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SNOHOMISH COUNTY
EXECUTIVE OFFICE

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COUNTY COUNCIL
Snohomish County, Washington

Amended
ORDINANCE NO. 92- 055

PROVIDING FOR AMENDMENT TO CHAPTERS 7.35 AND 2.68 SCC,
RELATING TO SOLID WASTE DISPOSAL

WHEREAS, the Cathcart Regional Landfill will close on June 28, 1992; and

WHEREAS, on that same date all of Snohomish County's solid waste will be exported out of the county for disposal; and

WHEREAS, solid waste which is now disposed of directly at the Cathcart Regional Landfill will instead have to pass through one of the County's transfer and recycling stations; and

WHEREAS, these changes require altering the operating rules for County solid waste facilities.

NOW THEREFORE, BE IT ORDAINED:

Section 1. Snohomish County Code Section 7.35.020, adopted by Ordinance No. 83-151, on Dec. 28, 1983 is amended to read:

7.35.020 Definitions.

(1) "Agricultural Wastes" means waste resulting from the production of farm or agricultural products including manures;

(2) "Approval" or "Approved" by the County Executive or authorized designee means an approval given after all other permitting processes have been completed;

(3) "Ashes" means the residue of burning of combustible materials;

(4) "Authorized Designee" means the director of the department of public works of Snohomish County unless by order of the County Executive another public official as shall be designated to carry out such duties under this chapter.

(5) "Board of Health" means the board of health of the Snohomish Health District;

(6) "Chapter" shall mean Chapter 7.35 of the Snohomish County Code and amendments thereto.

(7) "Collecting Agent" means any person involved in the collection and disposal of solid waste generated in the unincorporated areas of Snohomish County;

(8) "Composting" means the controlled microbial degradation of organic waste yielding a nuisance-free product;

(9) "Comprehensive Plan" or "Snohomish County Comprehensive Solid Waste Management Plan" means the plan heretofore adopted by Snohomish County by Resolution No. 82-004 adopted January 11, 1982 and approved by the Department of Ecology and any amendments thereto governing, among other things, the disposal of solid waste in Snohomish County;

(10) "Council" means the County Council of Snohomish County;

(11) "Department of Ecology" means the Washington State Department of Ecology;

(12) "Director" means the Director of the Washington State Department of Ecology;

(13) "Disposal site" means an approved site or sites where any final treatment utilization, processing, or deposition of solid waste is permitted and occurs. This includes, but is not limited to, transfer stations (included as part of the disposal system of the County), sanitary landfills, incinerators, composting plants, and the location of a facility for the recovery of energy resources from solid wastes or the conversion of the energy in such wastes to more useful forms or combinations thereof;

(14) "Garbage" means and includes all putrescible wastes, except sewage and body wastes, including vegetables, animal offal and carcasses of dead animals, but not including recognized industrial by-products, and shall include all such substances from all public and private establishments and from all residences;

(15) "Hazardous Wastes" means and includes, but is not limited to explosives, medical wastes, radioactive wastes, pesticides and chemicals which are potentially harmful to the public health or the environment;

(16) "Health District" means the Snohomish Health District;

(17) "Health Officer" means the health officer of the Snohomish Health District;

(18) "Incineration" means the controlled combustion of solid waste that yields satisfactory nonputrescible residues and air effluents;

(19) "Incinerator" means a furnace and associated building designed to burn solid wastes under controlled conditions of more than fifty-pounds-per-hour capacity;

(20) "Industrial wastes" means waste by-products of manufacturing and/or processing operations;

(21) "Nuisance" means unlawfully doing an act, or failing to perform an act which act or omission either unreasonably annoys , or injures, or unreasonably endangers the comfort, repose, health or safety of others or unlawfully interferes with, obstructs or could obstruct any navigable waterway or any publicly travelled place or unreasonably renders other persons, acting in good faith, insecure in their actions or the use of their property;

(22) "Open burning" means the burning of solid wastes in an open area, or pile, or in a barrel or furnace with inadequate controls which yields an unsatisfactory residue and an unsatisfactory air effluent;

(23) "Permit" means a solid waste disposal site permit issued by the Snohomish Health District at a site consistent with the comprehensive plan and approved as such by the County Executive or Authorized Designee;

(24) "Person" is an individual, firm, association, co-partnership, political subdivision, government agency, municipality, industry, public or private corporation, or any other entity whatsoever;

~~(25) "Problem Waste" means bulky wastes, abandoned vehicles or parts, waste oil, scrap tires, construction and demolition wastes, industrial wastes, manure, hazardous wastes, fly ash and such other solid wastes which may require special handling;~~

(26) ~~(25)~~ "Processing" means the conversion of solid waste into a useful product or otherwise prepares solid waste for sale and reuse;

