

## LOCATION OF GARBAGE DISPOSAL FACILITIES

Please provide below information concerning the facilities which are intended to be used for the disposal of refuse collected at curbside.

<u>NAME OF FACILITY</u>	<u>ADDRESS</u>	<u>OWNER</u>	<u>LIMITATIONS</u>
Derby Transfer Station	80 Pine Street	City of Derby	None

City of Derby, CT  
Thursday, March 9, 2006

## Chapter 167. SOLID WASTE MANAGEMENT

### Article I. Disposal Area

[Adopted 8-13-1981]

#### § 167-1. Definitions.

As used in this article, the following terms shall have the meanings indicated:

**SMALL BUSINESS**

A commercial establishment that generates no more than three fifty-five-gallon refuse containers each week.

[Amended 9-28-2000]

**SOLID WASTE**

Unwanted or discarded materials, including solid, liquid, semisolid or contained gaseous material.

**SOLID WASTE DISPOSAL AREA**

The municipal landfill located on Marshall Lane, so called, more particularly bounded and described in Volume 128, Pages 525-527, of the Derby Land Records.

#### § 167-2. Operation of disposal area continued.

The city shall continue to operate a solid waste disposal area for the benefit and use of the residents of the city and other duly authorized persons, in accordance with rules and regulations established by the State Department of Environmental Protection and State Health Department.

#### § 167-3. Use of disposal area.

Use of the solid waste disposal area shall be limited to the following persons:

- A. Municipally authorized solid waste collectors depositing wastes generated within the city.
- B. Derby residents and taxpayers, except that no resident or taxpayer shall use a vehicle with a registered capacity of more than one ton at any one time.
- C. Commercial solid waste collectors with written permits depositing wastes generated within the city.
- D. Such other persons as the Board of Aldermen shall permit.

#### § 167-4. Hours of operation of disposal area.

The Street Commissioner of the city shall establish hours for the use of the solid waste disposal area, which shall be posted at the site and on file in the office of the City Clerk.

## § 167-5. Hours of prohibited use.

It shall be unlawful for any person to use or cause to be used the solid waste disposal area except within the hours established in § 167-4.

## § 167-6. Disposal fees; waiver of fees.

[Amended 12-8-1988]

- A. No solid waste shall be disposed of at the solid waste disposal area except upon payment of a fee as established by the Board of Aldermen of the city, which fee shall be \$12, with a minimum charge of \$12 per load, which fee shall be paid at the main gate to the disposal area in the form of a dump ticket which shall be available for purchase at the office of the City Clerk, except that Derby residents and taxpayers transporting noncommercial and nonindustrial solid waste, and the municipally authorized solid waste collector, disposing of solid waste generated by the residential collection, shall have said fee waived.
- B. Any individual or entity disposing of the items listed below at the Derby Landfill shall pay disposal fees as follows:

Item	Fee
Stoves, refrigerators, freezers, washers, dryers, dishwashers, etc.	\$5
Air conditioners, console televisions, water heaters, etc.	\$3
Portable televisions, microwaves, etc.	\$2
Tires	
16 inches or under	\$2
Over 16 inches	\$5
Gallon of engine or transmission oil	\$0.50

## § 167-7. Determination of fees by vehicle capacity.

The fee as established in § 167-6 shall, at the option of the vehicular owner or user, be determined by either:

- A. The maximum carrying capacity of the vehicle containing the material to be disposed of as indicated by the registration of such vehicle; or
- B. The weight of the load on such vehicle as indicated on a weight ticket issued at a scale operated by a weighmaster duly licensed by the State of Connecticut, including the date and time of weighing.

## § 167-8. Permits.

- A. All applications for permits pursuant to § 167-3 shall be in writing, in a form prescribed by the Street Commissioner and obtained therefrom, including the submission of a sworn list of all vehicles, with license plate numbers, proposed to be used by the permittee.
- B. No permit issued hereunder shall be assignable or transferable.



- C. Use of the solid waste disposal area by other than those vehicles registered with the Street Commissioner shall constitute violation of this section and shall bar the permittee from use of said area for one year from the date of said violation.

## § 167-9. Disposal of hazardous wastes prohibited.

No solid waste classified as hazardous according to the Department of Environmental Protection regulations shall be disposed of at the solid waste disposal area.

## § 167-10. Collections.

No person other than the municipally authorized solid waste collector shall collect and transport solid waste within the city without written permit from the City Clerk, except residents and taxpayers as provided in § 167-3C.

