



COUNTY COUNCIL
Snohomish County, Washington
Amended
ORDINANCE NO. 93-134

AMENDING SCC 7.41 TO ALTER SOLID WASTE RULES AND FEES

WHEREAS, Snohomish County has adopted a waste prevention/recycling goal of 50% by the year 1999, and;

WHEREAS, clean wood represents a significant percentage of the County's recyclable waste stream, and;

WHEREAS, space for collection of clean wood currently exists at several of the County's disposal facilities, and;

WHEREAS, there are companies operating in the region that use clean wood in making new wood products, compost, or fuel, and;

WHEREAS, Christmas trees, which when clean represent a recyclable resource, are too often illegally burned or dumped, and;

WHEREAS, periodic emergencies may require that Snohomish County residents be able to dispose of large amounts of solid waste quickly and safely, and;

WHEREAS, established fees for solid waste disposal could make it difficult or impossible for residents to dispose of large quantities of solid waste quickly, and;

WHEREAS, the inability of residents to dispose of solid waste in case of an emergency could be deleterious to the public health and safety, and;

WHEREAS, County ordinances require that all waste generated within the County be disposed of at County solid waste facilities, and;

WHEREAS, Substitute House bill 1100, passed by the legislature during its 1993 session, requires each county with a transfer station to adopt an ordinance to reduce litter from vehicles by requiring vehicle operators transporting solid waste to transfer stations to secure or cover the vehicle's waste in a manner that will prevent spillage.

NOW THEREFORE, BE IT ORDAINED:

Section 1. Snohomish County Code, Section 7.41.010 last amended by Ord 90-022 on May 14, 1990, is amended to read:

7.41.010 Definitions. As used in this chapter unless context requires another meaning:

(1) "Bulky waste" means large items of refuse, such as appliances, furniture, and other oversize wastes which would typically not fit into reusable or disposable containers.

(2) "Clean wood" means that wood waste as defined in this section which does not contain laminates or glues, and which has not been painted or treated with stain preservatives.

~~(2)~~(3) "Contract hauler" means any person engaged in the business of solid waste handling under the authority of the Washington utilities transportation commission or under contract with any corporate municipality of the state of Washington.

~~(3)~~ (4) "Commercial" means any solid waste brought to a Snohomish county solid waste disposal site for disposal by company, corporation, business, firm, association, sole proprietorship, partnership, municipality, political subdivision, or government entity.

~~(4)~~(5) "Compacted waste" means any solid waste whose volume has been reduced through mechanical means by compression from the original state.

~~(5)~~(6) "Dangerous waste" means any solid waste designated as dangerous waste by the department of ecology under chapter 173-303 WAC.

~~(6)~~(7) "Demolition debris" means solid waste, largely inert waste, resulting from the demolition or razing of buildings, roads and other man-made structures. Demolition waste consists of, but is not limited to, concrete, brick, bituminous concrete, wood and masonry, composition roofing and roofing paper, steel, and minor amounts of other metals like copper. Plaster (i.e., sheetrock or plaster board) or any other material, other than wood, that is likely to produce gases or a leachate during the decomposition process and asbestos wastes are not considered to be demolition waste for the purposes of this regulation.

~~(7)~~(8) "Director" means the director of the Snohomish county department of public works or his/her designated representative.

~~(8)~~(9) "Disposal site" means the location where any final treatment, utilization, processing, or deposition of solid waste occurs.

~~(9)~~(10) "Garbage" means unwanted animal and vegetable wastes and animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food, swill and carcasses of dead animals, and of such a character and proportion as to be capable of attracting or providing food for vectors, except sewage and sewage sludge.

~~(10)~~(11) "Hard-to-handle waste" means any waste material which is difficult to transfer, transport, or dispose of at county disposal sites without special processing including, but not limited to tires, fly ash, sheetrock, shingles, plywood squares, concrete, boulders, and stumps.

~~(11)~~(12) "Hazardous waste" means any waste material defined as hazardous pursuant to Federal Public Law 94-580 (Resource Conservation and Recovery Act) or as later amended and regulations thereunder, including explosives, medical wastes, radioactive wastes, pesticides, chemicals, burning materials, and other materials.

~~(12)~~(13) "Health officer" means the health officer or his/her representative of the Snohomish health district.