(27) ~~(26)~~ "Putrescible material" means any organic material which will decompose and may give rise to foul-smelling, offensive products;

~~(28) (27)~~ "Reclamation" means the disposal process in which there is hand and/or mechanical segregation of solid waste for sale and reuse, including source separation. Materials which can be removed through reclamation include but are not limited to newsprint, cardboard, aluminum, glass, plastics and ferrous metal. Reclamation does not include combustion of solid waste or preparation of a fuel from solid waste;

(29) ~~(28)~~ "Reclamation site" means a location used for the processing or the storage of reclaimed material;

(30) ~~(29)~~ "Recycling" means a method of reclamation;

(31) ~~(30)~~ "Resource Recovery Facility" means a facility for the recovery of energy resources from solid wastes or the conversion or processing of solid waste to a more useful form or a combination thereof;

(32) ~~(31)~~ "Sanitary landfill" means a method of disposing of solid waste on land without creating nuisances or hazards to public health or safety, by utilizing the principles of engineering to confine the solid waste to the smallest practical area, to reduce it to the smallest practical volume,

and to cover it with a layer of earth at the conclusion of each day's operation or at such more frequent intervals as may be necessary;

~~(33)~~ (32) "Solid waste" means all putrescible and non-putrescible wastes, whether in solid or in liquid form, except liquid-carried industrial wastes and sewage, and including garbage, rubbish, ashes, industrial wastes, swill, demolition and construction wastes, abandoned vehicles or parts thereof, discarded home and industrial appliances, manure, digested sludge, vegetable or animal solid and semi-solid wastes, dead animals, and other discarded solid and semi-solid materials;

~~(34)~~ (33) "Solid waste handling" means the storage, collection, transportation, treatment, utilization, processing, and final disposal of solid waste;

(34) "Special wastes" means those solid wastes which require special handling either due to their posing a potential health hazard, or due to their bulky or abrasive nature which could damage transfer equipment, and which are designated as "special wastes" by the authorized designee;

(35) "Transfer station" means a staffed, fixed, supplemental, collection/transportation/disposal facility, used by collection agents, or other persons and or route collection vehicles to deposit solid wastes into a larger transfer vehicle for transport to a disposal site. This does not include a detachable container or solid waste drop box. Any transfer station currently in use by Snohomish County or hereafter created by it is part of the Snohomish County solid waste disposal system;

(36) "Woodwaste" means a by-product resulting from the handling and processing of wood, including, but not limited to, hog fuel, sawdust, shavings, chips, bark, small pieces of wood, stumps, limbs, or any other material composed largely of wood which has no significant commercial value at the time in question, but shall not include slash developed from logging operations unless disposed of on a different site.

Section 2. Snohomish County Code Section 7.35.040, adopted by Ordinance No. 83-151, on Dec. 28, 1983, is amended to read:

7.35.040 Operation of solid waste disposal sites by county. The Snohomish county public works department shall be the operating authority for all solid waste disposal sites owned or operated by Snohomish county. The director of the public works department shall prepare operating rules for such solid waste disposal sites, which rules, ~~upon adoption by the county council,~~ shall govern days and hours of operation, disposal fees charged, and acceptable solid waste products, ~~and all matters necessary to assure compliance with federal, state and local regulations applicable to such sites.~~ The county reserves the right to provide in said operating rules that certain solid wastes, such as ~~bulky wastes, problem~~ special wastes, and wood waste, or wastes based on source, type, or volume, shall not be accepted, or only conditionally accepted, at sites owned or operated by the county. The public works department may designate different disposal sites for different types

of wastes, for different types of vehicles, for customers authorized or not authorized by the director for credit billing, and/or for customers who do or do not hold valid Utilities and Transportation Commission G certificate permits. In making such designations the department, upon adoption of appropriate standards, may exempt charitable organizations, state subdivisions, or other classes of users which would suffer undue hardship without an exemption. The operating rules for such sites shall be consistent with this chapter and with regulations promulgated by the board of health.

Operating rules prepared by the Director shall comply with all interlocal agreements entered into by the County. Where practicable, the operating rules shall be prepared in consultation with the Solid Waste Advisory Committee and with those cities or towns containing solid waste transfer facilities affected by the operating rules.

Rules establishing disposal fees will be effective only upon adoption by the County Council.

Section 3, Snohomish County Code Section 2.68.070, adopted by resolution on August 14, 1972, is repealed.

Passed this 27th day of May, 1992.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

for Elizabeth McLaughlin
Council Chair

Robert J. Drewel
County Executive

JUN 2 1992

Approved as to form:

David White 5-26-92
Deputy Prosecuting Attorney

ATTEST:

Sheila McAllister
Clerk of the Council, asst.