## § 167-11. Registration of collectors.

Collectors of solid waste within the city shall, as required by this article, register upon forms to be provided by the Street Commissioner and made available in the office of the City Clerk.

## § 167-12. Frequency of collection.

Collections of community solid waste shall occur at least once per week.

## § 167-13. Duty of residents regarding collection.

[Amended 9-28-2000]

- A. All solid waste to be collected by the collector shall be in containers suitable for holding said wastes, with a maximum capacity of 30 gallons and maximum weight of 50 pounds, except that:
- (1) Ashes, sawdust and swill are to be put in plastic bags and tied securely.
  - (2) Garbage in paper bags will not be accepted unless placed in proper containers.
  - (3) All newspapers and magazines are to be tied in average size bundles.
  - (4) All cardboard boxes are to be broken apart, folded flat and tied securely.
  - (5) Each family is limited to two barrels of loosely packed leaves or grass or two bundles of shrubbery securely tied for each pickup or any amount of leaves, grass or clippings, provided that the same are deposited for pickup in large durable plastic bags and tied securely, except for bulk pickup as announced by the Commissioner.
  - (6) Furniture, appliances, plaster, rocks and large pieces of lumber will not be accepted.
- B. All solid waste which cannot be placed in containers or bundles as defined in Subsection A above shall be designated as "oversize solid waste" for purposes of § 167-15, and shall require the scheduling of an "oversize solid waste pickup" for collection as defined in § 167-15C.



## § 167-14. Duty of commercial establishments regarding collection.

- A. Commercial establishments are to use the same type barrels and are subject to the same restrictions as set forth above, with the following limitations:
- (1) Garages are limited to three barrels.
  - (2) Grocery stores are limited to three barrels.
  - (3) Restaurants, eating establishments and bars are limited to four barrels.
- B. Owners of commercial property shall be subject to a fine of \$100 for each violation by themselves or their tenants.

## § 167-15. Placement of containers.

[Amended 9-28-2000]

- A. All solid waste containers and other solid waste as specified shall be placed at the shoulder or curb for removal, except that, if any solid waste cannot be placed at the shoulder or curb, the collector shall not refuse to make collection from the premises providing such solid waste if the owner or occupant thereof who desires removal is willing to pay the collector the reasonable and customary fee for removal from said premises, and has scheduled an oversize solid waste pickup as defined in Subsection C below.
- B. No solid waste container shall be placed along the public right-of-way before 12:00 p.m. on the day prior to the scheduled pickup day. All solid waste containers shall be removed from the public right-of-way no later than 8:00 p.m. on the scheduled pickup day. Penalties for failure to comply with this provision shall be as follows:
- (1) First offense: warning.
  - (2) Second offense: \$25 fine.
  - (3) Third and subsequent offense(s): \$75 fine.
- C. Oversize solid waste pickup.
- (1) Any owner or occupant desiring collection of oversize solid waste shall schedule an oversize solid waste pickup through the City of Derby Department of Public Works. Collection of oversize solid waste will be provided according to the following fee schedule:

Type of Use	Fee
1- or 2-dwelling units	
First pickup	No charge <sup>1</sup>
Second pickup	No charge <sup>1</sup>
Third pickup	No charge <sup>1</sup>
Fourth pickup	\$75 <sup>1</sup>
Subsequent pickup(s)	\$150 <sup>1</sup>
3+ dwelling units	
First pickup:	No charge <sup>1</sup>
Second pickup	\$250 <sup>1</sup>
Third and subsequent pickup(s)	\$500 <sup>1</sup>
Condominium	

Type of Use	Fee
First pickup per 5 units	No charge <sup>1</sup>
Second pickup	\$250 <sup>1</sup>
Third and subsequent pickup(s)	\$500 <sup>1</sup>
Type of Use	Fee
Small business	
First pickup	No charge <sup>1</sup>
Second pickup	\$250 <sup>1</sup>
Third and subsequent pickup(s)	\$500 <sup>1</sup>

**NOTE:**

<sup>1</sup>Additional charges may apply for excess tonnage as detailed in the Transfer Facility Fee Schedule maintained by the Director of Public Works.

- (2) For purposes of the foregoing fee schedule, the terms "dwelling unit" and "condominium" shall have the same meaning as defined in § 195-7 of the Code. The term "small business" shall be defined as.

