



CO00023613

SNOHOMISH COUNTY COUNCIL

ORDINANCE NO. 93-068

AMENDING SNOHOMISH COUNTY CODE
TITLE 18, CHAPTERS 18.32 and 18.90
RELATING TO HAZARDOUS WASTE STORAGE AND TREATMENT FACILITIES

BE IT ORDAINED:

Section 1. That SCC, Title 18, Chapter 18.32, subsection 18.32.040(A), page 2(e), last amended by Ord. No. 92-120, adopted November 9, 1992, is amended to read:

HAZARD.DOC/ss

s;18.32 matrix 5:7

	F	F&R	A-10	R-5	RC & RR	RD	SA-1	RU	R 20,000	R 12,500	R 9,600	R 8,400	R 7,200	WFB	T	LDMR	MR	FS	NB	PCB	CB	GC	IP	BP	LI ⁶¹	HI ⁶¹	MC		
Grocery Store																		24	P	P	P	P				P	P		
Group Care Facility 37					C	C	C										O	C				C	C						
Guesthouse	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		P	P	P	P							
Gym																					P	P	P	P	P	P	P		
Hardware Store																				P	P	P	P				P	P	
Hazardous waste storage & treatment facilities																													
Onsite 69	P	P																	P	P	P	P	P	P	P	P	P		
Offsite 70						P																			C	C	C	C	
Home Improvement Center																				P	P	P	P				P	P	
Home Occupation 11	P		P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		P		P	P					P	P	
Homestead Parcel 43					C	C	C	C																					
Hospital 31,44					C	C	C	C	C	C	C	C	C	C	C	C	C				P	C	C						
Hotel/Motel 31																		C	C	P		P	P	P					
Institution, Educational					C	C		C	C	C	C	C	C	C	C	C	C	C				P	P	P	P	P	P	P	
Junkyard																												C	P
Kennel																													
Commercial 12	P		C	P	C	P	C	P	C	C	C	C	C	C	C	C						P	P	P	P	P	P	P	
Exhibitor/Breeding ⁵⁷	P		C	P	C	P	C	P	C	C	C	C	C	C	C	C	C	C		P		P	P	P	P	P	P	P	
Private 13	P		P	P	P	P	P	P	P	P	P	P	P	P	P	P	P		P		P	P	P						
Laboratory																								P	P	P	P	P	
Library 44					C	C	C	C	P	C	C	C	C	C	C	C	C				P	P	P	P	P	P	P	P	
Licensed Practitioner 31,44																		C	C		P	P	P	P	P	P	P	P	
Locksmith																					P	P	P	P	P	P	P	P	
Log Scaling Station	P	P			C																								
Lumber Yard																								P	P	P	P	P	

P - Permitted Use
 C - Conditional Use
 T - Temporary Use

NOTE: Reference numbers within matrix indicate special conditions apply.
 See 18.32 page 3 thru 18.32 page 17

NEW SECTION. Section 2. That a new subsection 18.32.040(B)(69) is added to SCC Title 18, as follows:

(69) On-site hazardous waste treatment and storage facilities are allowed only as an incidental use to any use generating hazardous waste which is otherwise allowed, provided that such facilities demonstrate compliance with the State siting criteria for dangerous waste management facilities pursuant to RCW 70.105.210 and WAC 173-303-282 as now written or hereafter amended.

NEW SECTION. Section 3. That a new subsection 18.32.040(B)(70) is added to SCC Title 18, as follows:

(70) An application for a conditional use permit to allow an offsite hazardous waste treatment and storage facility shall demonstrate compliance with the State siting criteria for dangerous waste management facilities pursuant to RCW 70.105.210 and WAC 173-303-282 as now written or hereafter amended.

NEW SECTION. Section 4. That a new section 18.90.245 is added to SCC Title 18, as follows:

18.90.245 Dangerous waste. "Dangerous waste" means any discarded, useless, unwanted, or abandoned substance, including but not limited to certain pesticides, or any residues or containers of such substances which are disposed of in such quantity or concentration as to pose a substantial present or potential hazard to human health, wildlife, or the environment because such wastes or constituents or combinations of such wastes:

- (1) Have short-lived, toxic properties that may cause death, injury, or illness or have mutagenic, teratogenic, or carcinogenic properties; or
- (2) Are corrosive, explosive, flammable, or may generate pressure through decomposition or other means.

