



# KING COUNTY

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

## Signature Report

October 3, 2007

### Ordinance 15912

**Proposed No.** 2007-0427.3

**Sponsors** Phillips

1 AN ORDINANCE relating to solid waste management;  
2 amending Ordinance 8891, Section 3, as amended, and  
3 K.C.C. 10.04.020, Ordinance 8891, Section 4, and K.C.C.  
4 10.04.030, Resolution 8778, Section 5, as amended, and  
5 K.C.C. 10.04.040, Ordinance 8891, Section 8, and K.C.C.  
6 10.04.080, Ordinance 7708, Section 1 (part), as amended,  
7 and K.C.C. 10.08.020, Ordinance 7708, Section 1 (part), as  
8 amended, and K.C.C. 10.08.030, Ordinance 7708, Section 1  
9 (part), as amended, and K.C.C. 10.08.040, Ordinance 7708,  
10 Section 1 (part), as amended, and K.C.C. 10.08.050,  
11 Ordinance 7708, Section 1 (part), as amended, and K.C.C.  
12 10.08.060, Ordinance 7708, Section 1 (part), as amended,  
13 and K.C.C. 10.08.080, Ordinance 7708, Section 1 (part), as  
14 amended, and K.C.C. 10.08.100, Ordinance 7708, Section 1  
15 (part), and K.C.C. 10.08.110, Ordinance 10018, Section 4,  
16 and K.C.C. 10.08.140, Ordinance 14811, Section 11, and  
17 K.C.C. 10.08.150, Ordinance 8108, Section 3, as amended,

18 and K.C.C. 10.10.020, Ordinance 8108, Section 4, as  
19 amended, and K.C.C. 10.10.030, Ordinance 12564, Section  
20 2, as amended, and K.C.C. 10.12.021, Ordinance 800,  
21 Section 3, as amended, and K.C.C. 10.12.030, Ordinance  
22 11196, Section 2, and K.C.C. 10.12.040, Ordinance 800,  
23 Section 5, as amended, and K.C.C. 10.12.050, Ordinance  
24 7012, Section 7, as amended, and K.C.C. 10.12.055,  
25 Ordinance 7786, Section 2, as amended, and K.C.C.  
26 10.14.020, Ordinance 7786, Section 3, as amended, and  
27 K.C.C. 10.14.050, Ordinance 9240, Section 2, as amended,  
28 and K.C.C. 10.16.020, Ordinance 9240, Section 6, as  
29 amended, and K.C.C. 10.16.060, Ordinance 9240, Section  
30 16, as amended, and K.C.C. 10.16.160, Ordinance 9240,  
31 Section 17, and K.C.C. 10.16.170, Ordinance 9928, Section  
32 2, as amended, and K.C.C. 10.18.010, Ordinance 9928,  
33 Section 3, as amended, and K.C.C. 10.18.020, Ordinance  
34 9928, Section 4, as amended, and K.C.C. 10.18.030,  
35 Ordinance 9928, Section 5, as amended, and K.C.C.  
36 10.18.040, Ordinance 9928, Section 6, as amended, and  
37 K.C.C. 10.18.050, Ordinance 9928, Section 7, as amended,  
38 and K.C.C. 10.18.060, Ordinance 7737, Section 2, as  
39 amended, and K.C.C. 10.24.020, Ordinance 7737, Section  
40 3, and K.C.C. 10.24.030, Ordinance 8098, Section 3, as

41 amended, and K.C.C. 10.24.040, Ordinance 14236, Section  
42 5, and K.C.C. 10.25.030, Ordinance 14236, Section 6, and  
43 K.C.C. 10.25.040, Ordinance 14236, Section 7, and K.C.C.  
44 10.25.050, Ordinance 14236, Section 8, and K.C.C.  
45 10.25.060, Ordinance 14236, Section 9, and K.C.C.  
46 10.25.070, Ordinance 14236, Section 10, and K.C.C.  
47 10.25.080, Ordinance 14971, Section 2, as amended, and  
48 K.C.C. 10.25.110, Ordinance 10916, Section 4, as  
49 amended, and K.C.C. 10.30.020, Ordinance 10916, Section  
50 5, as amended, and K.C.C. 10.30.030 and Ordinance  
51 10916, Section 6, as amended, and K.C.C. 10.40.040 and  
52 repealing Ordinance 7708, Section 1 (part), as amended,  
53 and K.C.C. 10.08.070, Ordinance 7708, section 1 (part), as  
54 amended, and K.C.C. 10.08.090, Ordinance 7708, Section 1  
55 (part), and K.C.C. 10.08.120, Ordinance 7708, Section 2, as  
56 amended, and K.C.C. 10.08.130, Ordinance 8108, Section  
57 1, and K.C.C. 10.10.040, Ordinance 9240, Section 3, as  
58 amended, and K.C.C. 10.16.030, Ordinance 9240, Section  
59 20, and K.C.C. 10.16.200, Ordinance 9240, Section 21, and  
60 K.C.C. 10.16.210, Ordinance 9928, Section 11, and K.C.C.  
61 10.18.100 and Ordinance 10916, Section 8, and K.C.C.  
62 10.30.200.

63

64 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

65 SECTION 1. Ordinance 8891, Section 3, as amended, and K.C.C. 10.04.020, are  
66 each hereby amended as follows:

67 The definitions in this section apply throughout this title unless the context clearly  
68 requires otherwise:

69 A. "Adjunct transfer station" means a privately owned and operated ~~((collection~~  
70 ~~and transportation facility))~~ transfer facility authorized by the county to receive, consolidate  
71 and deposit ~~((mixed))~~ municipal solid waste into larger transfer vehicles for transport to  
72 and disposal at county-authorized ~~((disposal-sites))~~ solid waste facilities.