*Editor's Note: See the definition of "small business" in § 167-1, Definitions.*

- (3) In the event that oversize solid waste is presented at the shoulder or curb for removal on the scheduled pickup day and the owner or occupant has not properly scheduled an oversize solid waste pickup, the oversize solid waste shall be collected; however, the owner or occupant shall be charged for such unscheduled oversize solid waste pickup at the rate specified on the fee schedule for "third and subsequent pickup(s)." All records and invoicing for oversize solid waste pickup shall be maintained by the Public Works Department.

## § 167-16. Duty of collector.

All solid waste collected by the municipally authorized collector shall be done in a thorough and clean manner, with containers emptied and replaced with cover in an upright position at the place of removal.

## § 167-17. Condominium-generated trash.

[Amended 6-29-1987]

The City of Derby shall pay for the cost of one weekly trash pickup for condominiums within the city, and the City of Derby shall not charge a dumping fee to any trash hauler for the disposal of Derby condominium-generated trash in the Derby landfill. However, the City of Derby shall not pay for nor be responsible for the cost of any additional trash pickups, rental of condominium trash containers or any other cost incidental to the pickup of trash from condominiums within the city.

## Article II. Collection and Recycling

[Adopted 3-9-1995]

## § 167-18. Enactment of regulations.

The Board of Aldermen of the City of Derby is hereby authorized to enact from time to time such regulations as it shall deem in the public interest regarding the separation, recovery, collection, removal, storage and disposition of garbage, rubbish and other refuse, including recyclables. Such regulations shall become effective upon publication twice in a daily newspaper having circulation in the City of Derby and shall be immediately posted in a conspicuous place in City Hall.



## § 167-19. Definitions.

As used in this article, the following terms shall have the meanings indicated:

### **CARDBOARD**

Corrugated boxes and similar corrugated and kraft paper materials which have a minimum of contamination by food or other material.

### **GLASS FOOD CONTAINER**

A glass bottle or jar of any size or shape used to package food products suitable for human or animal consumption.

### **LEAVES**

The foliage of trees.

### **METAL FOOD CONTAINER**

An aluminum, bimetal, steel, tin-plated steel or other metallic can, plate or tray of any size or shape used to package food products suitable for human or animal consumption.

### **NEWSPAPER**

Used or discarded newsprint which has a minimum of contamination by food or other material.

### **OFFICE PAPER**

Used or discarded high-grade white paper and manila paper, including but not limited to paper utilized for file folders, tab cards, writing, typing, printing, computer printing and photocopying, which is suitable for recycling and which has a minimum of contamination.

### **RECYCLE**

To separate or divert an item or items from the solid waste stream for the purposes of processing it or causing it to be processed into a material product, including the production of compost, in order to provide for disposition of the item or items in a manner, other than incineration or landfilling, which will best protect the environment. Nothing in this definition shall preclude the use of waste oil as fuel in an oil burner.

### **SCRAP METAL**

Used or discarded items which consist predominantly of ferrous metals, aluminum, brass, copper, lead, chromium, tin, nickel or alloys thereof, including but not limited to white goods and metal food containers.

### **STORAGE BATTERY**

Lead acid batteries or other batteries used in motor vehicles such as automobiles, airplanes, boats, recreational vehicles, tractors and like applications.

### **WASTE OIL**

Crankcase oil that has been utilized in internal combustion engines.

## § 167-20. Powers of Board.

The Board of Aldermen of the City of Derby is authorized to employ or make contracts with individual persons or corporations for the separation, recovery, collection, removal, storage or disposition of garbage, rubbish and other refuse including recyclables.

## § 167-21. Classification of recyclables.



The following material shall be classified as recyclable material and subject to the separation and collection requirements as established in this article:

- A. Newspaper.
- B. Cardboard.
- C. Glass food and beverage containers.
- D. Metal food and beverage containers.
- E. Plastic food and beverage containers.
- F. Waste oil.
- G. Scrap metal.
- H. Storage batteries and nickel cadmium batteries.
- I. Leaves.
- J. Office paper.

