



**TOWN OF WARE**  
**MASSACHUSETTS 01082**

**BOARD OF HEALTH**

**REGULATIONS AFFECTING THE COLLECTION, REMOVAL AND  
TRANSPORTATION OF REFUSE THROUGH THE TOWN OF WARE**

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Authority: These regulations are enacted by the Ware Board of Health under the authority of Massachusetts General Laws, Chapter III, Sections 31, 31A and 31B.

Purpose: These regulations are enacted for the protection of public health, safety and welfare by ensuring refuse is collected and transported in a safe sanitary manner.

Regulations: Every business or person who commercially collects and transports refuse through the Town of Ware shall first obtain a permit from the Board of Health. Permit shall expire at the end of the calendar year issued, renewable upon application.

Prior to the issuance of such a permit, the applicant shall provide the Board of Health with the plate number, make and year of each vehicle used to transport refuse. All such vehicles shall be equipped as to cover the refuse to prevent windblown litter.

The applicant shall also provide the Board of Health with the location, type and capacity of each refuse storage container placed within the Town of Ware. Each container shall be weather tight, with tight fitting covers, and so located as not to create a traffic hazard or health nuisance.

Enforcement: The Ware Board of Health, or its Officers, may take any enforcement action deemed lawful and appropriate. Whoever so violates any of these regulations shall, upon conviction, be fined up to \$1,000.00 except when otherwise provided by law.

Variance: The Ware Board of Health may vary the provisions of these regulations when, in the Board's opinion, strict enforcement will manifest injustice. Any request for a variance shall be in writing and shall state the specific regulations and reasons therefore. No provisions of these regulations shall be construed as a limitation on the emergency powers of the Ware Board of Health.

Severability: If any section, phrase, or word of these regulations shall be declared invalid for any reason whatsoever, that decision shall not affect any other portion, which shall remain in full force and effect; and to this end these regulations are hereby declared severable.