73 B. ~~("Agricultural wastes" means nondangerous wastes on farms resulting from the~~  
74 ~~production of agricultural products including, but not limited to, manures and carcasses of~~  
75 ~~dead animals weighing each or collectively in excess of fifteen pounds.~~

76 ~~C.))~~ "Asbestos-containing waste material" means any waste that contains or is  
77 contaminated with asbestos-containing material. "Asbestos-containing waste material"  
78 includes, ~~((but is not limited to))~~, asbestos waste from control ~~((devices, contaminated~~  
79 ~~clothing, asbestos waste material))~~ equipment, materials used to enclose the work area  
80 during an asbestos project ~~((and bags or containers that previously contained asbestos)),~~  
81 asbestos-containing material collected for disposal, asbestos-contaminated waste, waste,  
82 containers, bags, protective clothing or HEPA filters. Asbestos-containing waste material  
83 does not include samples of asbestos-containing material taken for testing or enforcement  
84 purposes.

85 ~~((D.))~~ C. "Ashes" means the residue including any air pollution control equipment  
86 flue dusts from combustion or incineration of material including solid wastes.

87           ~~((E.))~~ D. "Biomedical waste" means ~~((carcasses of animals exposed to pathogens))~~  
88           and is limited to the following types of waste defined as "biomedical waste" in RCW  
89           70.95K.010, as now or as hereafter amended: animal waste, biosafety level 4 disease  
90           waste, cultures and stocks ((of etiologic agents)), human blood and blood products,  
91           pathological waste, sharps waste and any other waste determined to be infectious by the  
92           generator's infection control staff or committee.

93           ~~((F. "Bulky waste" means large items of refuse, such as appliances, furniture and~~  
94           ~~other oversize wastes that would typically not fit into reusable solid waste containers.~~

95           ~~G. "Burn ban area" means an area of King County that the Puget Sound Clean Air~~  
96           ~~Agency has designated as a carbon monoxide nonattainment area where the burning of~~  
97           ~~woody debris and other materials has been prohibited, except in limited circumstances, to~~  
98           ~~protect public health and the environment.~~

99           ~~H.))~~ E. "CDL" means construction, demolition and land-clearing waste.

100           ~~((I.))~~ F. "CDL receiving facility" means any properly licensed or permitted facility  
101           that is designated by the county as a facility to which ~~((nonrecyclable))~~ CDL waste,  
102           including residual CDL waste, is required to be delivered under ~~((the King County))~~ this  
103           Code. A CDL receiving facility may be a material recovery facility, an intermodal facility  
104           and/or a transfer facility.

105           ~~((J.))~~ G. "CDL recycling facility" means any properly licensed or permitted facility  
106           at which ~~((materials are))~~ recyclable CDL waste is removed from mixed CDL waste ~~((for~~  
107           ~~the purpose of reuse or remanufacture))~~ for reuse or remanufacture into a usable product.

108           ~~((K.))~~ H. "~~((Certified hauler or e))~~Certificated hauler" means any person engaged  
109 in the business of solid waste handling having a certificate of convenience and necessity  
110 granted by the Washington Utilities and Transportation Commission for that purpose.

111           ~~((L.))~~ I. "Charitable organization" means any organization that meets the following  
112 criteria: must be defined by the Internal Revenue Service as a 501(c)3 charitable  
113 organization; must be engaged as a primary form of business in the processing of  
114 abandoned goods for resale or reuse; and must have an account with the solid waste  
115 division.

116           ~~((M.))~~ J. "Clean mud and dirt" means mud and dirt that meet the ~~((soil cleanup~~  
117 ~~standards of WAC 173-340-740 and 173-340-745))~~ definition of "natural background" in  
118 this title, as currently enacted and as hereafter amended.

119           ~~((N. "Clean soils and clean dredge spoils" means soils and dredge spoils that are~~  
120 ~~not dangerous wastes or problem wastes.~~

121           ~~Θ.))~~ K. "Clean wood" means stumps and branches over four inches in diameter and  
122 construction lumber free of paint, preservatives, metals, concrete and other nonwood  
123 additives or attachments.

124           ~~((P.))~~ L. "Clean wood collection area" means an area used by county residents,  
125 businesses and institutions to deposit source-separated clean wood.

126           ~~((Q.))~~ M. "Closure" means those actions taken by the owner or operator of a solid  
127 waste ~~((site or))~~ facility to cease disposal operations or other solid waste handling activities,  
128 and to ensure that all such facilities are closed in conformance with applicable  
129 ~~((regulations))~~ rules at the time of the closure and to prepare the site for the post-closure  
130 period.

131           ~~((R-))~~ N. "Commercial hauler" means any person, ~~(firm or corporation)~~ including,  
132 but not limited to, ~~((certified))~~ certificated haulers, contract haulers and others collecting or  
133 transporting solid waste for hire or consideration.

134           ~~((S-))~~ O. "Compacted waste" means any solid waste whose volume is less than in  
135 the loose condition as a result of compression.

136           P. "Composted material" means organic solid waste that has undergone biological  
137 degradation and transformation under controlled conditions designed to promote aerobic  
138 decomposition at a solid waste facility in compliance with the requirements of this title.  
139 Natural decay of organic solid waste under uncontrolled conditions does not result in  
140 composted material.

141           Q. "Composting" means the biological degradation and transformation of organic  
142 solid waste under controlled conditions designed to promote aerobic decomposition.  
143 Natural decay of organic solid waste under uncontrolled conditions is not composting.

144           R. "Comprehensive solid waste management plan" means the King County plan  
145 prepared in accordance with chapter 70.95 RCW, as enacted or hereafter amended.

