

ARTICLE R 17

SECTION R 17.01 FRUITLAND TOWNSHIP TRANSFER STATION AND RECYCLING CENTER ORDINANCE

AN ORDINANCE TO REGULATE THE DISPOSAL OF CERTAIN MATERIALS AT ANY FRUITLAND TOWNSHIP TRANSFER STATION AND RECYCLING CENTER

SECTION R 17.02 TITLE AND AUTHORITY

This ordinance shall be referred to as "Fruitland Township Transfer Station and Recycling Center Ordinance: (hereinafter "Ordinance").

SECTION R 17.03 DEFINITIONS

"ATTENDANT" shall mean a person appointed by the Township Board of Trustees to manage the disposal of municipal solid waste and recyclable materials at any Transfer Station or Recycling Center.

"MUNICIPAL SOLID WASTE" shall mean all solid wastes including garbage, rubbish and other non-recyclable material.

"PERSON" shall mean any individual, corporation, partnership or any other entity recognized by the laws of the State of Michigan or by the United States of America.

"RECYCLING CENTER" shall mean any area of land owned or utilized by the Township for the disposal of recyclable materials to be recycled.

"RECYCLABLE MATERIALS" shall mean any material deemed as such and published by the Township Board of Trustees from time to time.

"REFUSE" shall mean municipal solid waste, recyclable materials and yard waste.

"TOWNSHIP" shall mean Fruitland Township, a general law township located in Muskegon County, State of Michigan.

"TRANSFER STATION" shall mean any area of land owned or utilized by the Township, presently or at any time in the future, which is designated for the disposal of municipal solid waste, recyclable material and/or yard waste and attended by an Attendant employed by the Township.

"YARD WASTE" shall mean grass clippings, hedge clippings, yard vegetation, sod without dirt, twigs and brush (less than 4" in diameter) and leaves.

SECTION R 17.04 PURPOSE

The purpose of this Ordinance is to ensure efficient and economical disposal of Municipal Solid Waste, Recyclable Materials and Yard Waste generated in the Fruitland Township and to provide of a mechanism for the payment for such disposal.

SECTION R 17.05 POLICIES

- A. Hours of Operation: Transfer Station and Recycling Centers shall be open during such times as determined by the Fruitland Township Board of Trustees and as published by the Township from time to time. Hours of operation shall be posted on the access gate to any Transfer Station. No Refuse shall be disposed at any Transfer Station or Recycling Centers except during hours of operation. Any person leaving Refuse at any Transfer Station or Recycling Center entrance or when any such facility is closed shall also be deemed a violation of this ordinance.

- B. Holidays: Transfer Stations shall be closed on the following holidays: New Year's Eve Day, New Year's Day, Martin Luther King Day, Presidents Day, Good Friday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veteran's Day, Thanksgiving Day, Day Following Thanksgiving, Christmas Eve Day and Christmas Day.

- C. No Refuse shall be placed in, at or upon any Transfer Station or Recycling Center unless it has been generated from within the geographical limits of Fruitland Township.

- E. No Person shall deposit any amount of prohibited items at any Transfer Station or Recycling Center. The Township Board of Trustees may promulgate and publish from time to time a list of prohibited items (in addition to the prohibited items set forth herein) which shall be unlawful to deposit at any Transfer Station or Recycling Center and such list shall be posted on the Township's website and made available at any Transfer Station and Recycling Center. A list of all prohibited items shall be posted on the Township's Website at www.fruitlandtwp.org and be available for review at the Township Hall, Transfer Station or Recycling Center.

- F. Disposing of Refuse can be a dangerous job. Splinters from wood, broken glass, rusting scrap metal, sharp objects, etc. are potentially dangerous and shall be handled with care. No person shall loiter in the vicinity of any disposal equipment and/or compactor while in operation. All persons using any Transfer Station or Recycling Center shall follow the directions of the Attendant and adhere to the following safety procedures:
 - 1. All persons shall wear appropriate footwear while on site. Bare feet are absolutely prohibited.
 - 2. All children (under the age of 16) shall be accompanied by an adult.
 - 3. No person is allowed to enter any prohibited, restricted or closed area, within the Transfer Station or climb onto any drop off container or wall.
 - 4. Vehicles within any Transfer Station or Recycling Center shall be limited to a maximum speed of 10 miles per hour.
 - 5. Removal of items from the Transfer Station or Recycling Center "dump picking" is prohibited.
 - 6. Persons entering any Transfer Station do so at their own risk.

