



Town of Oak Bluffs  
Board of Health  
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## **SECTION 8.0**

## **GARBAGE AND RUBBISH**

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### **8.1 Preamble**

The purpose of this regulation is to protect the public health, safety, and welfare by ensuring that the disposal, removal, and transportation of garbage does not cause a nuisance.

### **8.2 Authority**

The Oak Bluffs Board of Health has adopted these regulations pursuant to its authority under M.G.L. Chapter 111, Sections 31, 31A and 31B.

### **8.3 Garbage Collection**

#### **8.3.1 Licenses**

The Board shall from time to time at its discretion grant licenses to gather and collect swill, soap grease, bones and other offal, and to transport the same through the streets of said town, to such persons and upon such conditions as they may deem expedient. The time and manner of collecting, gathering, and transporting the same and the place of delivery or deposit thereof shall be specified in the license, or may, from time to time, be regulated by the Board. No license shall be granted for collecting, gathering or transporting the same before 8:00 A.M. The Board may at any time revoke any such license.

#### **8.3.2 Transporting**

No person shall collect, gather, or transport swill, soap grease, bone, or other offal, within the limits of the Town of Oak Bluffs without being licensed therefore as provided in the preceding regulation; provided that nothing herein contained shall apply to the collecting, gathering, or transporting of swill, soap grease, bones or other offal by any person by himself or his servant or agent, on any premises occupied by himself.

### **8.3.3 Enforcement**

Any person found to be in violation of this regulation shall be subject to a fine of one thousand (\$1,000) dollars.

### **8.4 Severability**

If any provision of these regulations or the application thereof is held to be invalid by a court of competent jurisdiction, the invalidity shall be limited to said provision(s) and the remainder of these regulations shall remain valid and effective. Any part of these regulations subsequently invalidated by a new state law or modification of an existing state law shall automatically be brought into conformity with the new or amended law and shall be deemed to be effective immediately, without recourse to a public hearing and the customary procedures for amendment or repeal of such regulation.