146           ~~((T-))~~ S.1. "Construction, demolition~~((;))~~ and land-clearing (CDL) waste" means  
147 any recyclable or nonrecyclable waste that results from construction, remodeling, repair or  
148 demolition of buildings, roads or other structures, or from land-clearing for development,  
149 and requires removal from the site of construction, demolition or land clearing. Except  
150 where otherwise expressly provided, "CDL waste" or "county CDL waste" means CDL  
151 waste generated in the county jurisdiction. CDL waste includes, but is not limited to, the  
152 following listed materials:

153 a. "Construction waste," which includes: wood, concrete, drywall, masonry,  
154 roofing, siding, structural metal, wire, insulation and other building material; and plastics,  
155 styrofoam, twine, baling and strapping materials, cans, buckets and other packaging  
156 materials and containers. "Construction waste" also includes sand, rocks and dirt that are  
157 used in construction and that do not meet the definitions of clean mud and dirt or  
158 unacceptable waste;

159 b. "Demolition waste," which includes concrete, asphalt, wood, masonry,  
160 roofing, siding, structural metal, wire, insulation and other materials found in demolished  
161 buildings, roads and other structures. "Demolition waste" also includes sand, rocks and dirt  
162 that result from demolition and that do not meet the definitions of clean mud and dirt or  
163 unacceptable waste; and

164 c. "Land-clearing waste," which includes natural vegetation and minerals such as  
165 stumps, brush, blackberry vines, tree branches, associated dirt and sand, tree bark, sod and  
166 rocks.

167 2. "CDL waste" does not include clean mud and dirt, contaminated soil, asbestos-  
168 containing waste material (~~containing more than one percent of asbestos by weight~~),  
169 unacceptable waste, garbage, sewerage, animal carcasses or any other solid waste (~~which~~)  
170 that does not meet the definition of CDL waste.

171 T. "Container" means a portable device used for the collection, storage and/or  
172 transportation of solid waste including, but not limited to, reusable containers, disposable  
173 containers and detachable containers.



174 U. "Contaminated soil" ~~((is))~~ means any soil that does not meet the definition of  
175 "natural background" in the soil cleanup standards of the ~~((Washington Administrative~~  
176 Code)) chapter 173-340 WAC, as currently enacted and as hereafter amended.

177 V. "Contract hauler" means any person engaged in the business of solid waste  
178 handling having a contract with a city or town for that purpose.

179 ~~((V.))~~ W. "County jurisdiction" means the geographic area for which King County  
180 government has comprehensive planning authority for solid waste management either by  
181 law, such as unincorporated areas, or by interlocal agreement, or both.

182 ~~((W.))~~ X. "County solid waste" means all solid waste generated, collected or  
183 disposed within the county jurisdiction.

184 ~~((X.))~~ Y. "Curbside collection" means the pick-up of ~~((recyclables))~~ recyclable  
185 materials and garbage solid waste from a household. This pick-up may be at a curb, end of  
186 driveway or alleyway from either a single family or multifamily dwelling.

187 ~~((Y.))~~ Z. "Dangerous wastes" means any solid waste designated as dangerous  
188 waste by the Washington state Department of Ecology under chapter 173-303 WAC,  
189 Dangerous waste regulations.

190 AA. "Department" means any executive department and administrative office as  
191 defined by King County ordinance or other applicable law and includes, but is not limited  
192 to, all county agencies not associated with a department, such as the prosecuting attorney,  
193 the assessor, the sheriff and the council.

194 ~~((Z. "Designated interlocal forum" means a group of representatives of~~  
195 ~~unincorporated King County and of incorporated cities and towns within King County~~  
196 ~~designated by the King County council and by interlocal agreement with the cities in King~~

197 ~~County to discuss solid waste issues and facilitate regional interlocal cooperation in solid~~  
198 ~~waste management. Interlocal agreements in effect as of the effective date of this~~  
199 ~~ordinance designate the regional policy committee of the King County council as the solid~~  
200 ~~waste interlocal forum.~~

201       ~~AA.))~~ BB. "Director" means the director of the department of natural resources and  
202 parks or the director's designee.

203       ~~((BB.))~~ CC. "Disposal" means the discharge, deposit, injection, dumping, leaking  
204 or placing of any solid waste into or on any land or water.

205       ~~((CC.))~~ DD. "Disposal facility" means a ~~((disposal site or interim solid waste~~  
206 ~~handling facility. "Disposal facility" includes, but is not limited to, transfer stations~~  
207 ~~included as part of the county disposal system, intermodal facilities, landfills, incinerators,~~  
208 ~~composting plants and facilities for the recycling or recovery of resources from solid waste~~  
209 ~~or the conversion of the energy from solid waste to more useful forms or combinations~~  
210 ~~thereof.)) facility or facilities approved by the council where any final treatment, utilization,~~  
211 ~~processing or disposal of solid waste occurs.~~

212       ~~((DD. "Disposal site" means a site or sites approved by the council where any final~~  
213 ~~treatment, utilization, processing or disposition of solid waste occurs.))~~

214       EE. "Disposal system" means the system of ~~((disposal))~~ solid waste facilities, rules  
215 and procedures established in accordance with this title.

216       FF. "Diversion rate" means a measure of the amount of waste materials being  
217 diverted for recycling compared with the total amount that ~~((was previously))~~ would  
218 otherwise be thrown away.

219 GG. "Division" means the solid waste division of the King County department of  
220 natural resources and parks.

221 HH. "Division director" means the manager of the solid waste division of the  
222 department of natural resources and parks of King County, or the division manager's  
223 designee.

224 II. "Drop box facility" means a facility used for the placement of a detachable solid  
225 waste container, such as a drop box, including the area adjacent for necessary entrance and  
226 exit roads, unloading and turnaround areas. A drop box facility normally serves ((the  
227 general public)) self-haulers with loose loads and receives waste from off-site. A drop box  
228 facility may also include containers for separated ((recyclables)) recyclable materials.

