



Recycling Inspection Program

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Middlesex County Health Department
Solid Waste/Noise Pollution/Recycling Program



Recycling Generator Inspection Program

- EDUCATE, EDUCATE, EDUCATE.
- Database currently identifies approximately 10,000 generators.
- Generators are divided into five categories:
 - Commercial
 - Industrial
 - Institutional
 - Multi-family
 - Offices
- Generator compliance inspections based on criteria (checklist) established by Middlesex County Solid Waste Management Plan – Recycling Plan. Generator receives copy of completed Recycling Inspection Form.
- Areas of Non-compliance noted on Non-Compliance Form.



Recycling Generator Inspection Program

continued

- Non-compliant generators entered into database. Database produces list of non-compliant generators for follow-up inspection within 90 days of initial inspection.
- Follow-up inspection identifying continued non-compliance = Notice of Violation (NOV).
- Follow-up inspection resulting from NOV identifying continued non-compliance = Penalty Assessment (generally \$100.00 per section violated for first offense and doubling thereafter).
- Continued recalcitrance may result in filing a complaint in a court of proper jurisdiction. In the case of Middlesex County, the court of proper jurisdiction used by the CEHA Solid Waste Program is Superior Court where the County utilizes an Environmental Prosecutor.
- Complaint Response.



**MIDDLESEX COUNTY PUBLIC HEALTH DEPARTMENT
ENVIRONMENTAL DIVISION**

711 Jersey Avenue
New Brunswick, NJ 08901
(732) 745-8480 (732) 745-8484 - FAX

Date: _____
Time: _____
Number: _____
Town: _____
Inspection: _____

MIDDLESEX COUNTY RECYCLING COMPLIANCE INSPECTION REPORT

INSPECTION CONDUCTED PURSUANT TO NJ STATE LAW (PL 1987, C102) AND THE MIDDLESEX COUNTY SOLID WASTE MANAGEMENT PLAN AMENDMENT 1990-3. PENALTIES FOR NON-COMPLIANCE ARE SET FORTH IN NJ STATE LAW (PL1970, C39) CLASS V VIOLATIONS FROM \$25 TO \$1500 PER VIOLATION.

Generator: _____ Phone Number () _____
Address: _____

Mailing Address: _____
Owner/Operator Name: _____ Title: _____
Person Interviewed: _____ Title: _____
Type of Business: _____ Code: _____ Employees: _____
Waste Hauler Name: _____ Recycling Hauler Name: _____
Building/Mall Management: _____ Phone Number: _____

C = Compliance NC = Non-Compliance NA = Not Applicable							
Recycling System in place for Mandated Materials							
Material	C	NC	NA	Material	C	NC	NA
Newspaper				Glass Containers			
Mixed Paper				Aluminum Containers			
Cardboard				Steel Containers			
Brush				Plastic Containers			
Leaves				Motor Oil			
Textiles							
Mandated Materials Observed in garbage system							
Newspaper				Glass Containers			
Mixed Paper				Aluminum Containers			
Cardboard				Steel Containers			
Brush				Plastic Containers			
Leaves				Motor Oil			
Textiles							
System for Mandated Materials set up and operated properly							
Recycling containers/area - capacity adequate							
Recycling containers/area - clearly marked							
Recycling containers/area - contaminated with garbage							
Recycling area neatly maintained							
Customers/employees notified of recycling requirements (signs posted, etc.)							
Dumpster Sizes							

Comments: _____

Inspector Print Name: _____ Date: _____
Signature: _____

I acknowledge that the Recycling Compliance Inspector listed above has provided me with a copy of this report at the end of the inspection. I understand that each business owner/operator is responsible for providing documentation to the local municipality of tonnage recycled.

Interviewee's Signature: _____ Date: _____



MIDDLESEX COUNTY PUBLIC HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION

116 Parsonage Road
Edison, NJ 08837
732-745-8480 732-745-8484 FAX



NOTICE OF RECYCLING NON-COMPLIANCE – GENERATOR

NUMBER: _____ DATE: _____ TIME: _____ AM/PM
THIS NOTICE OF NON-COMPLIANCE IS BEING ISSUED AS A RESULT OF AN INSPECTION CONDUCTED PURSUANT TO THE STATEWIDE SOURCE SEPARATION AND RECYCLING ACT, N.J. STATE LAW – P.L. 1987, C.102, AND THE MIDDLESEX COUNTY SOLID WASTE MANAGEMENT PLAN – AMENDMENT 1990-3.

