vehicle used by a Collector to transport Solid Waste shall be clearly marked with the business name and address of such Collector and any other identification as reasonably required by HRRA and the HRRA Facility owner.

D. Equipment must be compatible with the efficient operation of the HRRA Facilities and shall be subject to the reasonable approval of the operator the HRRA Facilities.

E. Vehicles must be maintained in safe condition and in good repair.

F. Vehicles must be capable of mechanically dumping directly into the tipping floors of the HRRA Facilities and have a capacity of three (3) tons or more.

§ 164-15. Sanitary maintenance requirements.

All vehicles and equipment used by a Collector to transport Solid Waste shall be kept clean and sanitary at all times and shall meet the requirements of the Westport Weston Health District, the Department of Energy and Environmental Protection of the State of Connecticut, and all other applicable laws.

Collectors operating within the boundaries of the Town shall:

A. Comply with all applicable laws and regulations.

B. Be responsible for all costs relating to the delivery of Solid Waste to HRRA Facilities that are not acceptable to such facilities.

C. Provide to the Town, and to HRRA or the HRRA Facility owner, a suitable performance bond, letter of credit or cash security to insure the performance of its obligations under this chapter.

D Utilize only those routes designated by HRRA for reasonably direct access to HRRA Facilities, and shall avoid residential streets to the maximum extent possible.

E. Deliver Solid Waste only during the HRRA Facilities’ scheduled delivery days and hours unless modified in writing by HRRA or otherwise agreed upon in advance by the parties.

Article IV. Transfer Station Operation

§ 164-17. Designated Disposal Area

The Transfer Station shall be the area within the Town where Acceptable Solid Waste generated from Residential Property within the boundaries of the Town shall be disposed of in accordance with this chapter.

§ 164-18. Permit required for entry.

No Person or vehicle shall be admitted to the Transfer Station without first displaying a valid permit issued by the Town under Article III.

§ 164-19. Access to Transfer Station.

A. The vehicle entrance to the Transfer Station will be closed by a fence and gate, and said gate will be open only:

(1) When an authorized Town employee is on the premises, if deemed necessary by the Board of Selectmen.

(2) Between such hours as determined by the Board of Selectmen, as posted at the entrance to the Transfer Station.

B. Any unauthorized Person who enters or otherwise causes entry of a vehicle or other Persons at the Transfer Station in violation of any provision of these regulations will be prosecuted to the full extent of the law.

§ 164-20. Conformity with state statutes and regulations.
The Transfer Station will be operated in conformity with the applicable Connecticut General Statutes and regulations of the Department of Energy and Environmental Protection.

§ 164-21. Obedience to Transfer Station operator.

Residents must, when at the Transfer Station, obey the directions of the operator, or his or her agents, in unloading vehicles or otherwise using the premises.

§ 164-22. Material to be separated.

Separate sites will be maintained at the Transfer Station for the disposal of specified categories of material.


A. The following Solid Waste generated from Residential Property within the boundaries of the Town shall be accepted at the Transfer Station and shall be prepared and sorted by the Person generating such Solid Waste into the following categories:

   (1) Refuse, including Garbage, contained in plastic bags with securely sealed/tied openings.

   (2) Scrap Metal.

   (3) Bulky items, such as furniture, rugs, and similar nonmetallic items.

   (4) Tires.

   (5) Electronic Waste.

   (6) Recyclables.

   (7) Construction Waste, after permitting pursuant to Section 164-11 of this Code.

B. Hazardous Waste shall be accepted at the Transfer Station or other designated locations only on specific dates and times as authorized and noticed by the Board of Selectmen.


A. The following items shall not be accepted at the Transfer Station under any circumstances:

   (1) Solid Waste generated outside of the boundaries of the Town.

   (2) Solid Waste generated from non-residential properties.

   (3) Septic Waste.

B. The Board of Selectmen reserves the right to refuse to accept at the Transfer Station any of the Solid Waste defined in Section 164-23 at any time, without notice.
§ 164-25. Inspection of materials prior to disposal.

The Town may require that an attendant at the site personally inspect and approve each load of material before it is removed from the vehicle. Vehicles containing material not conforming to the above regulations will not be allowed access to the site.

Article V. Recycling

§ 164-26. Establishment of recycling program.

Pursuant to Section 22a-220 of the Connecticut General Statutes, there is established a Town Solid Waste recycling program with standards to effect the maximum level of recycling of Solid Waste and source separation.

§ 164-27. Administration.

The Board of Selectmen is vested with full powers to develop and operate a recycling program consistent with this chapter and the laws and regulations of the state. The Director of Public Works shall administer the recycling program and supervise the operation and coordination of the recycling program established by the Board of Selectmen.


The Board of Selectmen is authorized to promulgate regulations and instructions setting forth detailed procedures to be followed by residents, businesses and institutions, Collectors and others, to be binding upon all Persons within the Town.

