

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington



AMENDED
ORDINANCE NO. 98-002

AMENDING SNOHOMISH COUNTY CODE CHAPTER 7.42
RELATING TO SOLID WASTE RECYCLING

BE IT ORDAINED:

Title. The title of Snohomish County Code Chapter 7.42 is amended to read:

**RESIDENTIAL COLLECTION OF SOLID WASTE ((RECYCLING-COLLECTION
OF RESIDENTIAL RECYCLABLES)) AND RECYCLABLES IN
UNINCORPORATED AREAS OF THE COUNTY**

Sections. The sections index of Snohomish County Code 7.42 is amended to read:

Sections:

- 7.42.010 Purpose.
- 7.42.020 Definitions.
- 7.42.030 Authority delegated to the director of
the solid waste management division.
- 7.42.040 Services to be provided.
- 7.42.050 ~~((Recipients of the services.))~~ Report to council on effectiveness of
program.
- 7.42.060 ~~((Report to council on effectiveness of program.))~~ Notification of rate
changes.
- 7.42.070 ~~((Use of existing recycling collectors, processors and markets.))~~
Reporting.
- 7.42.080 ~~((Reporting.))~~ Effective date.
- 7.42.090 ~~Effective date.~~

Section 1. Snohomish County Code Section 7.42.010, last amended by Ordinance 90-199 on November 28, 1990, is amended to read:

7.42.010 Purpose.

The purpose of this ~~((subsection))~~ chapter is to define levels of single-family and multi-family residential solid waste and recycling services which shall be provided to ~~((all))~~ households in areas serviced by solid waste collection companies operating in unincorporated portions of Snohomish county.

Section 2. Snohomish County Code Section 7.42.020, last amended by Ordinance 95-004, Sec. 21, Feb. 15, 1995, Eff date Feb. 27, 1995, is amended to read:

7.42.020 Definitions.

For the purposes of this chapter:

(1) (~~("Single-family residences" means those residential dwellings containing four or less dwelling units.)~~) "Single family dwelling" means any residential unit receiving solid waste collection service as an individual unit and the dwelling is billed for solid waste collection service as an individual unit.

(2) (~~("Multi-family residences" means those residential dwellings containing five or more dwelling units, including mobile home parks.)~~) "Multi-family structure" means any residential structure designed for occupancy by two or more families living independently of each other receiving solid waste collection service as an entire structure or complex and the structure or complex is billed for solid waste collection service as a whole and not by individual dwelling units.

(3) "Urban/suburban Service Zone" means those areas of the unincorporated county that have been (~~(officially so)~~) designated (~~(by motion of the county council through approval of the urban/suburban service zone map.)~~) as such in figure 2-1 of the Recycling Element of the Snohomish County Comprehensive Solid Waste Management Plan, December 1989.

(4) "Recycling Service Zone" means those areas of the unincorporated county that have been determined to be suitable to receive certain collection services for recyclables and other materials, in accordance with section 7.42.040, and have been officially so designated by motion of the county council or by directive of the director of the solid waste management division, in accordance with SCC 7.42.030.

The criteria used to determine the boundary of the (~~(urban/suburban)~~) recycling service zone shall be population density and distribution, and , in particular, serviceability factors, with (~~(particular)~~) attention being paid to the following:

(a) whether the area is contained within a U.S. Census Bureau designated urbanized area for the most recent census;

(b) (~~(whether the area is within an incorporated city having a population greater than 4,000 persons as registered by the Snohomish county department of planning and development services;)~~) (~~((e))~~) whether the area is adjacent to an area ((e)) meeting criteria (a) (~~(or (b))~~) above and ((have)) has a population density of at least 200 persons per square mile;

(~~((d))~~) (c) whether, if the area is not adjacent to (a) (~~(or (b))~~) above, the area has a population greater than 4,000 persons within a contiguous area and a population density of at least 200 persons per square mile;

(d) whether other factors pertaining to serviceability make it possible to provide services to additional residences at similar costs as for residences in other areas of unincorporated county which already have established collection services.

~~The urban/suburban service zone may be modified annually by motion of the county council based upon input by the director of the county solid waste management division.)~~

(5) "Yard Debris Service Zone" means those areas of the unincorporated county that have been determined to be suitable to receive certain collection services for yard debris, in accordance with section 7.42.040, and have been officially so designated by motion of the county council or by directive of the director of the solid waste management division, in accordance with SCC 7.42.030.

