

**Chapter 63**  
**Solid Waste and Recyclable Collection**

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**Article I**  
**Definitions**

**§ 63-10. Definitions.**

As used in this Chapter, the following terms shall have the meaning indicated.

1. **BULK SOLID WASTE** - Large items of solid waste, including, but not limited to, appliances, furniture, mattresses, carpeting, mowers, etc., which cannot be handled by normal weekly municipal waste collection.
2. **COMMERCIAL/INDUSTRIAL** – Any non-residential building or establishment, including but not limited to, those used for manufacturing, retail, wholesale, dining, offices, professional services, shipping and receiving areas and cafeterias. Home businesses which generate more than 90 gallons of solid waste per week and multi-family dwellings containing more than four (4) units are considered commercial/industrial properties for the purposes of this Chapter.
3. **COMMISSIONERS** – The Board of Commissioners for The Town of Thurmont, including the Mayor.
4. **HAZARDOUS MATERIALS** – Any substance regulated as a hazardous material under Title 49 of the [Code of Federal Regulations](#).
5. **RECYCLABLE MATERIAL** – Includes, but is not limited to, paper, glass, metals, plastics, cardboard and yard waste and those materials that:
  - a. Would otherwise become solid waste for disposal in a refuse disposal system;
  - b. May be collected, separated or processed and returned to the marketplace in the form of raw materials or products or reused by the generator or other entity; and
  - c. Is designated by the Frederick County Office of Recycling as recyclable.
6. **SOLID WASTE** - All solid and semisolid wastes, generated in or upon, related to the occupancy of, remaining in or emanating from residential or commercial/industrial premises, including garbage, trash, refuse, paper, rubbish, ashes, industrial wastes, demolition and construction wastes, discarded home appliances, white goods, bulk solid waste, yard waste, recyclable material, manure, vegetable or animal solid or semisolid wastes, and other solid and semisolid wastes excluding liquid wastes and abandoned vehicles; provided, however, that "solid waste" shall not include hazardous material.
7. **TOWN** – Town of Thurmont.

8. **WHITE GOODS** - Includes, but is not limited to, refrigerators, freezers, stoves, washing machines, clothes dryers, dishwashers, trash compactors, air conditioners, ovens, hot-water heaters, furnaces, wood stoves, sinks and bathtubs.
  
9. **YARD WASTE** - Any organic material normally generated in the maintenance of gardens, yards, lawns, or landscaped areas, whether residential, commercial or public, including leaves, grass clippings, plants, shrubs, pruning and trimmings no greater than 4 feet in length and no greater than 6 inches in diameter. Yard waste does not include other tree waste, land clearing debris, waste pavement, soil or any edible product from any garden, yard, lawn or landscaped area.

**Article II**  
**Purpose**

**§ 63-20. Purpose.**

1. The purpose of this Chapter is to enable the Town to provide to its residents solid waste collection services that:
  - a. Are efficient and cost-effective, thus minimizing the tax burden to the residents for this service;
  - b. Can be conducted safely and with no adverse impact on the health and well-being of the residents and municipal employees or contractors; and
  - c. Prevent the production of litter, unsanitary conditions and health hazards within the Town.

**§ 63-21. Places to be served.**

1. The Commissioners may make provision by contract or otherwise, as circumstances may require, for the collection and disposal at least once weekly, of solid waste generated from all single-family and duplex dwelling units within the Town limits, subject to the conditions and requirements of this Chapter.
2. All commercial/industrial properties must separately provide or contract for the collection and disposal of solid waste generated within their properties. However they are subject to the requirements of this Chapter where such requirements are not specifically limited to residential properties.

**Article III  
Recycling**

**§ 63-30. Mandatory recycling.**

1. It shall be mandatory for all residents of properties within the Town limits to recycle all recyclable material either by curbside recycling, if available, or drop-off at an appropriate recycling site including, but not limited to:
  - a. Corrugated cardboard;
  - b. Newspaper and mixed paper;
  - c. Metal cans, glass bottles and jars, and plastic bottles;
  - d. Grass clippings and leaves; and
  - e. Any other items designated by [Frederick County Office of Recycling](#) as accepted for recycling.
2. The above designated, recyclables may not be combined with other solid waste.
3. Violation of this Section is declared a municipal infraction. The penalty for violation shall be a fine of:
  - a. \$50.00 for the first offense;
  - b. \$100.00 for the second offense;
  - c. \$250.00 for the third offense; and
  - d. \$500.00 for the fourth and subsequent offense.

