(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlinings to indicate new matter.

County
City
Town of Worcester

Local Law No. of the year 1887

A local law...Local Law to Regulate the Disposal of Garbage and Rubbish

Be it enacted by the Town Board of the
County
City of Worcester, Otsego County, New York as follows:

Section 1 Definitions

The term "person" as used in this local law shall include an individual, society, club, organization, firm, partnership, corporation or association of persons, and the singular number shall include the plural number.

The term "rubbish" as used in this local law shall include waste material, tin cans, ashes, cinders, glass, pottery and oil discarded substances of a solid and incombustible nature.

The term "garbage" as used in this local law shall include waste food, papers, dead animals or parts thereof, and all waste or discarded wood, lumber or vegetable matter of any kind, or any other matter which shall be inflammable or capable of decay or fermentation.

Section 2 Site

The premises used by the Town of Worcester, situated off Hollenbeck Road, commonly known as the Town of Worcester Landfill.

The above land is hereby designated as the dumping ground of the Town of Worcester for garbage, rubbish, vehicles, and large articles by the residents of the Town, subject to the provisions of this local law. The regulations herein contained shall also apply to any other lands hereafter acquired, purchased or leased by the Town of Worcester for the purpose of disposal of garbage, rubbish, vehicles, and large articles.

Section 3 Restrictions of Use: Garbage and Rubbish

No person shall dump or leave upon the premises mentioned in Section 2 of this local law, any refuse which creates or may thereafter create a nuisance of any kind, or which shall be or may become dangerous to human or animal life.

(If additional space is needed, please attach sheets of the same size as this and number each)
LOCAL LAW TO REGULATE THE DISPOSAL OF GARBAGE AND RUBBISH

TOWN OF WORCESTER

DATE: ____________

SECTION 1 DEFINITIONS

The term "person" as used in this local law shall include an individual, society, club, organization, firm, partnership, corporation or association of persons, and the singular number shall include the plural number.

The term "rubbish" as used in this local law shall include waste metal, tin cans, ashes, cinders, glass, pottery and oil discarded substances of a solid and incombustible nature.

The term "garbage" as used in this local law shall include waste food, papers, dead animals or parts thereof, and all waste or discarded wood, lumber or vegetable matter of any kind, or any other matter which shall be inflammable or capable of decay or fermentation.

SECTION 2 SITE

The premises used by the Town of Worcester, situated off Hollenbeck Road, commonly known as the Town of Worcester Landfill.

The above land is hereby designated as the dumping ground of the Town of Worcester for garbage, rubbish, vehicles, and large articles by the residents of the town, subject to the provisions of this local law. The regulations herein contained shall also apply to any other lands hereafter acquired, purchased or leased by the Town of Worcester for the purpose of disposal of garbage, rubbish, vehicles, and large articles.

SECTION 3 RESTRICTIONS OF USE: GARBAGE AND RUBBISH

No person shall dump or leave upon the premises mentioned in Section 2 of this local law, any refuse which creates or may thereafter create a nuisance of any kind, or which shall be or may become dangerous to human or animal life.

SECTION 4 RESTRICTIONS OF USE: RESIDENTS ONLY

(a) Only persons who reside in or who are taxpayers of, or who conduct an established business in the Town of Worcester, upon acquisition of a landfill permit from the Town Clerk (no fee required), shall deposit any rubbish or garbage of any kind, on the premises herein designated for that purpose.
SECTION 4  RESTRICTIONS OF USE: RESIDENTS ONLY  (cont'd)

(b) No person shall deposit or cause to be deposited on the premises herein designated as the dumping ground, any material, garbage, rubbish, or other articles which originated or was collected from outside the Town of Worcester.

SECTION 5  MANNER OF USE

No person shall deposit or cause to be deposited any substance of any kind on the dumping ground herein designated, except at the places and in the manner directed by a sign or signs erected upon the premises or by the person in charge of the premises under authority of the Town Board whether such directions are given personally, or by another person by this authority.

SECTION 5A  DUMPING

No person as defined in Section 1 of said local law and no municipality, excepting the Town of Worcester, no matter where situated, by lease, contract or otherwise, shall use any lands or property, except the lands described in Section 2 of this local law, whether they be private or public, within the Town of Worcester as a refuse area, rubbish area, dump, dumping grounds, sanitary landfill, incinerator, burn plants, or any other similar operation without first obtaining the consent or approval of the Town Board and approval must be pursuant to a written resolution passed by said Board and any violation of this section shall be governed by Section 6 of said local law.

SECTION 6  PENALTIES

(a) Any person violating any of the provisions of this local law shall be guilty of a violation, and upon conviction thereof shall be punishable by a fine, established by the Town Court, for each offense, or by imprisonment in the county jail for a period not to exceed THIRTY days; or by both such fine or imprisonment; and upon failure to pay any such fine, to be imprisoned in the county jail until such fine be paid, not to exceed one day for each dollar of the fine imposed.

(b) In addition to the above provided penalties and punishment, the Town Board may also maintain an action or proceeding in the name of the Town in a court of competent jurisdiction to compel compliance with or to restrain by injunction the violation of this local law.
SECTION 7  REVOCATION OF PRIVILEGE

Any person, who or whose servants, agents, members, employees or officers shall be convicted of violation hereof may thereafter be denied the use of such dumping ground either temporarily or permanently by the officer or employee in charge thereof or by resolution of the Town Board.

SECTION 8  SAVING CLAUSE

If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION 9  REPEAL OF PRIOR LOCAL LAWS

All local laws or parts of local laws of the Town of Worcester inconsistent with the provisions of this local law are hereby repealed; provided, however that such repeal shall be only to the extent of such inconsistency and in all other respects this local law shall be in addition to the other local laws regulating and governing the subject matter covered by this local law.

SECTION 10  EFFECTIVE DATE

This local law shall take effect ten (10) days after publication and posting by the Town Clerk.

BY ORDER OF THE TOWN BOARD OF
THE TOWN OF WORCESTER

TOWN CLERK