

Massachusetts Disposal Ban Regulations

310 CMR 19.017: Waste Disposal Ban Regulation

19.017: Waste Bans

(1) Purpose. The Department may restrict or prohibit the disposal, or transfer for disposal, of certain components of the solid waste stream when it determines that:

- (a) disposal of the material presents a potential adverse impact to public health, safety or the environment; or
- (b) a restriction or prohibition will result in the extension of the useful life or capacity of a facility or class of facilities.

(2) General and Specific Restrictions. Where the Department makes a determination to restrict or prohibit the disposal, or transfer for disposal, of a particular material it may:

(a) require as a condition of issuance of a permit that a facility prohibit or limit the disposal, or transfer for disposal, of particular types of material.

(b) require as a condition of continued operation under an existing plan approval or permit that a facility or a class of facilities prohibit or limit the disposal, or transfer for disposal, of particular types of material; or

(c) determine that a specific facility or class of facilities are not approved for the disposal of particular types of material and may not contract for the disposal of particular types of material. For the purpose of 310 CMR 19.017 disposal or contract for disposal shall include, but not be limited to:

1. entering into an agreement to dispose of materials restricted from disposal in violation of 310 CMR 19.000; or
2. depositing restricted materials for collection, contracting for the collection of such materials or collecting such materials in a manner which results in the disposal of materials in violation of 310 CMR 19.000; or
3. intentionally contaminating or co-mingling with solid waste pre-sorted material restricted from disposal which would result in the need to dispose of said material in violation of 310 CMR 19.000.

(3) Waste Specific Restrictions.

(a) Effective on the dates specified in Table 310 CMR 19.017(3) restrictions on the disposal or transfer for disposal of the materials listed therein shall apply as specified. No person shall dispose, transfer for disposal, or contract for disposal of the restricted material except in accordance with the restriction established in the table. No landfill, transfer facility or combustion facility shall accept the restricted material except to handle, recycle or compost the material in accordance with a plan submitted pursuant to 310 CMR 19.017(5) and approved by the Department.

(b) On the effective date of the restrictions on Cathode Ray Tubes (CRTs), specified in Table 310 CMR 19.017(3), all persons shall segregate CRTs from the solid waste stream.

| Table 310 CMR 19.017(3) Restricted Material | Effective Date of Restriction for Landfills or Combustion Facilities | Effective Date of Restriction for Transfer Facilities | Restriction |
|---|--|---|---|
| Lead Batteries | December 31, 1990 | April 1, 2000 | Ban on disposal or incineration or transfer for disposal at a solid waste disposal facility |
| Leaves | December 31, 1991 | April 1, 2000 | Ban on disposal or incineration or transfer for disposal at a solid waste disposal facility |
| Tires | December 31, 1991 | April 1, 2000 | Ban on disposal or transfer for disposal of whole tires only at landfills. Tires must be shredded prior to disposal in landfills. |
| White Goods | December 31, 1991 | April 1, 2000 | Ban on disposal or incineration or transfer for disposal at a solid waste disposal facility |
| Other Yard Waste | December 31, 1992 | April 1, 2000 | Ban on disposal or incineration or transfer |

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|--------------------------------------|-------------------|---------------|--|
| Aluminum Containers | December 31, 1992 | April 1, 2000 | for disposal at a solid waste disposal facility Ban on disposal or incineration or transfer for disposal at a solid waste disposal facility |
| Metal or Glass | December 31, 1992 | April 1, 2000 | Containers Ban on disposal or incineration or transfer for disposal at a solid waste disposal facility |
| Single Polymer Plastics | December 31, 1994 | April 1, 2000 | Ban on disposal or incineration or transfer for disposal at a solid waste disposal facility |
| Recyclable Paper | December 31, 1994 | April 1, 2000 | Ban on disposal or incineration or transfer for disposal at a solid waste disposal facility |
| Cathode Ray Tubes | April 1, 2000 | April 1, 2000 | Ban on disposal, incineration, or transfer for disposal, at a solid waste disposal facility |
| Asphalt Pavement, Brick and Concrete | July 1, 2006 | July 1, 2006 | Ban on disposal or incineration or transfer for disposal at a solid waste disposal facility |
| Metal | July 1, 2006 | July 1, 2006 | Ban on disposal or incineration or transfer for disposal at a solid waste disposal facility |
| Wood | July 1, 2006 | July 1, 2006 | Ban on disposal or transfer for disposal at landfills |