

TOWN OF NEW PORTLAND SLUDGE AND SEPTAGE CONTROL ORDINANCE

SECTION I AUTHORITY:

This Ordinance is adopted pursuant to Article VIII of the Maine Constitution and Title 30-A M.R.S.A., Section 3001 and shall be known and may be cited as the "Sludge and Septage Control Ordinance of the Town of New Portland."

SECTION II PURPOSE:

The purpose of this Ordinance is to promote the health, safety, and general welfare of the residents of the Town through the regulation and control of the disposal of certain waste materials.

SECTION III CONFLICT:

The Ordinance shall be construed to repeal and supersede any provisions of any other ordinances currently in effect which are in conflict with the provisions contained herein.

SECTION IV DEFINITIONS:

For the purpose of the Ordinance, certain terms and words are hereby defined as follows:

- A. Sludge - The semi-solid or liquid residual generated from a municipal, commercial, or industrial wastewater treatment plant.
- B. Stabilized Sludge - Liquid or dewatered sludge containing pathogens from a municipal, commercial, or industrial wastewater treatment plant that has been treated by at least P.S.R.P.
- C. Septage - Waste, refuse, effluent, sludge and any other materials from septic tanks, cesspools, or any other similar facilities.
- D. P.S.R.P. - A Process to Significantly Reduce Pathogens.
- E. Pathogen - An organism, chiefly a microorganism, including viruses, bacteria, fungi, and all forms of animal parasites and protozoa, capable or producing an infection or disease in a susceptible host.

SECTION V PROHIBITION:

No municipal, commercial, or industrial wastewater treatment plan sludge or septage may be stockpiled or spread in the Town of New Portland.

SECTION VI QUALIFICATION:

Notwithstanding any other provision contained herein, stabilized sludge generated by the Town of New Portland by processed, handled, or spread in conformance with Maine Department of Environmental Protection's "Rules for land application of Sludge and Residuals", in existence at the time of adoption of this Ordinance, and as may be from time to time amended in the future.

SECTION VII VIOLATIONS:

The Board of Selectmen, on notification by the Code Enforcement Office, shall institute or cause to be instituted, in the name of the Town, any and all actions, legal and equitable, that may be appropriate or necessary for the enforcement of this ordinance. This regulation, however, shall not prevent any person entitled to equitable relief from enjoining any act contrary to the provisions of this Ordinance.

SECTION VIII PENALTY:

Any person, firm, or corporation, who violates any of the provisions of this Ordinance, or who fails to conform to any of the provisions thereof, shall be punished by a fine of not less than \$100 and not more than \$2,500. Each day such violation or failure to comply is allowed to exist, after notification by the Code Enforcement Office, shall constitute a separate offense.

A TRUE ORIGINAL:

ATTEST: _____

Town Clerk