229 JJ. "Environmentally preferable products" means products that have fewer or  
230 reduced negative impacts on human health or the environment compared to competing  
231 products that serve the same purpose. This comparison may consider raw materials  
232 acquisition, production, manufacturing, packaging, distribution, operation, maintenance,  
233 reuse and disposal of the product.

234 KK. "Facility" means all contiguous land and structures, other appurtenances, and  
235 improvements on the land used for the management of solid waste.

236 LL. "Federal guidance" means guidelines provided by the United States  
237 Environmental Protection Agency, the Office of the Federal Environmental Executive,  
238 federal executive orders or other guidelines offered by federal agencies.

239 ((H.)) MM. "Franchise area" means a ((solid-waste)) certificated hauler's territorial  
240 collection area, which is delineated in the certificate of convenience and necessity issued by  
241 the Washington Utilities and Transportation Commission.

242           ~~((JJ.))~~ NN. "Garbage" means ~~((unwanted animal and vegetable wastes and animal~~  
243 ~~and vegetable wastes resulting from the handling, preparation, cooking and consumption of~~  
244 ~~food, swill and carcasses of dead animals and of such a character and proportion as to be~~  
245 ~~capable of attracting or providing food for vectors, except sewage and sewage sludge))~~ all  
246 putrescible wastes, except the following:

247           1. Organics that have been source separated for the purpose of recycling,

248           2. Sewage; and

249           3. Sewage sludge.

250           ~~((KK.))~~ OO. "Hazardous waste" includes, but is not limited to, explosives, medical  
251 wastes, radioactive wastes, pesticides and chemicals ~~((which))~~ that are potentially harmful  
252 to the public health or the environment. Unless otherwise defined by the ~~((Seattle King~~  
253 ~~County))~~ health department ~~((of public health)),~~ "hazardous waste" has the same meaning  
254 as defined by the Washington state Department of Ecology ~~((and))~~ in the Washington  
255 Administrative Code.

256           ~~((LL.))~~ PP. "Hazardous waste management plan" means a plan for managing  
257 moderate risk wastes, under RCW 70.105.220.

258           ~~((MM.))~~ QQ. "Health department" means the Seattle-King County department of  
259 public health.

260           ~~((NN.))~~ RR. "Health officer" means the health department director or his or her  
261 ~~((authorized agent))~~ designated representative.

262           ~~((OO.))~~ SS. "Host city" means a city that has a county transfer facility within its  
263 incorporated boundaries.

264           ~~((PP.))~~ TT. "Household hazardous waste" means ~~((hazardous waste generated by~~  
265 ~~individuals rather than businesses and institutions))~~ any waste that exhibits any of the  
266 properties of dangerous wastes that is exempt from regulation under chapter 70.105 RCW,  
267 Hazardous waste management, solely because the waste is generated by households.  
268 Household hazardous waste can also include other solid waste identified in the local  
269 hazardous waste management plan.

270           ~~((QQ.))~~ UU. "Illegal dumping" means disposing of solid waste in any manner other  
271 than in a receptacle specifically provided for that purpose, in any public place, public road,  
272 public park or private property or in the waters of King County, except as authorized by  
273 King County or at the official solid waste disposal facility provided by the county.

274           ~~((RR.))~~ VV. "Industrial solid wastes" means ~~((waste byproducts from~~  
275 ~~manufacturing and fabricating operations such as scraps, trimmings, packing and other~~  
276 ~~discarded materials not otherwise designated as dangerous waste under chapter 173-303~~  
277 ~~WAC))~~ solid waste generated from manufacturing operations, food processing, or other  
278 industrial processes.

279           WW. "Interlocal forum" means representatives of the metropolitan King County  
280 council and representatives of incorporated cities and towns within King County designated  
281 by the Suburban Cities Association and by interlocal agreement to discuss solid waste  
282 issues and facilitate regional cooperation in solid waste management. The regional policy  
283 committee of the council is designated by interlocal agreements between suburban cities  
284 and the county as the solid waste interlocal forum.

285           ~~((SS.))~~ XX. ~~((Interim))~~ Intermediate solid waste handling facility" means any  
286 ~~((interim treatment, utilization))~~ intermediate use or processing site engaged in solid waste

287 handling that is not the final ~~((disposal))~~-site of disposal. This includes material recovery  
288 facilities, ((F))transfer stations, drop boxes, baling and compaction sites((, source  
289 separation centers, intermediate processing facilities, mixed waste processing facilities and  
290 treatment facilities are considered interim solid waste handling sites.

291 ~~TT.~~ "Intermediate processing facility" means any facility that sorts mixed  
292 recyclables from source separation programs to divide them into individual component  
293 recyclable materials or to process them for marketing).

294 YY. "Intermodal facility" means any facility operated for the purpose of  
295 transporting closed containers of waste from one mode of transportation to another and the  
296 containers are not opened for further treatment, processing or consolidation of the waste.

297 ~~((UU.))~~ ZZ. "King County solid waste advisory committee" means the committee  
298 formed in accordance with K.C.C. chapter 10.28 and chapter 70.95 RCW to advise the  
299 county on solid waste management planning, assist in the development of programs and  
300 policies concerning solid waste management and review and comment on the  
301 comprehensive solid waste management plan and other proposed solid waste management  
302 rules, policies or ordinances before adoption.

303 ~~((VV.))~~ AAA. "Landfill" means a disposal ~~((site))~~ facility or part of a ~~((site))~~  
304 facility at which solid waste is permanently placed in or on land ((and that is not a  
305 landspreading disposal facility)) including facilities that use solid waste as a component of  
306 fill.