~~(13)~~(14) "Liquid" means a substance that flows readily and assumes the form of its container but retains its independent volume.

~~(14)~~(15) "Person" means any individual, firm, association, partnership, political subdivision, government agency, municipality, industry, public or private corporation or any other entity.

~~(15)~~(16) "Senior citizen" means any permanent resident of Snohomish county who is 60 years of age or older.

~~(16)~~(17) "Solid waste" means all putrescible and nonputrescible solid and semisolid wastes, including but not limited to garbage, rubbish, ashes, industrial wastes, swill, demolition and construction wastes, abandoned vehicles or parts thereof, and discarded commodities. This includes all liquid, solid and semisolid, materials which are not the primary products of public, private, industrial, commercial, mining and agricultural operations. Solid waste includes but is not limited to sludge from wastewater treatment plants and septage, from septic tanks, wood waste, dangerous waste, and problem wastes.

~~(17)~~(18) "Uncompacted waste" means any solid waste in a loose condition, not compressed by mechanical means.

~~(18)~~(19) "Wood waste" means solid waste consisting of wood pieces or particles generated as a by-product or waste from the manufacturing of wood products, handling and storage of raw materials and trees and stumps. This includes but is not limited to sawdust, chips, shavings, bark, pulp, hog fuel, and log sort yard waste, but does not include wood pieces or particles containing chemical preservatives such as creosote, pentachlorophenol, or copper-chrome-arsenate.

~~(19)~~(20) "Scavenging" means the removal of materials at a disposal site, or interim solid waste handling site without the approval of the owner or operator and the jurisdictional health department.

~~(20)~~(21) "Salvaging" is a recovery process in which there is hand and/or mechanical segregation of solid waste to recover materials for sale and/or reuse and is done in a controlled and organized manner.

~~(21)~~(22) "Yard waste" means plant material (leaves, grass clippings, branches, brush, flowers, roots, etc.); organic debris commonly thrown away in the course of maintaining yards and gardens, including sod; and other biodegradable material approved by the director. It excludes food waste, plastics and synthetic fibers, lumber, any wood or tree limbs over six inches in diameter or ten feet long, and soil contaminated with hazardous waste.

Section 2. Snohomish County Code, Section 7.41.020 last amended by Ordinance 92-115 on October 12, 1992, is amended to read:

7.41.020 Solid Waste Disposal Fee Schedule

(1) All persons using county-operated solid waste disposal sites shall pay the service fees set forth in this chapter. Listed fees are subject to applicable taxes.

(2) Service fees for solid waste disposal shall be based upon measured weights whenever possible. In the absence of weight information, service fees shall be based upon the cubic yard; except that all passenger cars shall be charged fourteen dollars and fifty-eight cents regardless except for disposal of clean wood at those County facilities which have designated containers for clean wood collection.

(3) In the absence of exact measurements of weight or quantity, the estimate of the Director shall be final and binding on the user.

(4) Service fees for materials determined to be bulky or hard-to-handle wastes by the Director shall be based upon the schedules in RCW 7.41.020(2) and (3).

(5) Except for disposal of clean wood at those County facilities which have designated containers for clean wood collection and Christmas trees between December 26 and March 31, ((S)) service fees for urban and rural transfer stations and drop boxes shall be as follows:

- a. Passenger cars \$14.58
- b. Fees based on weight \$89.00 per ton/\$14.58 min. fee
- c. Pickups, station wagons, vans, etc. \$16.25 per cu. yd./\$16.25 min fee
- d. Commercial compacted \$27.01 per cubic yard

(6) Service fees for disposal of clean wood, except Christmas trees between December 26 and March 31, at those county facilities which have designated containers for clean wood collection shall be as follows:

- a. Passenger cars \$12.91
- b. Fees based on weight \$79.00 per ton/\$12.91 min. fee
- c. Pickups, station wagons, vans, etc. \$14.34 per cu. yd./\$14.34 min fee

(7) Service fees for disposal of Christmas trees between December 26 and March 31 shall be \$4.78 per tree. Regular service fees shall apply at all other times.

