Boston
Martin J. Walsh, Mayor

NOTICE TO BOSTON COMMERCIAL SOLID WASTE HAULERS
Permit Requirements for Waste Haulers

Dear Commercial Solid Waste Hauler,

This notice is to advise you of the requirements for receiving your permit to remove and transport rubbish in Boston. **Your 2015 permit will expire on March 31, 2016.** To renew it, you must submit the following materials by April 1, 2016:

- The completed ***Application for Permit for Removing or Transporting of Rubbish through the streets of Boston***, enclosed, along with the appropriate registration fee;
- The registration number of each truck on each application;
- The signed ***Waste Haulers Affidavit*** certifying compliance with the City of Boston ordinance CBC 7-13.8, "Recycling Requirements for Waste Hauler," enclosed; and,
- The completed ***Commercial Waste Hauler Recycling Data Report***, enclosed, which must contain the following information:
    1) The total number of commercial customers in Boston;
    2) The number and total percentage of Boston customers that utilize the hauler's recycling service;
    3) The total amount of solid waste tonnage collected and the total amount of recyclables collected from Boston customers;
    4) A description of the hauler's education materials related to recycling services.

If you are unable to offer recycling services to all commercial customers pursuant to ordinance CBC 7-13.8, you may choose to petition the Public Works Department to approve an alternative procedure for offering recycling services. This may include establishing a partnership with another hauler to offer recycling services to commercial customers.

Please complete these three documents along with an email address and contact info, and submit them by April 1, 2016 to: Luzia Cardoso, Waste Reduction, Boston Public Works Department, Rm 219, Boston, Ma 02118

Very truly yours,

Robert DeRosa
Superintendent of Waste Reduction

PUBLIC WORKS DEPARTMENT / Boston City Hall / 1 City Hall Sq. Rm. 714, 02201-2024
Michael D. Dennehy, Interim Commissioner of Public Works
617-635-4900 Fax 617-635-7499

PRINTED ON RECYCLED PAPER

Decal No.
Permit No.

PUBLIC WORKS DEPARTMENT – CITY OF BOSTON

Date Issue:

714 CITY HALL

Application for the Removing or Transporting of Rubbish through the of streets Boston

Full Name of Applicant: _____
Name Telephone

Place of Business: _____
Number Street City

Mailing Address: _____
Number Street City

Massachusetts Registration Number: _____ **/ Email:** _____

THE ABOVE TO FILLED OUT BY APPLICANT

In accordance with the provisions of Ordinances of 1982. Chapter 11. Clause [282]. I hereby respectfully submit this request for registration with the Public Works Department for the purpose of removing or transporting rubbish through the streets of Boston. The required registration fee of $200.00 is deposited herewith. And I agree also to comply with the rules and regulations or the Public Works Department relative to such removal or transporting of rubbish.

I submit herewith a list of customers to be served with the estimated quantity of rubbish to be taken per week. No change in this list will be permitted without the written permission of the Commissioner of Public Works.

This permit is subject to the following conditions: That the statutes and ordinances and the specifications of the Public Works Department be conformed to: that the permit may be revoked at any time by the Commissioner of Public Works: that the violation of any of its specifications will work an immediate revocation thereof: that the permittee shall permitted or by reason of any act or neglect of himself or any of his employees relating to such work, or by reason of any violation of any specification herein, and that the permit decal shall be attached to the vehicle used in such removal.

ALL APPLICANTS FOR REGISTRATION MUST ANSWER THE FOLLOWING QUESTIONS:

1. **Location at which rubbish disposal is to be made** _____
Number Street City

2. **Signature of owner or operator of premises at which rubbish disposal is to be made:**

_____
Signature Address

3. **Purpose for which material collected is to be used.** **Is material to be landfilled or incinerator?**

To be sold? _____ **or recycled?** _____ **If so where?** _____

4. **Capacity of vehicle** _____ 5. **Type of vehicle** _____ 6. **Contractors Truck No.** _____

7. **Average quantity to be hauled daily** _____ 8. **Number of trips daily** _____

VEHICLE APPROVED:

_____
Inspector

_____
Signature of Applicant

_____
Street address of Applicant

Commissioner of Public Works:

_____
City or Town of Applicant

By: _____ **Date:** _____
Division Engineer

Warning

1. Vehicles used must be totally enclosed to prevent littering of streets. 2. The permit will be revoked if your list of customers is not kept up to date. 3. The permit is not transferable

COMMERCIAL WASTE HAULER RECYCLING DATA REPORT
CITY OF BOSTON, PUBLIC WORKS

Please complete and submit to:
Ms. Luzia Cardoso
Waste Reduction
Boston Public Works Department
Room 219
Boston, MA 02118

Company Name:	*Please fill in the fields below.*
Report number:	
Date Submitted:	
Total number of commercial customers:	
No. of customers who use recycling services:	
Description of recycling services offered:	
Description of education and outreach methods:	
Boston Solid Waste Tons collected in CY 2015:	
Boston Recycling Tons collected in CY 2015:	

Affidavit for Commercial Waste Haulers: Provision of Recycling Services

I _____, am an authorized agent on behalf of _____, of _____, County of _____, State of _____, and do hereby certify, swear or affirm, and declare that I am competent and authorized to give the following declaration based on my personal knowledge, unless otherwise stated, and that the following facts and things are true and correct to the best of my knowledge:

_____ is in compliance with the City of Boston Ordinance CBC Chapter XII section 7-13.8 Commercial Recycling Requirements for Waste Haulers.