307 ~~((WW.))~~ BBB. "Landfill gas" means gas produced by the microbial decomposition  
308 of municipal solid waste in a landfill. ((Landfill gas is comprised of fifty to sixty percent

309 methane, forty to fifty percent carbon monoxide and less than one percent hydrogen,  
310 oxygen, nitrogen and other trace gases.

311 ~~XX.~~ "Landspreading disposal facility" means a facility that applies sludge or other  
312 solid wastes onto or incorporates solid waste into the soil surface at greater than vegetative  
313 utilization and soil conditioners or immobilization rates.

314 ~~YY.~~) CCC. "Level of service" means the level and degree of service provided at  
315 facilities, including hours of operation, classes of customers served and ~~((recyclables))~~  
316 recyclable materials collection available.

317 ~~((ZZ.))~~ DDD. "Liquid waste" means ~~((a substance that flows readily and assumes~~  
318 ~~the form of its container but retains its independent volume))~~ any solid waste that is  
319 deemed to contain free liquids as determined by the Paint Filter Liquids Test, Method  
320 9095, in "Test Methods for Evaluating Solid Waste, Physical/chemical Methods," EPA  
321 Publication SW-846.31.

322 ~~((AAA.))~~ EEE. "Littering" means to accumulate, or place, throw, deposit, put into  
323 or in any land or water or otherwise dispose of ~~((refuse))~~ solid waste including rubbish,  
324 ashes, garbage, dead animals, industrial ~~((refuse, commereial))~~ solid waste and all other  
325 waste material of every kind and description in any manner except as authorized by this  
326 chapter.

327 ~~((BBB.~~ "Manager" means ~~the manager of the solid waste division of the~~  
328 ~~department of natural resources and parks of King County or the manager's designee.~~

329 CCC. "Medical waste" means all waste so defined by the health department's rules  
330 ~~and regulations.))~~

331           ~~FFF.~~ "Material recovery facility" or "MRF" means any facility that collects,  
332           compacts, repackages, sorts and/or processes for transport source separated solid waste for  
333           the purpose of recycling.

334           ~~((DDD-))~~ GGG. "Mixed CDL waste" means CDL waste containing both recyclable  
335           and nonrecyclable CDL waste material that has not been separated. Mixed CDL waste  
336           contains more than ten percent but less than ninety percent recyclable CDL waste by  
337           volume.

338           ~~((EEE. "Mixed municipal solid waste" means waste consisting of solid waste~~  
339           ~~generated by residences, stores, offices and other generators of wastes that are not~~  
340           ~~industrial, agricultural or CDL wastes.~~

341           ~~FFF.)~~ HHH. "Mixed waste processing" means sorting of solid waste after  
342           collection from the point of generation to remove ~~((recyclables))~~ recyclable materials from  
343           the solid waste to be disposed.

344           ~~((GGG. "Mobile yard debris facility" means a yard debris facility requiring no~~  
345           ~~above-grade construction and established on a temporary basis.~~

346           ~~HHH.)~~ III. "Moderate risk waste" means~~((:))~~ solid waste that is limited to  
347           conditionally exempt small quantity generator (CESQG) waste and household hazardous  
348           waste (HHW) as defined in chapter 173-350 WAC.

349           ~~((1. Any waste that exhibits any of the properties of hazardous waste but is~~  
350           ~~exempt from regulation under chapter 70.105 RCW solely because the waste is generated~~  
351           ~~in quantities below the threshold for regulation; and~~



352 ~~2. Any household wastes which are generated from the disposal of substances~~  
353 ~~identified by the Washington state Department of Ecology as hazardous household~~  
354 ~~substances.~~

355 HH.) JJJ. "Municipal solid waste" or "MSW" means a subset of solid waste that  
356 includes unsegregated garbage, rubbish and similar solid waste material discarded from  
357 residential, commercial, institutional and industrial sources and community activities,  
358 including residue after recyclable materials have been separated. Solid waste that has been  
359 segregated by source and characteristic may qualify for management as a non-MSW solid  
360 waste, at a facility designed and operated to address the waste's characteristics and potential  
361 environmental impacts. "MSW" does not include:

362 1. Dangerous wastes other than wastes excluded from the requirements of WAC  
363 173-303 in WAC 173-303-071, such as household hazardous wastes;

364 2. Any solid waste, including contaminated soil and debris, resulting from  
365 response action taken under section 104 or 106 of the Comprehensive Environmental  
366 Response, Compensation and Liability Act of 1980 (42 U.S.C. 9601), chapter 70.105D  
367 RCW, WAC 173-340 or a remedial action taken under those rules; or

368 3. Mixed or segregated recyclable material that has been source-separated from  
369 garbage, rubbish and similar solid waste. The residual from source separated recyclable  
370 materials is MSW.

371 KKK. "Natural background" means the concentration of a hazardous substance  
372 consistently present in the environment that has not been influenced by localized human  
373 activities.

374 LLL. "Noncommercial user" means any person who uses King County solid waste  
375 facilities but is not engaged in the business of solid waste handling.

376 ~~((JJJ.))~~ MMM. "Nonrecyclable CDL waste" means any CDL waste that is not  
377 recyclable CDL waste.

378 ~~((KKK. "OMP" means operational master plan.~~

379 ~~LLL.))~~ NNN. "Oil" means engine lubricating, gear, hydraulic, fuel and other types  
380 of oil.

381 OOO. "Operating hours" means those times during which ~~((disposal))~~ solid waste  
382 facilities are normally open and available for the delivery of solid waste.

383 ~~((MMM. "Organic materials" means any carbonaceous materials, consisting of~~  
384 hydrocarbons and their derivatives, including food waste, yard debris, soiled paper,  
385 woodwaste, biosolids and manures.