Section 3. A new section, 7.41.022 is added to Snohomish County Code, Chapter 7.41:

7.41.022 Solid Waste Disposal Emergencies. Notwithstanding the provisions of SCC 7.41.020, the County Executive is delegated the

authority to reduce or eliminate any or all disposal fees under the following conditions:

(a) a state of emergency for all or part of Snohomish County has been declared by a state or federal official empowered to declare such an emergency, and

(b) the event leading to the state of emergency results in the necessity for residents to quickly and safely dispose of solid wastes in order to maintain the public health and safety.

This reduction or elimination of fees shall be made, where practicable, only after consultation with the Council, and shall under no circumstances last longer than 30 days without formal Council approval. The County Executive shall provide written notification of the reduction or elimination of fees to the Council and the Department of Finance.

Section 4. Snohomish County Code, Section 7.41.040, last amended by Ordinance 90-022 on May 14, 1990 is amended to read:

7.41.040 Special fee provisions - senior citizens

(1) Any senior citizen may make application for a senior citizen solid waste disposal fee card on forms established by the director.

(2) Any such application shall be accompanied by proof of age and residency, and a certification in the following form:

I, _____, certify under penalty of perjury that I and my spouse (if any) had a gross combined annual income of less than \$12,700.00 per year during the preceding calendar year. ((or that I and my spouse (if any) suffer from a significant physical infirmity.))

(Applicant)

Documents acceptable to establish proof of age and residency include, but are not limited to, a valid Washington state drivers license, a Snohomish county real property tax statement, a voter registration card, or a property tax receipt.

~~((3) Each application shall state whether the applicant only or the applicant and his/her spouse may utilize the card.))~~

~~(3) ((4))~~ Upon approval of the application, the senior citizen shall receive a senior citizen solid waste disposal fee card. ~~((The card shall authorize twenty uses in any calendar year or remainder thereof and shall allow senior citizens holding a valid card to utilize any solid waste disposal site at \$2.00 per use, effective January 1, 1991.))~~ The card shall be non-transferable and its use shall be restricted to those

named on the card for individual use. Each card shall be valid for a calendar year and may be reviewed annually.

~~(4) ((5) — The card shall be non-transferable and its use shall be restricted to those named on the card for individual use.))~~ The card shall authorize twenty uses in any calendar year or remainder thereof and shall allow senior citizens holding a valid card to use any solid waste disposal site in accordance with operating rules developed by the director. The card shall also be restricted to a per use volume of up to four covered containers not exceeding 30 gallons each or the equivalent thereof at a per use cost of \$2.00.

~~((6) — Each card shall be valid for a calendar year and may be renewed annually.))~~

~~(5) ((7))~~ At any time, the director or his/her designee may require proof of identity for any individual using a card. ~~((8))~~ Any use of a card by an unauthorized individual or for waste other than that generated by the holder shall be sufficient cause for revocation and any card so used may be immediately seized by the director.

Section 5. A new section, 7.41.042 is added to Snohomish County Code, Chapter 7.41.

7.41.042 Secured Loads- Additional Charge. All loads arriving at any County solid waste facility shall be covered or secured so as to prevent any solid waste being transported from unintentionally falling or being blown out of the vehicle.

(1) After June 30, 1994, any vehicle arriving at a solid waste facility which contains waste that is not covered or secured shall be charged an additional fee as follows:

(a) for vehicles with gross vehicle weights up to and including 8,000 pounds, the additional charge shall be \$5.00.

(b) for vehicles with gross vehicle weights over 8,000 pounds, the additional charge shall be \$10.00.

(2) Until June 30, 1994 the operator of any vehicle meeting the conditions described in (1) (a) or (b) of this section shall be issued a written warning alerting the operator to the requirements of this section.

(3) All monies collected under this section shall be placed in an Unsecured Loads Additional Charge Account.

(4) The Unsecured Loads Additional Charge Account shall be disbursed no less often than quarterly, and shall be used by the Solid Waste Management Division only for the purposes of reducing and remediating littering and illegal dumping.

Passed this 15th day of Dec., 1993.

SNOHOMISH COUNTY COUNCIL

Snohomish County, Washington

Liz McLaughlin
Liz McLaughlin
Council Chairperson

ATTEST:

Shila McCallister
Clerk of the Council, *asst.*

APPROVED *12-16-93*
Date *RL*

VETOED

EMERGENCY

Robert J. Drewel
Robert J. Drewel
County Executive

PUBLISHED: _____

Approved as to form:

Deputy Prosecuting Attorney