## § 167-22. General separation requirements.

- A. It shall be mandatory for all residents who are owners, lessees or occupants to separate from other solid waste all recyclables as defined in this article. All recyclables shall be separated from nonrecyclables in the following manner:
  - (1) All clean and unsoiled newspapers shall be separated from the refuse and other recyclables and piled loose on top of the recycling container or as otherwise specified by the City of Derby and placed at the curb for scheduled pickup. Newspapers shall not be wet or contaminated with food or other waste materials.
  - (2) All clean and unsoiled corrugated cardboard shall be separated from the refuse and other recyclables, collapsed and flattened and stacked neatly underneath the recycling container at curbside for scheduled pickup. Corrugated cardboard shall not be wet or contaminated with food or other waste materials.
  - (3) All containers including but not limited to metal and glass food containers and aluminum foil products shall be rinsed and devoid of food products, placed in the recycling container and placed at the curb for scheduled pickup. All labels must be removed from cans and all corks, neck rings, lids or caps must be removed and placed with the refuse.
  - (4) Leaves and other organic (plant) matter will be picked up by the Public Works Department on a posted schedule.
  - (5) All storage batteries, used motor oil and vehicle tires generated by residences shall be brought to the transfer facility located on Pine Street, Derby, Connecticut, or as otherwise described by the City of Derby and placed in the marked containers or locations as established by the City of Derby except in the case of storage batteries which may be brought to a local retailer as provided by state law. Used motor oil shall be transported in plastic or metal closed containers and poured into the waste oil tank. Tires shall be placed in the pile provided.
  - (6) Recyclables from residents shall not be placed in plastic bags for collection, removal or disposal. Recyclables from residences shall not be placed in the same refuse container as or

otherwise mixed with solid waste for collection, removal or disposal.

- (7) Recyclables shall be separated from other garbage and refuse and placed at the street curb or curblane for collection. Recyclables not handled as specified will not be collected if combined with other garbage and rubbish. No solid waste container shall be placed along the public right-of-way before 12:00 p.m. on the day prior to the scheduled pickup day. All solid waste containers shall be removed from the public right-of-way no later than 8:00 p.m. on the scheduled pickup day. Penalties for failure to comply with this provision shall be as follows: [Amended 9-28-2000]

- (a) First offense: warning.
- (b) Second offense: \$25 fine.
- (c) Third and subsequent offense(s): \$75 fine.

- B. No person having custody or control of residential premises from which garbage, rubbish or other refuse, including recyclables, is collected for disposal by the City of Derby shall permit or cause any garbage, rubbish or other refuse, including recyclables, within its custody or control to become a hazard to public travel, health or safety or to become a nuisance of any sort.

## § 167-23. Authorization requirements.

No person engaged in the business of separation, recovery, collection, removal, storage or disposition of garbage, rubbish or other refuse within the City of Derby, except as specifically authorized by the Board of Aldermen of the City of Derby, shall pick up or procure any garbage, rubbish or other refuse deemed recyclable under this article or a valid regulation. This restriction shall also include any independent citizen, resident, taxpayer or person who might engage in such practice for personal gain.

## § 167-24. Reporting requirements.

The following persons or firms must comply with reporting requirements as described herein:

- A. All haulers, permitted by the City of Derby, shall submit documentation no less frequently than quarterly on their recycling activities in the form of weight slips or a signed business letter indicating the total amount of each item described in § 167-21 recycled each quarter, the names of those nonresidential multifamily establishments within the city that they service, those contracts not complying with the provisions of this article and any changes made to the system employed for recycling. The first report shall also describe the recycling system utilized by the hauler, in general, including items to be recycled, methods of collection and destination of materials. Reports must be submitted to the City Public Works Director commencing January 1, 1995. Recycling documentation will be due on or before the eighth day of the month following the end of each quarter.
- B. Any hauler who has reason to believe that any person from whom he collects garbage has violated the separation requirements detailed in this article shall issue a warning notice (provided by the city) and properly notify the Mayor or his designee of the alleged violation. The hauler shall also assist the town in identifying persons responsible for creating loads with mixed recyclables and solid waste.
- C. All haulers and recycling facilities shall report any chapter violation occurring on their route to the Mayor or his designee within 24 hours of the occurrence, including the name of the individual committing the violation and the type of violation involved.
- D. It shall be mandatory for all recycling facilities permitted by the City of Derby to submit documentation no less frequently than quarterly on their recycling activities in the form of weight



slips or a signed business letter indicating the amounts recycled, those contracts not complying with the provisions of this article and any changes made to the system employed for recycling. The first report shall describe the recycling system utilized by the company, in general, including items to be recycled, methods of collection and projected residue level. Reports must be submitted to the City Department of Public Works commencing on or about January 1, 1995. Recycling documentation will be due on or before the eighth day of the month following the end of each quarter. Those not complying shall be subject to the penalties described in § 1-14. In addition, all recycling facilities shall be required to report monthly concerning the total amount of recyclables obtained from each business in the City of Derby and the amount of residue remaining after recycling has taken place. Such report shall be in the form of certified weight slips or a signed business letter.