386 ~~NNN.))~~ PPP. "Organics" means yard ~~((debris))~~ waste, ~~((organic))~~ food waste~~((;))~~  
387 and soiled paper products~~((, including paper products that contain food waste,))~~ determined  
388 by the ~~((manager))~~ division director to be acceptable for composting.

389 ~~((OOO.))~~ QQQ. "Person" means any individual, association, business, firm,  
390 corporation, limited liability corporation, copartnership, marital community, political  
391 subdivision, municipality, government agency, industry, public or private corporation or  
392 any other entity whatever.

393 ~~((PPP. "Plan" means the coordinated comprehensive solid waste management plan~~  
394 ~~for the county as required under chapter 70.95 RCW.~~

395 ~~QQQ. "Planning area or jurisdiction" means the geographical location designated~~  
396 ~~by a local solid waste management plan as the plan's legal boundaries.))~~

397 RRR. "Post-closure" means the requirements placed upon disposal facilities after  
398 closure to ensure their environmental safety for ~~((a number of years after closure))~~ at least a  
399 thirty-year period or until the site becomes stabilized, which means there is little or no  
400 settlement, gas production or leachate generation.

401 SSS. "Postconsumer material" means material has been previously used by  
402 consumers that is diverted from the solid waste stream.

403 TTT. "Practicable" means satisfactory in performance and available at a fair and  
404 reasonable price.

405 UUU. "Primary recyclable((s)) materials" means recyclable materials that are  
406 commonly collected and are included under the minimum service levels for recycling  
407 collection programs. These include paper, cardboard, glass, tin and aluminum beverage  
408 containers, ~~((H))~~high ~~((D))~~density ~~((Poly-Ethylene))~~ polyethylene (HDPE) and  
409 ~~((P))~~polyethylene terephthalate (PET) bottles and yard ~~((debris))~~ waste less than ~~((three))~~  
410 four inches in diameter, four feet long, or both.

411 ~~((TTT. "Problem wastes" means:~~

412 ~~1. Soils removed during the cleanup of a remedial action site, or a dangerous~~  
413 ~~waste site closure or other cleanup efforts and actions that contain harmful substances but~~  
414 ~~are not designated dangerous wastes; or~~

415 ~~2. Dredge spoils resulting from the dredging of surface waters of the state where~~  
416 ~~contaminants are present in the dredge spoils at concentrations not suitable for open water~~  
417 ~~disposal and the dredge spoils are not dangerous wastes and are not regulated by the~~  
418 ~~Federal Clean Water Act.~~

419           ~~UUU. "Procurement policy" means the development and implementation of a~~  
420 ~~policy which achieves the purchase of products made from recycled or recyclable goods, or~~  
421 ~~both.))~~

422           VVV. "Product stewardship" means taking measures to minimize the impacts of a  
423 product on the environment during its life cycle. The principle of product stewardship  
424 applies to designers, suppliers, manufacturers, distributors, retailers, consumers, recyclers  
425 and disposers.

426           WWW. "Putrescible waste" means solid waste that contains material capable of  
427 being readily decomposed by microorganisms and which is likely to produce offensive  
428 odors.

429           ~~((WWW. "Receivers" means persons who will reuse recyclables and to whom~~  
430 ~~source-separated recyclables for which a market does not presently exist can be delivered at~~  
431 ~~little or no cost to avoid landfilling the materials pending development of economic~~  
432 ~~markets.))~~

433           XXX. "Reclamation site" means a location used for the processing or the storage of  
434 recycled waste.

435           YYY. "Recovered material" means waste material that has been recovered from  
436 the solid waste stream, but does not include material generated from and commonly reused  
437 on site in an original manufacturing process.

438           ZZZ. "Recyclable CDL waste" means CDL waste material that can be kept out of  
439 or recovered from CDL waste and reused or transformed into a ((re))usable product.

440           Recyclable CDL waste may consist of a single type of recyclable material or a mixture of

441 two or more types of recyclable material. Material used to produce hog fuel is recyclable  
442 CDL waste.

443 ~~((ZZZ.))~~ AAAA. "((Recyclables)) Recyclable materials" means ~~((any material that  
444 can be kept out of or recovered from solid waste and the resources therein be either  
445 transformed or reused, or both))~~ those solid wastes that are separated for reuse, recycling or  
446 composting, including, but not limited to: ((mixed)) papers; ((newsprint;))-cardboard;  
447 ((aluminum; glass; plastics; chemicals; oil; wood; compostable organics, such as food and  
448 yard debris; CDL; ferrous metal; and inorganics, such as rubble and inert material)) metals,  
449 glass, plastic bottles and containers, plastic bags, yard waste, food waste, wood waste,  
450 chemicals, oil, textiles, white goods and other materials that are identified as recyclable  
451 material under the King County comprehensive solid waste management plan.

452 BBBB. "Recycled paper" means paper meeting recycled content standards in  
453 federal guidance.

454 CCCC. "Recycled product" means a product manufactured with the maximum  
455 practicable amount of recovered material, especially postconsumer material.

456 ~~((AAAA.))~~ DDDD. "Recycling" means ((either source separation or the processing  
457 of solid waste mechanically or by hand to segregate materials for sale or reuse. Materials  
458 that can be removed through recycling include, but are not limited to: mixed paper;  
459 newsprint; cardboard; aluminum; glass; plastics; chemicals; oil; wood; compostable  
460 organics, such as food and yard debris; ferrous metal; and inorganics, such as rubble and  
461 inert material)) transforming or remanufacturing waste materials into usable or marketable  
462 materials for use other than landfill disposal or incineration. "Recycling" does not include  
463 collection, compacting, repackaging, and/or sorting for the purpose of transport.

464 "Recycling" does not include combustion of solid waste or preparation of a fuel from solid  
465 waste.