The criteria used to determine the boundary of the yard debris service zone shall be similar to those used to determine the recycling service zone and, in particular, serviceability factors.

~~((4))~~ (6) "Yard ~~((waste))~~ debris" means plant material including, but not limited to, grass clippings, leaves, branches, brush, flowers, roots, windfall fruit, vegetable garden debris, and weeds commonly created in the course of maintaining yards and gardens, and through horticulture, gardening, landscaping, or other similar activities as well as other biodegradable ~~((waste))~~ materials approved for yard ~~((waste))~~ debris pickup by the director of the solid waste management division, after consultation with composting facilities and the Snohomish health district. Yard debris collection shall also include clean holiday trees and jack-o-lanterns. It excludes rocks, sod, soil, ~~((food-waste,))~~ plastics and synthetic fibers, treated dimensional lumber, any woody materials over four inches in diameter or three feet in length, pet wastes, as well as other materials prohibited by the director of the solid waste management division pursuant to the authority of SCC 7.42.030(2).

~~((5))~~ (7) "Collection company" and "solid waste collection company" means a solid waste collection company which services unincorporated areas of Snohomish county, is regulated by the Washington utilities and transportation commission, and operates under a G permit.

(8) "Bulky materials" means large items generated by residences, such as appliances, furniture, and other oversize materials, which would typically not fit into collection containers used for recyclables, yard debris or garbage.

Section 3. Snohomish County Code Section 7.42.030, last amended by Ordinance 95-004, Sec. 22, Feb. 15, 1995, Eff date Feb. 27, 1995, is amended to read:

7.42.030 Authority delegated to the director of the solid waste management division.

(1) The director of the solid waste management division shall, ~~((on an annual basis))~~ periodically review changes in ~~((population and))~~ population density as reported by the Snohomish county department of planning and development services, and serviceability factors. Based on this review and consultation with collection companies the director may recommend to the county council significant modifications to the ~~((urban/suburban service zone))~~ recycling and yard debris service zones. Significant modifications are single modifications which affect over 800 residences. The director of the solid waste management division may officially designate minor modifications of the recycling or yard debris service zones, based upon serviceability factors and consultation with the solid waste collection company. Minor modifications include single modifications which affect less than 800 households, such as extending the zone to include newly developed subdivisions.

Requests to the director for minor modifications may be initiated by citizens, staff, the collection company, or any other interested party and should be based on population density, serviceability and economic factors. Minor modifications to the zone by the director will be mutually agreed upon by the division and the solid waste collection company within whose franchise area the modification is proposed, and shall be communicated in writing to the county council member within whose district the modification has been made and the Washington utilities and transportation commission.

(2) The director may ~~((permit or prohibit certain materials from being collected))~~ designate the materials which are to be collected as recyclables, yard ((waste)) debris or garbage. In determining the status of such ~~((waste))~~ materials the director shall consider health issues, environmental and economic factors, public demand, the ~~((waste's))~~ material's compostability and ability to be recycled, the quantity of materials in the waste stream, and standards for ~~((waste))~~ processing facilities and equipment.

~~(3) The director shall set criteria which must be met by those multi-family residences desiring recycling and yard waste collection. In setting these criteria the director shall consider aesthetic concerns, siting requirements, and cooperation of owners and managers in providing recycling information to residents and in encouraging their participation.~~

Section 4. Snohomish County Code Section 7.42.040, last amended by Ordinance 90-199 on November 28, 1990, is repealed and re-enacted to read:

7.42.040 Services to be provided.

Each solid waste collection company shall be responsible for providing the following services in unincorporated Snohomish county, with the described features, for their service area within the areas designated:

(1) Within the urban/suburban service zone, all services provided in the recycling service zone and the yard debris service zone shall be provided.

(2) Within the recycling service zone, the following services will be provided:

(a) All single-family and multi-family garbage collection services will be offered only in combination with recycling collection service. Rates will be established for these combined services by the Washington utilities and transportation commission.