## § 167-25. Businesses, multifamily residences, nonresidential establishments, public institutions.

- A. All persons who are owners, lessees or occupants of multifamily residences, nonresidential establishments and public institutions and facilities shall establish recycling programs and shall separate from other solid waste or arrange to separate, collect, transport and market all items designated as recyclable, including but not limited to newspapers, glass food containers, metal food containers, office paper, corrugated cardboard, waste oil, storage batteries, leaves, yard waste and scrap tires for recycling. In no case shall such person or firm commingle paper or cardboard recyclables with food waste, garbage or other putrescible waste prior to collection for recycling. All processing, separating and marketing of recyclables must take place at a state-certified recycling facility.
- B. All owners of multifamily residences and owners, lessees or occupants of nonresidential establishments and public or private institutions or facilities shall submit yearly documentation of their recycling system on forms provided by the city. The first report shall describe the system in general, including items to be recycled, haulers receiving the materials and frequency of pickup or delivery. Reports must be submitted to the City Department of Public Works commencing March 1, 1995, and every year thereafter by January 1.

## § 167-26. Penalties for offenses.

Any person, hauler or facility violating any provision of this article or the regulations enacted hereunder shall be fined not more than \$99 for each offense. In addition, the City of Derby or its agent reserves the right to refuse to collect garbage, rubbish or other refuse or to allow disposal where the spirit or letter of the chapter or the regulations enacted hereunder is ignored. The Board of Aldermen shall have full discretionary authority in deciding all disputed questions arising under the provisions of this article or the regulations enacted hereunder. Notwithstanding any penalties outlined above, the city may pursue any civil remedies for any damages at common law or statutory law. Each day any such violation shall continue shall constitute a separate offense and shall be punishable as such.

## § 167-27. Inconsistency with other ordinances.

All ordinances or parts of ordinances, resolutions, regulations or other documents inconsistent with the provisions of this article are hereby repealed to the extent of such inconsistency.



A STREET	Tuesday
ACADEMY HILL ROAD	Wednesday
ALBERT AVENUE	Thursday
ANSON STREET	Monday
ASHWOOD TERRACE	Wednesday
ATWATER AVENUE	Monday
B STREET	Tuesday
BALDWIN ROAD	Thursday
BANK STREET	Wednesday
BEECH STREET	Thursday
BELLEVIEW DRIVE	Thursday
BENANTO DRIVE	Thursday
BLUFF STREET	Monday
BRADLEY TERRACE	Thursday
BUCKINGHAM ROAD	Tuesday
BURTVILLE AVENUE	Wednesday
CALDWELL DRIVE	Thursday
CAMPTOWN	Tuesday
CAROLINE STREET	Friday
CEDAR STREET	Wednesday
CEDRIC AVENUE	Tuesday
CEDRIC PLACE	Tuesday
CEMETARY AVENUE	Tuesday
CHAPEL STREET	Wednesday
CHATFIELD STREET	Monday
CHERRY STREET	Monday
CHESTNUT DRIVE	Thursday
CICIA MANOR	Monday
CLARK STREET	Wednesday
CLARK STREET EXTENSION	Wednesday
COE LANE	Thursday
COLONY STREET	Monday
COMMODORE HULL DRIVE	Thursday
CONNECTICUT AVENUE	Wednesday
COON HOLLOW ROAD	Tuesday
COPPOLA TERRACE	Tuesday
COTTAGE STREET	Friday
CRESENT STREET	Wednesday
CULLEN'S HILL ROAD	Tuesday
D STREET	Tuesday