**§ 63-31. Residential recycling policy.**

1. For curbside recycling, all recyclable material shall be placed for collection securely to ensure that it will not be windblown or distributed in the public streets or neighboring properties and shall be covered to prevent water intrusion.
2. All recyclable material shall be selected, prepared, and contained in conformance with the requirements of the Frederick County Office of Recycling.
3. All recyclable material shall be placed at the curb for collection no earlier than 6:00 P.M. on the day preceding those days designated for collection by the Frederick County Office of Recycling and empty recycling containers shall be removed by 7:00 A.M. on the day following collection.

4. For residential properties not served by curbside recycling, recyclable material shall be selected, prepared, and contained in conformance with the requirements of the Frederick County Office of Recycling and taken to a drop-off facility maintained by the County or any other appropriate recycling facility.
5. For curbside recycling of grass clippings and leaves:
  - a. Grass clippings and leaves shall be selected, prepared, and contained in conformance with the requirements of the Town.
  - b. Grass clippings and leaves shall be placed at the curb for collection not earlier than 6:00 P.M. on the day preceding those days designated for collection by the Town of Thurmont.
6. Violation of this Section is declared a municipal infraction. The penalty for violation shall be a fine of:
  - a. \$50.00 for the first offense;
  - b. \$100.00 for the second offense;
  - c. \$250.00 for the third offense; and
  - d. \$500.00 for the fourth and subsequent offense.

**Article IV**  
**Solid Waste Collection**

**§ 63-40. Solid waste collection services.**

1. The Town is authorized to provide for the collection and disposal of solid waste for residences within the Town. The schedule, frequency, and conditions for solid waste collection shall be determined by the Commissioners and published to the residents.
2. No residential solid waste collector may collect any solid waste that contains any visible signs of recyclable material.
3. It shall be the responsibility of the owner, resident, occupant or party responsible for the property to properly segregate any uncollected waste for proper recycling.
4. Violation of this Section is declared a municipal infraction. The penalty for violation shall be a fine of:
  - a. \$50.00 for the first offense;
  - b. \$100.00 for the second offense;
  - c. \$250.00 for the third offense; and
  - d. \$500.00 for the fourth and subsequent offense.

**§ 63-41. Prohibited items.**

1. No one may abandon or place for collection any white goods or any other item having self locking doors without first removing and detaching the doors or covers.
2. Solid waste placed for collection shall not contain any recyclable material.
3. Items **NOT ACCEPTED** for residential collection include:
  - a. Hazardous materials, chemical waste, explosives, medical waste, tanks, cylinders, excavated materials, sealed drums or containers of any description, liquid paint, automobile parts of any description, tires, stumps and trunk wood, tree limbs, brush and shrubs, yard waste, recyclable material, lumber, debris from building and remodeling that will not fit into a 45 gallon trash can, waste generated by contractors engaged in building, remodeling or demolition, broken concrete, asphalt, or masonry, or any material that could cause injury or be detrimental to the health and safety of residential solid waste collectors.
  - b. Such waste, shall be removed and properly disposed of by the owner, occupant, operator, contractor performing such work, or other person creating or causing the accumulation of such materials.

4. Violation of this Section is declared a municipal infraction. The penalty for violation shall be a fine of:
  - a. \$50.00 for the first offense;
  - b. \$100.00 for the second offense;
  - c. \$250.00 for the third offense; and
  - d. \$500.00 for the fourth and subsequent offense.

**§ 63-42. Residential solid waste collection.**

1. No person may place curbside for collection any solid waste not generated from a residence within the Town limits.
2. No person may place solid waste on the private property of another including placing solid waste into a dumpster or other trash receptacle belonging to another.
3. No person who is not a Town resident may place solid waste for collection within the Town limits.
4. Violation of this Section is declared a municipal infraction. The penalty for violation shall be a fine of \$50.00.

**§ 63-43. Multi-family unit solid waste collection.**

1. Owners of multi-family properties containing four (4) or more units within the Town limits must separately provide or contract for the collection and disposal of solid waste generated from their properties. However they are subject to the requirements of this Chapter where such requirements are not specifically limited to residential properties.
2. Owners, occupants and tenants of properties subject to this Section shall not otherwise place solid waste generated from these properties out for collection by the Town.
3. Violation of this Section is declared a municipal infraction. The penalty for violation shall be a fine of:
  - a. \$50.00 for the first offense;
  - b. \$100.00 for the second offense;
  - c. \$250.00 for the third offense; and
  - d. \$500.00 for the fourth and subsequent offense.