SECTION R 17.06 TRANSFER STATION PUNCH CARDS AND FEE SCHEDULE

- A. No Refuse shall be disposed of at any Transfer Station or Recycling Center unless a Fruitland Township Punch Card is first displayed to the Attendant in amounts sufficient to cover the cost of disposal.
- B. Punch Cards can be purchased at any Transfer Station or Recycling Center while in operation or at the Township Hall located at 4545 Nestrom Road during normal business hours and are used to make payment for the disposal of Refuse at any Transfer Station or Recycling Center.
- C. Payment for the purchase of any Punch Card at any Transfer Station or Recycling Center must be made by way of cash, personal check or bank draft. Failure to present a Punch Card for payment of the disposal of Refuse shall be a violation of this ordinance.
- D. Refuse disposal Fees shall be approved and published by the Township Board of Trustees from time to time and shall be posted on the Township’s website at www.fruitlandtwp.org and available for review at the Township Hall, Transfer Station or Recycling Center.

SECTION R 17.07 DISPOSAL PROCEDURES

- A. No Refuse shall be disposed of without first obtaining the approval of the Transfer Station or Recycling Center Attendant. Failure to dispose of any Refuse at any Transfer Station Recycling Center without the Attendant’s authorization shall be deemed a violation of this Ordinance.
- B. All Refuse shall be disposed of at the designated area as directed by the Attendant.

SECTION R 17.08 RECYCLING

Recyclable Materials may be disposed of at any Transfer Station or Recycling Center as directed by the Attendant. The cost for disposal of Recyclable Materials shall be approved and published by the Township Board of Trustees from time to time and payment for disposal shall be made by Punch Card. In the general sense, Recyclable materials include glass, paper, plastic and metal. The specific policies regarding the disposal of Recyclable materials may be found at the Township Website at www.fruitlandtwp.org and are also available for review at any Transfer Station, Recycling Center or the Township Hall.

SECTION R 17.09 YARD WASTE

These items may be disposed of as directed by the Attendant.

SECTION R 17.10 UNACCEPTABLE MATERIALS

The following materials will not be accepted at any Transfer Station or Recycling Center:

- 1. Refrigerators, freezers or air conditioners.
- 2. Industrial waste, household hazardous waste, asbestos, medical and veterinarian waste.

3. Liquids of any kind.
4. Hazardous material.
5. Dead animals or carcasses of any kind.
6. Stumps.
7. Brush and small branches greater than 4 inches in diameter.
8. Solid fill, including brick and concrete demolition debris.
9. Junk cars, engines, chassis, transmissions, axles, etc.
10. Propane tanks larger than 20 lb. capacity.
11. Acetylene and oxygen tanks.
12. Any refuse which in the opinion of the Attendant constitutes a serious hazard to other users, to the property of the Town or to the operation of the property of the Township, or to the operation of the Transfer Station.

SECTION R 17.11 PENALTIES FOR VIOLATION

Any person, firm or corporation who violates a provision of this Ordinance or any person who knowingly or intentionally aids or abets another person in violation of this Ordinance, shall be responsible for a as a municipal civil infraction and subject to fines as adopted by the Fruitland township Board of Trustees and as published by the Township from time to time.

SECTION R 17.12 SEVERABILITY

The invalidity of any provision of this regulation shall neither affect the validity of any other provision hereof, nor the validity of the regulation as a whole.

SECTION R 17.13 EFFECTIVE DATE

This Ordinance shall take effect thirty (30) days after the date of publication.

ADOPTED: DECEMBER 16, 2013
PUBLISHED: DECEMBER 22, 2013
EFFECTIVE: JANUARY 21, 2014

ADOPTED: NOVEMBER 16, 2020
PUBLISHED: DECEMBER 6, 2020
EFFECTIVE: JANUARY 5, 2021