EXHIBIT C

DALE DRIVE	Wednesday
DANIELLE COURT	Wednesday
DAVID HUMPHREY ROAD	Thursday
DERBY AVENUE	Wednesday
DERBY NECK ROAD	Tuesday
DERBY-MILFORD ROAD	Wednesday
DERBYSHIRE	Thursday
DEVON VIEW ROAD	Wednesday
DIRIENZO HEIGHTS	Thursday
DIVISION STREET	Monday
DOBEK TERRACE	Wednesday
DONNA AVENUE	Tuesday
E STREET	Tuesday
E. BASSETT LANE	Tuesday
EAST COURT	Thursday
EAST HAWKINS STREET	Monday
EAST NINTH STREET	Monday
EIGHTH STREET	Monday
ELEVENTH STREET	Monday
ELIZABETH STREET	Friday
ELM STREET	Wednesday
EMMETT AVENUE	Monday
EVELYN ROAD	Tuesday
F STREET	Tuesday
FACTORY STREET	Friday
FAIRVIEW TERRACE	Monday
FALL STREET	Monday
FERRARA COURT	Monday
FIFTH STREET	Monday
FLORENCE AVENUE	Thursday
FOURTH STREET	Monday
FRANCIS STREET	Monday
FRANK GATES LANE	Thursday
FRANKLIN AVENUE	Thursday
GAIDOSZ WAY	Wednesday
GARDEN PLACE	Monday
GARFIELD AVENUE	Wednesday
GENERAL WOOSTER DRIVE	Thursday
GEORGE AVENUE	Thursday
GILBERT STREET	Wednesday
GRANDVIEW BOULEVARD	Wednesday
GREAT HILL ROAD	Tuesday

2065



GROVE AVENUE	Tuesday
GUARDIANO TERRACE	Tuesday
HAROLD AVENUE	Thursday
HARRISON AVENUE	Wednesday
HAWKINS STREET	Monday
HAWTHORNE AVENUE	Tuesday
HAWTHORNE PLACE	Tuesday
HICKORY ROAD	Thursday
HIGH STREET	Wednesday
HIGHLAND AVENUE	Wednesday
HILLCREST AVENUE	Thursday
HINE TERRACE	Thursday
HOMESTEAD AVENUE	Wednesday
HOWARD AVENUE	Thursday
IANOTTI LANE	Thursday
IDA AVENUE	Thursday
INDIAN AVENUE	Monday
JEANETTI DRIVE	Thursday
JENNINGS STREET	Wednesday
JOHN STREET	Thursday
JOYCE AVENUE	Tuesday
KINDLE LANE	Wednesday
KINGS COURT	Thursday
KRAKOW STREET	Thursday
LAFAYETTE STREET	Monday
LAKEVIEW TERRACE	Tuesday
LANZIERI COURT	Thursday
LAUREL AVENUE	Wednesday
LAUREL PLACE	Tuesday
LEWIS STREET	Monday
LILAC CIRCLE	Thursday
LOMBARDI DRIVE	Wednesday
MAIN STREET	Friday
MANSFIELD STREET	Wednesday
MAPLE AVENUE	Monday
MARSHALL LANE	Thursday
MASON STREET	Monday
MCCONNEY'S GROVE	Tuesday
MCKINLEY AVENUE	Wednesday
MCLAUGHLIN TERRACE	Thursday
MINERVA STREET	Friday
MOHAWK AVENUE	Monday



MONACO CIRCLE	Wednesday
MOUNT PLEASANT STREET	Wednesday
MOUNTAIN STREET	Monday
NEW HAVEN AVE	Wednesday
NINTH STREET	Monday
NORTH AVENUE	Tuesday
NUTMEG AVENUE	Tuesday
OAK STREET	Monday
OLD SENTINEL HILL ROAD	Wednesday
OLIVIA STREET	Friday
ORANGEWOOD WEST	Thursday
ORCHARD STREET	Wednesday
O'SULLIVAN ROAD	Thursday
PARK AVENUE	Tuesday
PATTY ANN TERRACE	Tuesday
PAUGASSETT ROAD	Wednesday
PINE STREET	Thursday
PLATT STREET	Wednesday
PLEASANT VIEW ROAD	Thursday
PRAIRIE AVENUE	Thursday
PRINDLE AVENUE	Wednesday
PROSPECT STREET	Wednesday
RIDGE ROAD	Wednesday
ROCKWELL PLACE	Wednesday
ROOSEVELT DRIVE	Tuesday
SCHMITT TERRACE	Thursday
SELMA AVENUE	Thursday
SENTINEL HILL ROAD	Wednesday
SEVENTH STREET	Monday
SEYMOUR AVENUE	Monday
SHAGBARK DRIVE	Thursday
SHELTON STREET	Wednesday
SHERWOOD AVENUE	Thursday
SILVER HILL ROAD	Tuesday
SINGER VILLAGE DRIVE	Thursday
SIXTH STREET	Monday
SMITH STREET	Monday
SODOM LANE	Thursday
SOUTH DIVISION STREET	Wednesday
SPRING STREET	Monday
STELMACK ROAD	Wednesday
STEPHEN STREET	Wednesday