**§63-44. Containment and placement for collection.**

1. All solid waste must be in closed bags, containers, or bundled so as to be picked-up easily and adequately contained to prevent escape both during storage and when placed at the curb for collection. No loose solid waste is allowed for residential curb-side collection.
2. The owner, resident, occupant, party responsible for generating the solid waste, or party responsible for the property, must clean up any solid waste that has escaped from solid waste containers.
3. When put out for collection, solid waste shall not be placed within the traffic way or block a sidewalk and shall be no more than 6 feet from the edge of the roadway.
4. The maximum weight of solid waste deposited in any single residential solid waste container and of any bundle or bag shall be 50 lbs. The maximum size of any container used to contain solid waste for collection shall be 90 gallons.
5. Solid waste placed in containers shall be bagged for easy collection. Any trash placed in a container not bagged will not be collected.
6. All solid waste shall be placed at the curb for collection no earlier than 6:00 P.M. on the day preceding those days designated for collection and solid waste containers shall be removed by 7:00 A.M. on the day following collection.
7. All solid waste, including solid waste containers, must be located behind the front building line of the property when not placed at the street for collection. All solid waste containers specifically provided by the Town and/or by commercial/industrial entities for use by the general public and/or customers are exempt from this requirement.
8. Solid waste generated during the construction, renovation, or demolition of structures is subject to the requirements of Chapter 84, "Property Maintenance" and is not subject to the requirements listed above.
9. Violation of this Section is declared a municipal infraction. The penalty for violation shall be a fine of:
  - a. \$50.00 for the first offense;
  - b. \$100.00 for the second offense;
  - c. \$250.00 for the third offense; and
  - d. \$500.00 for the fourth and subsequent offense.

**§63-45. Commercial/industrial solid waste – small collection.**

1. Commercial/Industrial properties generating less than less than 90 gallons of solid waste a week may receive collection and disposal services from the Town, provided they enter into an annual contract with the Town for such services. Unless specifically limited to residential properties, such properties are subject to the requirements of this Chapter.
2. Owners, occupants and tenants of properties subject to this Section shall not otherwise place solid waste generated from these properties out for collection by the Town.
3. Violation of this Section is declared a municipal infraction. The penalty for violation shall be a fine of:
  - a. \$50.00 for the first offense;
  - b. \$100.00 for the second offense;
  - c. \$250.00 for the third offense; and
  - d. \$500.00 for the fourth and subsequent offense.

**§63-46. Commercial/industrial solid waste - large collection.**

1. Unless governed by §63-45, all commercial/industrial properties within the Town limits must separately provide or contract for the collection and disposal of solid waste generated within their properties. However such properties are subject to the requirements of this Chapter where such requirements are not specifically limited to residential properties.
2. Owners, occupants and tenants of properties subject to this Section shall not otherwise place solid waste generated from these properties out for collection by the Town.
3. Violation of this Section is declared a municipal infraction. The penalty for violation shall be a fine of:
  - a. \$50.00 for the first offense;
  - b. \$100.00 for the second offense;
  - c. \$250.00 for the third offense; and
  - d. \$500.00 for the fourth and subsequent offense.

**Article V**  
**Bulk Solid Waste Collection**

**§63-50. Bulk solid waste collection schedule.**

The Town shall establish and publish a schedule for the collection of bulk solid waste.

**§63-51. Bulk solid waste collection requirements.**

1. Residential bulk solid waste will be collected as scheduled by the Town.
2. The Commissioners shall determine the number of items an owner or occupant of a residential property may place for collection during each collection without charge. Any additional bulk item placed for collection must have affixed to it a sticker purchased from the Town at the Town Office.
3. Regardless of the total number of items placed for collection, residents must purchase a sticker from the Town of Thurmont for each of the following items:
  - a. Any white goods;
  - b. Mattresses;
  - c. Box springs; and
  - d. Carpeting.
4. Each mattress box spring and roll of carpet must have its own sticker.
5. It shall be the responsibility of the person disposing of any white goods to remove and properly dispose of any hazardous materials (e.g. refrigerants) from those items according to federal and state regulations prior to collection.
6. Violation of this Section is declared a municipal infraction. The penalty for violation shall be a fine of:
  - e. \$50.00 for the first offense;
  - f. \$100.00 for the second offense;
  - g. \$250.00 for the third offense; and
  - h. \$500.00 for the fourth and subsequent offense.