

ILLEGAL DUMPING

SECTION 1: AUTHORITY

These regulations are issued by the Board of Health pursuant to its authority under Chapter 111, Sections 31 and 122, of the Massachusetts General Laws as reasonable and necessary for the protection of the health and welfare of the citizens of the Town of Abington.

SECTION 2: DUMPING OF RUBISH OR DEBRIS PROHIBITED

For the preservation of the public health and to prevent a nuisance, no person shall dump, or cause to be dumped, rubbish or debris within the limits of a public way or within 150 feet on either side of the legal limits or layout of a public way or within 100 feet from an abutting property within the Town of Abington.

SECTION 3: EXEMPTIONS

This section shall not apply to an area property designated by the Board of Health as a dumping site under the provisions of Chapter 111 of the General Laws.

SECTION 4: VIOLATIONS AND PENALTIES

If the Board of Health determines that a violation of this regulation is occurring or has occurred, it may issue a written notice of violation, and order the violator to cease and desist. Each day the violation continues after service of such written notice of violation constitutes a separate violation for which additional notices of violation are not required.

A notice of violation is deemed served on the day it is received, if served in hand or by certified mail, return receipt requested, and is deemed served on the third day after mailing, if served by first class mail, postage prepaid.

Pursuant to G.L. c 111, Section 122, violation of this regulation, in addition to being deemed a misdemeanor and punishable as such, shall be subject to a fine of up to \$1000.00

SECTION 5: SEVERABILITY

If any section of this regulation or the application of such section to any person or circumstances shall be held invalid, the validity of the remainder of this regulation and the applicability of such section to other persons or circumstances shall not be affected thereby.

SECTION 6: EFFECTIVE DATE

These regulations shall take effect on 1-1-2015

VOTED on December 8, 2014.

Theresa May

Susan Emery

Linda Dakay

Robert Manny Jr