STRANG ROAD	Thursday
STYGAR TERRACE	Tuesday
SUMMER STREET	Monday
SUMMIT STREET	Monday
SUMMITT COMMONS	Tuesday
SUNSET DRIVE	Thursday
TALMAGE STREET	Tuesday
TENTH STREET	Monday
THIRD STREET	Friday
TORRANCE AVENUE	Monday
TRUMBULL STREET	Wednesday
TURNER AVENUE	Wednesday
VALLEY VIEW ROAD	Monday
WASHINGTON AVENUE	Wednesday
WASHINGTON STREET	Wednesday
WATER STREET	Friday
WEST COURT	Thursday
WEST FOURTH STREET	Monday
WEST NINTH STREET	Monday
WINTER STREET	Monday
WOODLAND WALK	Thursday
WOODY CREST	Tuesday
YOCHER LANE	Wednesday

**BIDDER'S QUALIFICATION STATEMENT**

(To be submitted by the Bidder only upon the specific request of the City.)

All questions must be answered, and the data given must be clear and comprehensive. This statement must be notarized. If necessary, questions may be answered on a separate attached sheet. The Bidder may submit any additional information he desires.

1. Name of Bidder.
2. Permanent main office address.
3. When organized.
4. If a corporation, where incorporated.
5. How many years have you been engaged in the contracting business under your present firm or trade name?
6. Contracts on hand: (Schedule these, showing amount of each contract and the appropriate anticipated dates of completion.)
7. General character of work performed by your company.
8. Have you ever failed to complete any work awarded to you?  
If so, where and why?
9. Have you ever defaulted on a contract?  
If so, where and why?
10. List the more important projects recently completed by your company, stating the approximate cost for each, and the month and year completed.
11. List your major equipment available for this Contract.
12. List your experience in work similar to this project.
13. List the background and experience of the principal members of your organization, including officers.
14. List the work to be performed by subcontractors and summarize the dollar value of each subcontract.
15. Credit available.



16. Give bank reference.
17. Will you, upon request, fill out a detailed financial statement and furnish any information that may be required by the City?
18. The undersigned hereby authorizes and request any person, firm or corporation to furnish any information requested by the City in verification of the recitals comprising this Statement of Bidder's Qualifications.

Date \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
(Name of Bidder)

By \_\_\_\_\_

Title \_\_\_\_\_

State of \_\_\_\_\_ )

)ss.

County of \_\_\_\_\_ )

\_\_\_\_\_ being duly sworn deposes

and says that he is \_\_\_\_\_ of \_\_\_\_\_

\_\_\_\_\_  
(Name of Organization)

and that the answers to the foregoing questions and all statements therein contained are true and correct.

Subscribed and sworn to before me

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
(Notary Public)

My commission expires \_\_\_\_\_, 20\_\_\_\_\_.

**CERTIFICATION OF INSURANCE REQUIREMENTS**

The Contractor, upon the notice of award and upon execution of the Contract, shall provide documentation, if not previously submitted, a Certificate of Insurance following coverages and limits of liability are in effect for the time period of the Contract (July 1, 2020 to June 30, 2023) through insurers licensed to do business in Connecticut.

<b><u>Coverage</u></b>	<b><u>Limits of Liability</u></b>
Workers' Compensation	Statutory
Employer's Liability	\$1,000,000.00
Bodily Injury Liability Except Automobile	\$1,000,000.00/each occurrence \$2,000,000.00 aggregate
Property Damage Liability Except Automobile	\$500,000.00/each occurrence \$500,000.00 aggregate
Automobile Bodily Injury Liability	\$1,000,000.00/each occurrence \$2,000,000.00/each occurrence
Automobile Property Damage	\$500,000.00/each occurrence
Excess Umbrella Liability	\$5,000,000.00/each occurrence

To the extent permitted by law, all or part of any required insurance coverage may be provided by the Contractor's parent corporation.

**All policies shall name the City of Derby as an additional insured.**

All Sub-Contractors on this Project shall carry the same coverage as required for the Contractor, and the Contractor shall determine that coverage is in effect prior to allowing any Sub-Contractor to commence work.

