



CO00002767

COUNTY COUNCIL
SNOHOMISH COUNTY, WASHINGTON

ORDINANCE NO. 02-008

AMENDING CHAPTER 7.37 SNOHOMISH COUNTY CODE, RELATING TO
ILLEGAL DUMPING AND LITTERING PREVENTION AND REMEDIATION
GRANTS

WHEREAS, Snohomish County is continually impacted by illegal dumping of solid waste upon both public and private lands by unknown individuals and parties; and,

WHEREAS, such illegal dumpsites can attract vectors, leach contaminants into surface and ground waters, create odors and present safety problems for the community; and,

WHEREAS, the County supports efforts to assist in the remediation of illegal dumpsites with the administration of various grant programs; and,

WHEREAS, the remediation of illegal dumpsites is in the interest of protecting human health and the environment in the County; and,

WHEREAS, these programs are administered through its Solid Waste Management Division; and,

WHEREAS, the Council finds that it is in the public interest to provide limited grant programs to assist landowners with safe, timely and cost effective cleanup and disposal of illegally dumped materials found on their property.

NOW, THEREFORE, BE IT ORDAINED:

Section 1. Snohomish County Code Section 7.37.032, last amended by Ordinance 94-100, on October 26 1994, is amended to read:

7.37.032 Illegal dumping and littering prevention and remediation grants.

(1) All grants made under this section shall be based on the amount of illegally deposited waste which must be disposed of.

(2) The total net annual cost of the cleanup services and reduced disposal fees provided ~~disbursements made under these~~ is grant programs shall not exceed the amount budgeted by council for ~~these~~ is programs.

(3) Grants to Landowners. The director shall develop and implement a grant program designed to provide a reduced disposal fee for ~~reimburse~~ those landowners who must pay disposal costs to the county for disposing of waste illegally deposited upon their lands. Before a grant is made the following conditions must be met:

(a) The grantee must notify the Snohomish health district of the illegally deposited waste, and comply with any conditions imposed by the health district designed to reduce future illegal deposit of waste.

(b) The grantee must notify the director in writing of the nature and quantity of waste being disposed of, and certify that the waste was not generated by the landowner but instead was deposited upon his lands by parties unknown to the landowner and without the landowner's permission.

(c) The grantee must certify to the director that the land upon which the waste was illegally deposited was either public land or not fenced, not posted, and available to the public for recreational purposes at the time of the deposit of the waste, and is currently public land or unfenced and available to the public for recreational purposes, and will remain so for one year after receipt of the grant.

The director may require additional documentation if the director has concerns as to whether the above requirements have been met. Before awarding a grant the director, based on the information provided by the grantee and by and to the health district, must find that the waste was illegally deposited, that conditions imposed by the health district to minimize future illegal deposit of waste have been met by the grantee, and that the land upon which the waste was illegally deposited was and is currently public land or available to the public for recreational purposes.

(4) Grants to Groups and Individuals. The director shall develop and implement a grant program designed to provide a reduced disposal fee for reimburse those groups or individuals who must pay disposal costs to the county for disposing of waste illegally deposited upon public lands or upon lands available for public recreation. Before a grant is made the following conditions must be met:

(a) The grantee must notify the Snohomish health district of the illegally deposited waste.

(b) The grantee, or if the grantee is a group an individual representing the group, must notify the director in writing of the nature and quantity of waste being disposed of, and certify that the waste was not generated by the group or its members, or individual seeking the grant.

(c) The grantee, or if the grantee is a group an individual representing the group, must certify to the director that the land upon which the waste was illegally deposited was either public land or not fenced, not posted, and available to the public for recreational purposes at the time the waste was removed.

The director may require additional documentation if the director has concerns as to whether the above requirements have been met. Before awarding a grant the director, based on the information provided by the grantee and by and to the health district, must find that the waste was illegally deposited and that the land upon which the waste was illegally deposited was either public land or available to the public for recreational purposes.

(5) Cleanup Grants to Landowners. The director shall develop and implement a grant program designed to assist landowners with the cleanup and disposal of waste illegally deposited upon their lands. Following written authorization from the landowner, solid waste staff may provide cleanup and disposal services for illegally dumped materials for which the landowner will pay compensation to the county based on volume or weight of material removed from the landowner's property. Before a grant is made the following conditions must be met:

(a) The grantee must notify the Snohomish health district of the illegally deposited waste, and comply with any conditions imposed by the health district designed to reduce future illegal deposit of waste.

(b) The grantee must notify the director in writing of the nature and quantity of waste being cleaned up and disposed of, and certify that the waste was not generated by the landowner but instead was deposited upon his lands by parties unknown to the landowner and without the landowner's permission.

(c) The grantee must certify to the director that the land upon which the waste was illegally deposited was either public land or not fenced, not posted, and available to the public for recreational purposes at the time of the deposit of the waste, and is currently public land or unfenced and available to the public for recreational purposes, and will remain so for one year after receipt of the grant. The director may require additional documentation if the director has concerns as to whether the above requirements have been met. Before awarding a grant the director, based on the information provided by the grantee and by and to the health district, must find that the waste was illegally deposited, that conditions imposed by the health district to minimize future illegal deposit of waste have been met by the grantee, and that the land upon which the waste was illegally deposited was and is currently public land or available to the public for recreational purposes.

Passed this 3rd day of April, 2002
SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

ATTEST:

Barbara Sitoristi
Clerk of the Council

Gary Nelson
Chair
Date: 4/5/02

- Approved
 Vetoed
 Emergency

ATTEST: Laura Nelson

Gary Weikel
County Executive

Approved as to form:

Cecilia Weikel
Deputy Prosecuting Attorney

GARY WEIKEL
Deputy Executive

1-25-02
Date

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