466 ~~((BBBB. "Refuse" means garbage, rubbish, ashes, swill and all other putrescible  
467 and nonputrescible wastes, except sewage, from all public and private establishments and  
468 residences.~~

469 ~~CCCC.)~~ EEEE. "Region" means the area encompassing those cities with signed  
470 solid waste interlocal agreements and unincorporated areas of King County that are  
471 included in the comprehensive solid waste management plan. "Region" includes all of  
472 King County except the cities of Seattle and Milton.

473 ~~((DDDD. "Regional approach" means the development and implementation of a  
474 solid waste management program in cooperation with municipalities in King County and  
475 with other counties within the Puget Sound area.~~

476 ~~EEEE.)~~ FFFF. "Regional direct" means any solid waste generated and collected in  
477 King County and transported to Cedar Hills ~~((disposal site))~~ regional landfill by  
478 conventional long haul transfer vehicles from privately owned solid waste transfer stations  
479 or intermediate ~~((processing))~~ handling facilities permitted by the health department as  
480 provided for in ~~((K.C.C. 10.08.090 and the health department's))~~ King County board of  
481 health regulations.

482 ~~((FFFF.))~~ GGGG. "Regulated refrigerant" means a class I or class II substance as  
483 listed in Title VI of the Federal Clean Air Act Amendments of 1990.

484 ~~((GGGG.))~~ HHHH. "Residual CDL waste" means the nonrecyclable waste  
485 remaining after recycling processes have removed recyclable waste.

486           ~~((HHHH.))~~ IIII "Reuse" means the return of a commodity into the economic stream  
487 for use.

488           ~~((HH.))~~ JJJJ. "Rubbish" means all nonputrescible wastes, except materials that have  
489 been source separated for the purpose of recycling~~((, from all public and private~~  
490 ~~establishments and from all residences))~~.

491           ~~((JJJ.))~~ KKKK. "Rural transfer facilities" means the Vashon and Enumclaw  
492 transfer stations, the Cedar Falls and Skykomish drop box facilities and ~~((such))~~ other  
493 facilities ~~((as))~~ the ~~((manager))~~ division director designates as rural transfer facilities.

494           LLLL. "Salvaging" or "scavenging" means the removal of materials from a solid  
495 waste facility without the authorization of the division director and the health officer.

496           ~~((KKKK.))~~ MMMM. "Secondary recyclable~~((s))~~ materials" means those  
497 ~~((recyclables))~~ recyclable materials that have not been designated as being included in the  
498 county's minimum service levels for ~~((recyclables))~~ recyclable materials collection.

499 "Secondary recyclable~~((s))~~ materials" are those with generally limited markets, a lack of  
500 collection systems or a limited number of generators of the material.

501           ~~((LLLL.))~~ NNNN. "Secured load" means a load of solid waste that has been  
502 ~~((secured or))~~ securely fastened, covered, or both ~~((in the vehicle))~~ in a manner that will  
503 prevent the covering or any part of the ~~((solid-waste))~~ load from ~~((dropping, shifting,~~  
504 ~~leaking or otherwise))~~ becoming loose, detached or leaving the vehicle while the vehicle is  
505 moving except sand may be dropped for the purpose of securing traction.

506           ~~((MMMM.))~~ OOOO. "Self-hauler" means ~~((residential and nonresidential~~  
507 ~~customers))~~ county residents, businesses and institutions who choose to bring their

508 ~~((garbage))~~ municipal solid waste and ~~((recyclables))~~ recyclable materials to the transfer  
509 facilities themselves.

510 ~~((NNNN:))~~ PPPP. "Shall" and "will" in a policy mean that it is mandatory to carry  
511 out the policy. "Should" in a policy provides noncompulsory guidance and establishes  
512 some discretion in making decisions. "May" in a policy means that it is in the interest of  
513 the county or other named entity to carry out the policy but there is a total discretion in  
514 making decisions.

515 ~~((OOOO:))~~ QQQQ. "Solid waste" or "wastes" means all putrescible and  
516 nonputrescible solid and semisolid wastes, except wastes identified in WAC ~~((173-304-~~  
517 ~~015))~~ 173-350-020, including, but not limited to, garbage, rubbish, ashes, industrial  
518 wastes~~((,swill))~~, commercial waste, sewage sludge, demolition and construction wastes,  
519 abandoned vehicles or parts thereof, contaminated soils and contaminated dredged  
520 material, discarded commodities~~((,sludge from wastewater treatment plants and septage~~  
521 ~~from septic tanks, woodwaste, dangerous waste and problem wastes. "Solid waste"~~  
522 ~~includes all liquid, solid and semisolid materials that are not the primary products of public,~~  
523 ~~private, industrial, commercial, mining and agricultural operations. Unrecovered residue~~  
524 ~~from recycling operations is solid waste.))~~ and recyclable materials.

525 ~~((PPPP:))~~ RRRR. "Solid waste collection entity" means every person ~~((or his or her~~  
526 ~~lessees, receivers or trustees or agents,))~~ owning, controlling, operating or managing  
527 vehicles used in the business of transporting solid waste for collection or disposal, or both,  
528 for compensation including all ~~((certified))~~ certificated haulers, any city using its own  
529 employees or any ~~((company))~~ person operating ~~((pursuant to))~~ under a contract with or



530 franchise from a city or town performing solid waste collection services within the ((city))  
531 jurisdiction.

532 SSSS. "Solid waste facility" means a disposal facility or intermediate solid waste  
533 handling facility. "Solid waste facility" includes, but is not limited to, transfer stations,  
534 intermodal facilities, landfills, incinerators, composting plants and facilities for the  
535 recycling or recovery of resources from solid waste or the conversion of the energy from  
536 solid waste to more useful forms or combinations thereof. "Solid waste facility" includes  
537 all contiguous land, including buffers and setbacks, and structures, other appurtenances and  
538 improvements on the land used for solid waste handling.