§ 164-29. Separation of items to be recycled.

A. Each Person who generates Solid Waste within the boundaries of the Town shall separate from other Solid Waste the following Recyclables:

   (1) Boxboard;
   (2) Cardboard;
   (3) Colored ledger paper;
   (4) Glass food and beverage containers;
   (5) HDPE Plastic Food and Beverage Containers;
   (6) Leaves;
   (7) Magazines;
   (8) Metal food and beverage containers;
(9) Newspaper;
(10) Office paper;
(11) PET Plastic Food and Beverage Containers;
(12) Residential high-grade white paper
(13) Scrap metal;
(14) Storage batteries;
(15) Waste oil; and
(16) Such other items as may be designated by the Board of Selectmen.

B. The items set forth in Subsection A. above shall be separated for disposal at the Transfer Station in accordance with any effective Transfer Station policies and procedures.

§ 164-30. Collection of Recyclables.

A. Recyclables generated from Residential Property located within the boundaries of the Town shall be collected and may be received at the Transfer Station or other site designated by the Board of Selectmen.

B. Each owner, tenant and operator of property used for business, institutional and other nonresidential purposes, at such Person's expense, shall provide for the separation, collection and Recycling of Recyclables generated from properties other than Residential Property located within the boundaries of the Town. Such Recyclables shall not be accepted at the Transfer Station. Such Persons shall provide for the separation of such Recyclables through the use of one or more collection containers for Recyclables that are separate from the collection containers for other Solid Waste. Such owner, tenant and operator shall be jointly and severally liable to comply with this provision.

C. To assist the Town in monitoring the separation, collection, Recycling and sale of Recyclables generated from properties other than Residential Property within the boundaries of the Town, the Board of Selectmen may require such nonresidential generators to submit plans for such Recycling and periodic reports setting forth specified data relating to the amount and nature of items Recycled.

§ 164-31. Charge for recycling services.

The Town, by action of its Board of Selectmen, may levy a charge for the collection and/or receipt and/or processing of Solid Waste brought to the Transfer Station for Recycling.

§ 164-32. Scavenging prohibited.
It shall be a violation of this chapter for any Person not authorized by the Town to collect or pick up, or cause to be collected or picked up, any Recyclables which have been set aside for collection.

**Article VI. Enforcement**

§ 164-33. Collector Assistance Regarding Recycling Violations

A. The Board of Selectmen shall, by mail, give notice of this chapter and any regulations promulgated hereunder for the collection, hauling, processing and marketing of items required to be Recycled to all permitted Collectors.

B. After receipt of such notice, any Collector who has reason to believe that a Person from whom it has collected Solid Waste has discarded Recyclables with such Solid Waste shall promptly notify the Director of Public Works.

C. Upon request by the Director of Public Works, a Collector shall provide a warning notice, by tag or other means, to any Person suspected of violating the separation requirements of this Chapter.

D. Each Collector shall also notify the Director of Public Works of any Person depositing for collection significant quantities of Recyclables mixed with Solid Waste which are delivered to the Transfer Station by such collector and detected by the operator of the Transfer Station.

§ 164-34. Duties of Transfer Station Operator.

A. The operator of the Transfer Station who has reason to believe, upon visual inspection, that a load of Solid Waste which is delivered to the facility contains significant quantities of Recyclables is required to provide prompt notification of such belief to the driver of the vehicles delivering the load and to the Director of Public Works.

B. The operator of the Transfer Station shall conduct unannounced inspections of loads delivered to such facility.

§ 164-35. Penalties for Offenses.

A. Any Collector who dumps more than one cubic foot in volume of Solid Waste at one time in an area within the Town shall be fined $1,000 for each offense.

B. Any Collector who knowingly mixes Solid Waste with Recyclables shall be fined $1,000 for each offense.

C. Any Collector who violates the enforcement assistance requirements under Section 164-33 shall be fined $1,000 for each offense.

D. Any Person who dumps (1) more than one cubic foot in volume of Solid Waste at one time in a Solid Waste or Refuse collection container without the authorization of the owner of such container
or (2) any material into a recycling collection container used to collect another type of material for purposes of disposal by a Collector shall be fined $1,000 for each offense.

E. Any Person who violates the separation requirements under Section 164-29 shall be fined $1,000 for each offense.

F. Any Person who otherwise violates any provisions of this chapter shall be fined $250 for each offense.

G. Subsequent violations by the same Person or Collector shall result in the revocation of any license or permit issued under the provisions of this chapter.

H. Each violation of this chapter or of regulations and instructions promulgated pursuant to this chapter shall be a separate violation.

I. This chapter and any regulations and instructions promulgated pursuant to this chapter may be enforced by citations issued by the Director of Public Works, or his or her designee, or Police Department pursuant to Chapter 39 of this Code.

Adopted by the Board of Selectmen: 6/18/20