Generator: _____

Mailing Address: _____

City, State, Zip Code: _____

Representative Interviewed: _____ Title: _____

The above named generator did violate Section 10C of the Middlesex County Recycling Plan by allowing mandated recyclable materials to be improperly disposed of:

MIDDLESEX COUNTY RECYCLING PLAN, ENFORCEMENT SECTION 10C			
NC = Non-Compliance			
RECYCLING SYSTEM IN PLACE FOR MANDATED MATERIALS			
Material	NC	Material	NC
Newspaper		Glass Containers	
Mixed Paper		Aluminum Containers	
Cardboard		Steel Containers	
Brush		Plastic Containers	
Leaves		Motor Oil	
Textiles			
MANDATED MATERIALS OBSERVED IN GARBAGE SYSTEM			
Newspaper		Glass Containers	
Mixed Paper		Aluminum Containers	
Cardboard		Steel Containers	
Brush		Plastic Containers	
Leaves		Motor Oil	
Textiles			
SYSTEM FOR MANDATED MATERIALS SET UP AND OPERATED PROPERLY			
Recycling containers/area - capacity adequate			
Recycling containers/area - clearly marked			
Recycling containers/area - contaminated with garbage			
Recycling area neatly maintained			
Customers/employees notified of recycling requirements (signs posted, etc.)			

Therefore, you are directed to cease and desist immediately from continuing/repeating the violation(s) cited above, in order to comply with the Middlesex County Recycling Plan. A subsequent violation of the provisions of the State's Mandatory Recycling Act and/or the County's Recycling Plan provisions will result in the issuance of a formal Notice of Violation. **NOTE: In the event you have already received a first Notice of Non-Compliance all subsequent Notices of Non-Compliance will result in the issuance of a formal Notice of Violation (to be sent by mail).** This Notice was duly served upon the Generator's Representative identified above.

Inspector's Signature _____ Date: _____



NOTICE OF VIOLATION

«Company»
«Address»
«CityStateZip»

NOV #:

«Date»

RE: **Solid Waste Management Plan – Section 10-et.seq.**

Dear Sir:

An inspection by Program personnel was conducted at your facility located at «Location» on «Date2». The inspection disclosed a violation of the above referenced regulation:

SECTION 10.C.2 RECYCLING SYSTEM NOT IN PLACE – Specifically for newspaper, mixed paper, cardboard, brush, leaves, textiles, glass, aluminum, steel, plastic containers, and motor oil.

This violation makes you liable to prosecution under the referenced Code. This notice should not be construed as to relieve you from liability under the aforementioned Code. **A separate offense shall be deemed committed on each day during, or on which a violation occurs or continues.** You are therefore requested to take those steps necessary to correct this condition.

This notice shall be complied with no later than «Date3».

This violation may result in the issuance of a Penalty Assessment.

Questions: Call Joseph DiFillippo, (732) 745-8492.

Joseph DiFillippo
Senior EHS

Reference #: «Reference»
cc: Distribution List



PENALTY ASSESSMENT

«Company»
«Address1»
«City», «State» «PostalCode»

PA#: «PA»

«Date»

RE: **Solid Waste Management Plan – Section 10-et.seq.**

Dear «Company»:

An investigation performed by Program Personnel of this Department was conducted on «Date2» resulting in the issuance of our Notice of Violation # «NOV».

Therefore, this Department pursuant to statute is assessing a penalty of \$«Amount».

Should you have any data/facts and/or other evidence which may mitigate this violation and affect this Penalty Assessment, you may contact the undersigned within 20 days of your receipt of this Notice to arrange to present same, by mail, as an informal conference.

Should you decide to accept this Penalty Assessment, payment must be made within twenty days of your receipt of this Notice. A check or money order must be made payable to Middlesex County Department of Health and must be forwarded to this office for processing.

Should you decide not to accept this Penalty Assessment, or fail to submit same within the prescribed period, this violation will be referred to a court of competent jurisdiction, at which time collection of the maximum penalty will be sought together with any court costs which may be imposed.

Whether or not this Penalty Assessment is paid or its collection is sought through a court of competent jurisdiction, any violation which remains unabated and/or recurs will subject you to additional Notices of Violation and Penalty Assessments.

Joseph DiFillippo
Senior EHS

cc: Distribution List
Sent Certified Mail



Noncompliance



Cans and bottles mixed with garbage



Cardboard box mixed with garbage



Compliance



Cardboard only



Garbage only