NEW SECTION. Section 5. That a new section 18.90.327 is added to SCC Title 18, as follows:

18.90.327 Extremely hazardous waste. "Extremely hazardous waste" means any dangerous waste which:

- (1) Will persist in a hazardous form for several years or more at a disposal site and which in its persistent form:
 - (a) Presents a significant environmental hazard and may be concentrated by living organisms through a food chain or may affect the genetic make-up of man or wildlife, and
 - (b) Is highly toxic to man or wildlife.
- (2) If disposed of at a disposal site in such quantities as would present an extreme hazard to man or the environment.

NEW SECTION. Section 6. That a new section 18.90.451 is added to SCC Title 18, as follows:

18.90.451 Hazardous waste. "Hazardous waste" means all dangerous and extremely hazardous waste except for moderate risk waste.

NEW SECTION. Section 7. That a new section 18.90.452 is added to SCC Title 18, as follows:

18.90.452 Hazardous waste storage. "Hazardous waste storage" means the holding of hazardous waste for a temporary period. Any manner of management of hazardous waste constituting disposal or abandonment is not considered storage for a temporary period. Any hazardous waste stored for a temporary period shall be scheduled for future treatment and disposal within a reasonable time period as regulated by WAC 173-303 as now written or hereafter amended. Accumulation of hazardous waste by a generator on the site of generation is not storage as long as the generator complies with the applicable requirements of WAC 173-303 as now written or hereafter amended.

NEW SECTION. Section 8. That a new section 18.90.453 is added to SCC Title 18, as follows:

18.90.453 Hazardous waste treatment. "Hazardous waste treatment" means the physical, chemical or biological processing of hazardous waste for the purpose of rendering these wastes for material resource recovery, amenable for storage, or reduced in volume, as regulated by WAC 173-303 as now written or hereafter amended.

NEW SECTION. Section 9. That a new section 18.90.454 is added to SCC Title 18, as follows:

18.90.454 Hazardous waste treatment and storage facility, offsite. "Hazardous waste treatment and storage facility, offsite" means treatment and storage facilities which treat and store hazardous wastes generated on properties other than those on which the offsite facilities are located as regulated by WAC 173-303 as now written or hereafter amended.

Section 10. That SCC Title 18, Section 18.90.455, last amended by Ordinance 86-037, is repealed.

NEW SECTION. Section 11. That a new section 18.90.455 is added to SCC Title 18, as follows:

18.90.455 Hazardous waste treatment and storage facility, onsite. "Hazardous waste treatment and storage facility, onsite" means treatment and storage facilities which treat and store hazardous wastes generated onsite as defined in WAC 173-303-040 as now written or hereafter amended.

NEW SECTION. Section 12. That a new section 18.90.458 is added to SCC Title 18, as follows:

18.90.458 Hearing examiner. "Hearing examiner" means the office of Snohomish County hearing examiner created by chapter 2.02 SCC.

NEW SECTION. Section 13. That a new section 18.90.603 is added to SCC Title 18, as follows:

18.90.603 Moderate risk waste. "Moderate risk waste" means:

(1) Any waste that exhibits any of the properties of hazardous waste but is exempt from the laws, rules and regulations of the Hazardous Waste Management Act pursuant to RCW 70.105, as now written or hereafter amended, solely because the waste is generated in quantities below the threshold for regulation, and

(2) Any household wastes which are generated from the disposal of substances identified by the State of Washington's Department of Ecology as hazardous household substances.

DATED this 11th day of August, 1993.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

Liz J. Gagliardi
Chairperson

ATTEST:

Barbara Sikowski
Clerk of the Council, *Asst.*

- () APPROVED
- () EMERGENCY
- () VETOED

DATE *[Signature]*
8-16-93

County Executive

PUBLISHED _____

ATTEST: *Marilyn B. Alief*

Barbara Dykes, DPA
Approved as to form only on

April 15, 1993
(Date)