(b) Recycling collection for single-family dwellings shall be provided weekly from each dwelling, preferably on the same day as garbage collection, unless the collection company can demonstrate to the county that an alternative collection schedule can result in the same or higher levels of participation and recovery. Recycling collection for multi-family residences shall be at least once every two weeks, unless the collection company can demonstrate to the county that an alternative collection schedule can result in the same or higher levels of participation and recovery.

(c) Solid waste collection companies shall offer and provide single-family dwellings, at a minimum, the collection services listed below. All single-family residential garbage collection services offered within the recycling service zone shall include recycling collection.

i) Weekly mini-can, one-can, two-can, and three-can, or comparable garbage collection service.

ii) Monthly mini-can and one-can collection, or comparable service.

iii) Recycling only service.

(d) The following materials from single-family dwellings and multi-family structures shall be collected when properly prepared and meeting the material description as specified by the solid waste management division and the solid waste collection company:

(i) Newspaper;

(ii) Mixed paper;

- (iii) Corrugated Cardboard;
- (iv) Metal food and beverage cans and clean aluminum foil;
- (v) Glass food and beverage containers;
- (vi) PETE #1 plastic bottles;
- (vii) HDPE #2 plastic bottles.

Other recyclable materials, such as scrap metals, other plastics or used motor oil, may be collected if mutually agreed to by the director of the solid waste management division and the solid waste collection company. Fees determined to be reasonable by the Washington utilities and transportation commission may be charged for this service.

(e) Prior to February 1, 1998, a recycling container or containers to hold the materials designated for collection shall be provided to each single-family residential dwelling upon request. After February 1, 1998, a recycling container or containers shall be provided automatically to all new single-family residential dwelling customers, within the recycling service zone, unless the resident requests to not receive the container.

(f) Recycling containers to hold the materials designated for collection shall be provided to each multi-family structure or complex, unless the complex owner or manager chooses not to utilize the recycling component of the combined recycling and garbage service.

(g) Recycling containers shall be sufficient in number and type to hold all recyclables accumulated between collections.

(3) Within the yard debris service zone, the following services will be provided:

(a) Yard debris collection services shall be provided to all single-family dwellings and multi-family structures that request such services. Services to be offered include:

- (i) Yard debris collection service, as a separate and optional service, for garbage collection service customers.
- (ii) Yard debris only collection service.

(b) Solid waste collection companies are not required to provide a container for yard debris collection but may do so at their option. Yard debris shall be collected either bundled or containerized. Residents shall have the option of providing their own reusable container so long as such containers meet specifications set by the solid waste collection company.

(c) Collection companies shall collect yard debris when properly prepared as specified by the solid waste management division and the collection company. The collection service shall be provided at least twice monthly, from March through October, and monthly from November through February.

(d) Fees determined to be reasonable by the Washington utilities and transportation commission may be charged for this service.

(4) Other services

(a) Solid waste collection companies shall offer bulky materials collection service, for reuse, recycling, or disposal, both inside and outside the recycling service zone. Solid waste collection companies are encouraged to develop innovative and cost effective routing and services which periodically provide for bulky materials collection throughout their service area.

(b) Solid waste collection companies may, at their option and in select areas, provide optional recycling and yard debris collection services outside the recycling and yard debris collection zones. Rates for these services shall be established by the Washington utilities and transportation commission.

(5) Additional Service Features

(a) Processing and marketing of all source-separated recyclable and compostable materials collected shall be provided such that no more than 5 percent by weight of the collected material may be landfilled. In case of an emergency or absolute inability to recycle the collected materials, a larger percentage may be landfilled with the formal consent of the county council.

(b) Recycling and yard debris collection containers made of plastic shall be manufactured using a percentage of post consumer recycled materials, if available and competitively priced.

(c) Promotional strategies shall be employed by collection companies to reasonably and regularly inform and notify each single-family and multi-family customer of the inclusion of recycling collection service and charges in combination with garbage collection service. Promotional strategies shall also be employed to regularly inform each customer and residence of proper material preparation, collection schedules, and the availability of mini-can, yard debris collection and other services.

(d) Solid waste collection companies are asked to provide the division with promotional and educational materials for review and comment prior to production and distribution to customers. This does not include short messages on billings. The division will review materials for content and accuracy of information, and consistency with materials prepared by the county.