_____ provides all of their commercial solid waste customers the services of collection and transportation of recyclables to a Materials Recovery Facility (MRF.)

Signed under the pains and penalties of perjury this ___ day of _____ 20__.

_____
Signature

_____
Company

CITY OF BOSTON

IN THE YEAR TWO THOUSAND EIGHT

AN ORDINANCE REGARDING RECYCLING REQUIREMENTS FOR WASTE HAULERS

WHEREAS, Massachusetts has enacted the Massachusetts Waste Ban, 310 CMR 19, which requires certain materials, such as glass, plastics and paper, to be recycled. In order to comply with the Waste Ban, the City of Boston provides residents with free recycling bins and curbside recycling pick-up. However, businesses located in Boston, must enter into private contracts with haulers in order to recycle; and,

WHEREAS, The Waste Ban requires businesses to recycle materials, such as paper, glass bottles, and cardboard; however, the Waste Ban is difficult to enforce against businesses. The Waste Ban is primarily aimed at solid waste facilities and prevents facilities from accepting recyclable materials. It is the hauler, not the business that transports the materials to said facilities. Businesses have little incentive to contract with a hauler to have their recycling picked-up; and,

WHEREAS, In order to ensure compliance with the Waste Ban, the solid waste haulers need to offer more recycling collection to businesses. This would encourage businesses to separate recyclable materials from solid waste; *NOW, THEREFORE*

Be it ordained by the City Council of Boston, as follows:

CBC Chapter XII is hereby amended by appending the following:

7-13.8.1 *Commercial Recycling Requirements for Waste Haulers*

7-13.8.2 *Purpose*

It is the intent of this section to maintain and expand Boston's recycling initiative by ensuring that all businesses have access to recycling programs. Requiring haulers to offer recycling to commercial businesses will increase accountability for solid waste disposal. This will result in increased compliance with the Massachusetts Waste Ban by haulers and businesses and a reduction of unnecessary disposal of usable raw materials.

7-13.8.3 *Definitions*

When used in this section only, unless a contrary intention clearly appears, the following terms shall have the following meanings:

Commissioner means the Commissioner of Public Works of the City of Boston, or such person as said Commissioner may delegate.

Hauler means any public or private solid waste collector.

Recyclables means materials that are restricted from disposal and transfer for disposal at solid waste facilities in Massachusetts pursuant to 310 CMR 19.017. These Waste Ban items include: leaf and yard waste, tires, white goods, metal, glass and plastic containers, paper and cathode ray tubes, asphalt pavement, brick, concrete, metal, wood.

7-13.8.4 *Permitted Haulers to Comply*

As a precondition to receiving a permit from the Commissioner pursuant to CBC 23-1, all haulers shall offer all commercial solid waste customers the services of collecting and properly disposing of recyclables. The Commissioner shall require all haulers to sign an affidavit certifying that they are in compliance with this section as a condition of said permitting application process.

7-13.8.5 *Alternative Procedure*

If any hauler affected by this section is unable to offer recycling services to all commercial customers, said hauler may, in the alternative, petition the Commissioner to approve an alternative procedure for offering recyclable services. The Commissioner shall have the discretion to grant a permit pursuant to CBC 23-1 upon determining that the hauler is unable to comply with subsection 7-13.8.4 and said hauler has established an adequate alternate recycling service procedure, including but not limited to, establishing a partnership with another hauler to offer recycling services to commercial customers.

7-13.8.6 *Education*

a. All haulers affected by this section shall provide its commercial customers with informational materials detailing its recycling services and educational materials regarding recycling.
b. Upon filing for an initial or renewal hauler permit, all haulers affected by this section shall provide the Commissioner with an annual report that contains the following information for the preceding fiscal year: (i) the total number of commercial customers; (ii) the number and total percentage of commercial customers that utilize the hauler's recycling service; (iii) the total amount of solid waste tonnage collected and the total amount of recyclables collected; and (iv) a description of its customer education materials related to recycling services.

7-13.8.7 *Enforcement*

The Commissioner shall enforce the provisions of this chapter and shall have the authority to issue regulations for the purpose of enforcement.

7-13.8.6 *Penalties*

Failure to offer recycling services under 7-13.8.5, failure to obtain alternate procedure approval from the Commissioner under 7-13.8.5, or failure to comply with the education requirements in

7-13.8.6 shall result in a $150.00 fine for the first violation, $300.00 for the second violation, and on a third violation the hauler's permit will be revoked by the Commissioner. A hauler may appeal to the Commissioner to have the permit re-issued and the Commissioner shall re-issue said permit once the hauler provides sufficient proof that it is in compliance with the provisions of this section. Nothing in this section shall interfere with the Commissioner's authority to suspend or revoke a permit for any other reason allowed by law.

7-13.8.7 *Severability*

If any provision of these sections or the application of these sections to any person or circumstance shall be held invalid by a court of competent jurisdiction, the validity of the remainder of these sections and the applicability of such sections to other persons or circumstance shall not be affected thereby.

7-13.8.8 *Implementation*

The provisions of these sections shall be effective March 1, 2009.