**PERFORMANCE BOND**

KNOW ALL MEN BY THESE PRESENTS:

That we, \_\_\_\_\_ a \_\_\_\_\_  
(Corporation, Partnership, Individual)  
hereinafter called "Principal," and \_\_\_\_\_, of \_\_\_\_\_,  
State of \_\_\_\_\_, hereinafter called the "Surety,"  
are held firmly bound unto the City of Derby, Connecticut 06418, hereinafter called the "City,"  
in the penal sum of \_\_\_\_\_  
DOLLARS (\$ \_\_\_\_\_) in lawful money of the United States, for the payment of which sum well  
and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly  
and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, Principal entered into a certain Contract with the City, dated the \_\_\_\_\_  
day of \_\_\_\_\_, 20\_\_\_\_, a copy of which is hereto attached and made a  
part hereof for the construction of:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

NOW, THEREFORE, if the Principal shall well, truly, and faithfully perform its duties, all  
the undertakings, covenants, terms, conditions, and agreements of said Contract during original  
term thereof, and any extensions thereof which may be granted by the City, with or without notice  
to the Surety, and if he shall satisfy all claims and demands incurred under such Contract, and  
shall fully indemnify and save harmless the City from all costs and damages which it may suffer  
by reason of failure to do so, and shall reimburse and repay the City all outlay and expense which  
the City may incur in making good any default, then this obligation shall be void; otherwise to  
remain in full force and effect.



PROVIDED, FURTHER, that the said Surety, for value received hereby stipulates and agrees that no change, extension of time, alteration, or addition to the terms of the Contract or to the work to be performed hereunder of the Specifications accompanying the same shall in any way affect its obligation on this Bond, and it does hereby waive notice of any such change, extension of time, alteration, or addition to the terms of the Contract or to work of the Specifications.

PROVIDED, FURTHER, that no final settlement between the City and the Contractor shall abridge the right of any beneficiary hereunder, whose claim may be unsatisfied.

IN WITNESS WHEREOF, this instrument is executed in three (3) counterparts, each one of which shall be deemed an original, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

ATTEST:

\_\_\_\_\_  
(Principal)

\_\_\_\_\_  
(Principal) Secretary  
(SEAL)

BY: \_\_\_\_\_ (s)

\_\_\_\_\_  
(Address - Zip Code)

\_\_\_\_\_  
(Witness as to Principal)

\_\_\_\_\_  
(Address - Zip Code)

\_\_\_\_\_  
(Surety)

ATTEST:

\_\_\_\_\_  
(Surety) Secretary  
(SEAL)

BY: \_\_\_\_\_  
(Attorney-in-fact)

\_\_\_\_\_  
(Witness as to Surety)

\_\_\_\_\_  
(Address - Zip Code)

\_\_\_\_\_  
(Address - Zip Code)

**NOTE:** Date of Bond must not be prior to date of Contract. If Contractor is Partnership, all Partners should execute Bond.

EXHIBIT 9

**NON-COLLUSION AFFIDAVIT**

State of \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

\_\_\_\_\_, being first duly sworn, deposes  
and says that:

(1) He is (owner, partner, officer, representative or agent) of \_\_\_\_\_  
\_\_\_\_\_, the Bidder that has submitted the attached bid;

(2) He is fully informed respecting the preparation and contents of the attached Bid and of all  
pertinent circumstances respecting such Bid;

(3) Such Bid is genuine and is not a collusive or sham Bid,

(4) Neither the said Bidder nor any of its officers, partners, owners, agents, representatives,  
employees or parties in interest, including this affiant, has in any way colluded, conspired, connived  
or agreed, directly or indirectly with any other Bidder, firm or person to submit a collusive or sham  
Bid in connection with the Contract for which the attached Bid has been submitted or to refrain from  
Bidding in connection with such Contract, or has in any manner, directly or indirectly, sought by  
agreement or collusion or communication or conference with any other Bidder, firm or person to fix  
the price or prices in the attached Bid or of any other Bidder, or to fix any overhead, profit or cost  
element of the Bid price or the Bid price of any other Bidder or to secure through any collusion,  
conspiracy, connivance or unlawful agreement any advantage against the Owner or any person  
interested in the proposed Contract; and

(5) The price or prices quoted in the attached Bid are fair and proper and are not tainted by any  
collusion, conspiracy, connivance or unlawful agreement on the part of the Bidder or any of its  
agents, representatives, owners, employees, or parties in interest, including this affiant.

(Signed) \_\_\_\_\_

\_\_\_\_\_  
(Title)

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
(Notary Public)

My commission expires \_\_\_\_\_, 20\_\_\_\_\_.