Section 5. Snohomish County Code Section 7.42.050, last amended by Ordinance 90-199 on November 28, 1990, is repealed:

~~7.42.050 — Recipients of the services.~~

~~((1) Recycling and yard waste services shall be provided to all single-family and multi-family residences that request such services, are within the urban/suburban service zone in Snohomish county and that receive and are billed for residential or commercial garbage collection services.~~

~~(2) Service for Other Residents.~~

~~(a) Collection companies shall offer recycling and yard debris collection services to those residents of single-family and multi-family dwellings, as well as those owners and managers of multi-family dwellings within the urban-suburban services zone who do not subscribe to any other trash collection service.~~

~~(b) These residents, owners, or managers of multi-family residences who subscribe to recycling and yard debris collection service may be charged a fee for the service determined to be reasonable by the Washington utilities and transportation commission.))~~

Section 6. Snohomish County Code Section 7.42.060, last amended by Ordinance 90-199 on November 28, 1990, is amended to read:

7.42.((060)) 050 Report to council on effectiveness of program.

By ~~((June 1, 1994))~~ September 1, 1998, the executive will ~~((prepare a))~~ report ~~((for))~~ to the council ((review)) on the effectiveness of the single-family curbside, yard debris and multi-family recycling programs and the dome drop-off program. ~~((by June 1, 1992, the executive will prepare a report for council review on the effectiveness of the multi-family collection programs and yard waste collection programs and, i-))~~ If necessary, the executive will make recommendations designed to meet the goals of the waste ~~((reduction))~~ prevention and recycling element of the comprehensive solid waste management plan and improve the effectiveness of residential recycling services.

Section 7. Snohomish County Code Section 7.42.070, last amended by Ordinance 90-199 on November 28, 1990, is repealed and re-enacted to read:

7.42.060 Notification of Rate Changes

(1) Solid waste collection companies shall submit for review and comment, to the division and the Washington utilities and transportation commission, any planned notification to customers pertaining to proposed or approved rate and/or service changes, prior to its production and distribution.

(2) When seeking rate adjustments from the Washington utilities and transportation commission, solid waste collection companies shall notify the division and affected cities within the franchise area. The division and cities will be provided with a list of each existing required service and its related existing and proposed rate. Solid waste collection companies shall also submit a copy of the tariff filing to the County simultaneously with submission of such documents to the Washington utilities and transportation commission. The county requests these documents to minimize staff work and to knowledgeably interact with the WUTC and solid waste collection company, and not for the purposes of asserting any rate setting authority, which rests with the WUTC.

Section 8. Snohomish County Code Section 7.42.080, last amended by Ordinance 90-199 on November 28, 1990, is amended to read:

7.42.((080)) 070 Reporting.

The solid waste collection companies shall provide regular and accurate reports of data on all collection services as determined necessary by the director of the solid waste management division for evaluating the effectiveness of ~~((the))~~ solid waste and recycling programs and the progress towards the goals stated in the comprehensive solid waste management plan. Solid waste collection companies shall also provide the county with accurate and up-to-date rates which have been approved by the WUTC for all required services.

Section 9. Snohomish County Code Section 7.42.090, last amended by Ordinance 90-199 on November 28, 1990, is amended to read:

7.42.((090)) 080 Effective date.

The major ~~((new))~~ services required in this chapter are ~~((to be))~~ effective by and after:

(1) Curbside collection of recyclables with combined garbage/recycling service rates from single-family ~~((residences))~~ dwellings (SCC 7.42.040) - August 1, 1990.

(2) Curbside collection of yard ~~((waste))~~ debris from single-family ~~((residences))~~ dwellings (SCC 7.42.040) - March 1, 1991.

(3) Collection of recyclables from multi-family residences (SCC 7.42.040) August 1, 1991. Combined garbage and recycling service rates - ~~((December 1))~~ May 1, 1998.

(4) Collection of yard ~~((waste))~~ debris from multi-family residences (SCC 7.42.040) - August 1, 1991.

(5) Collection of bulky materials - ~~((December 1))~~ May 1, 1998.

Passed this 11th day of February, 1998.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

Vice-Council Chair

ATTEST:

Asst. Clerk of the Council

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

DATE: 2-13-98

Robert J. Drewel
County Executive

ATTEST:

Approved as to Form Only:

Carol J. Weibel 12/8/97
Deputy Prosecuting Attorney

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