539 ~~((QQQQ.))~~ TTTT. "Solid waste interlocal agreement" means an agreement  
540 between a city and the county for use of the King County solid waste system for disposal of  
541 solid waste generated or collected within the city.

542 ~~((RRRR.))~~ UUUU. "Solid waste management" means the systematic  
543 administration of activities that provide for the reduction in generated volume, source  
544 separation, collection, storage, transportation, transfer, recycling, processing, treatment and  
545 disposal of solid waste. "Solid waste management" includes public education and  
546 marketing activities.

547 ~~((SSSS.))~~ VVVV. "Solid waste system" means King County's system of solid  
548 waste ~~((disposal))~~ facilities ~~((and processing facilities))~~ as authorized under RCW  
549 36.58.040 as here enacted or otherwise amended and as established in accordance with the  
550 approved King County ~~((C))~~comprehensive ~~((S))~~solid ~~((W))~~waste ~~((M))~~management  
551 ~~((P))~~plan.

552           ~~((TTTT.))~~ WWWW. "Source separation" means the ~~((process of separating))~~  
553 separation of recyclable materials from ~~((material that will become))~~ other solid waste at  
554 ~~((its source))~~ the place where the waste originates.

555           ~~((UUUU.))~~ XXXX. "Special waste" means all nonhazardous wastes that have  
556 special handling needs or have specific waste properties that require waste clearance by  
557 either the ~~((solid waste))~~ division ~~((of the department of natural resources and parks))~~ or the  
558 health department, or both. ~~((Such))~~ These wastes are specified in the ~~((W))~~waste  
559 ~~((A))~~acceptance ~~((Policy))~~ rule (P.U.T. ~~((4-1-4))~~ 7-1-5 (PR) or future amendments of that  
560 rule), and include contaminated soil, asbestos-containing materials, ~~((treated biomedical~~  
561 ~~wastes,))~~ wastewater treatment plant grit ~~((and vector wastes))~~, industrial wastes ~~((, tires))~~  
562 and other wastes.

563           ~~((VVVV.))~~ YYYY. "Suspect waste" means any waste the ~~((manager))~~ division  
564 director suspects may be unauthorized waste.

565           ~~((WWWW.))~~ ZZZZ. "Sustainable building principles" means the use of energy-  
566 and resource-efficient site and building design, construction, operations and management.

567           ~~((XXXX. "Swill" means every refuse accumulation of animal, fruit or vegetable~~  
568 ~~matter, liquid or otherwise, that attends the preparation, use, cooking, dealing in or storing~~  
569 ~~of meat, fish, fowl, fruit and vegetables, except coffee grounds.~~

570           ~~((YYYY.))~~ AAAAA. "Transfer ~~((station))~~ facility" means a permanent fixed,  
571 supplemental collection and transportation facility used by either persons ~~((and))~~ or route  
572 collection vehicles, or both to deposit collected solid waste from off-site into a larger  
573 transfer vehicle for transport to a ~~((permanent disposal site or intermodal))~~ solid waste  
574 handling facility. "Transfer ~~((station))~~ facility" may also include recycling facilities.

575            (~~ZZZZ.~~) BBBBB. "Unacceptable waste" means any material for which the  
576 transportation or disposal would constitute a violation of any governmental requirement  
577 pertaining to health, safety or the environment. The material may include, but is not  
578 limited to, hazardous, extremely hazardous or dangerous waste as designated under  
579 Washington state or federal law, including, but not limited to, regulations contained in the  
580 Washington Administrative Code, now in effect or (~~hereafter~~) amended after the effective  
581 date of this ordinance, or in the Code of Federal regulations, now in effect or (~~hereafter~~)  
582 amended after the effective date of this ordinance.

583            (~~AAAAA.~~) CCCCC. "Unauthorized waste" means waste that is (~~waste~~) not  
584 acceptable for disposal at any or a specific (~~disposal~~) solid waste facility according to  
585 applicable rules (~~and regulations~~) or a determination of the (~~manager~~) division director.

586            (~~BBBBB.~~) DDDDD. "Uncompacted waste" means any solid waste in an  
587 uncompressed or loose condition.

588            (~~CCCCC.~~) EEEEE. "Unincorporated service area" means ((a)) the geographical  
589 area of unincorporated King County designated to receive the solid waste, (~~recyclables~~)  
590 recyclable material and (~~yard debris~~) organics collection services defined in this chapter.

591 The unincorporated service area does not include:

- 592            1. Vashon Island (served under Certificate No. G-87, Tariff No. 7);  
593            2. Snoqualmie pass (served under Certificate No. G-237, Tariff No. 10); and  
594            3. Areas where residential garbage collection service is not provided by a  
595 certificated hauler.

596            (~~DDDDD.~~) FFFFF. "Unsecured load" means a load (~~on a vehicle that is not~~) of  
597 solid waste that has not been securely fastened, (~~and protected by safety chains or other~~

598 ~~fastening devices~~) covered, ~~((tied down or otherwise secured))~~ or both to prevent the  
599 covering or any part of the ((material)) load from ~~((spilling, escaping or being deposited~~  
600 ~~outside the vehicle while vehicle is in motion))~~ becoming loose, detached or leaving the  
601 vehicle while the vehicle is moving.

602 ~~((EEEE. "Urban collection service levels" means the availability of regularly~~  
603 ~~scheduled collection services for residential garbage and primary recyclables at residents'~~  
604 ~~homes.~~

605 ~~FFFFF.)~~ GGGGG. "Urban transfer ((stations)) facilities" means the county's  
606 Algona, Bow Lake, Factoria, ~~((First Northeast))~~ Houghton, Shoreline, and Renton transfer  
607 ~~((stations))~~ facilities and ~~((such))~~ other transfer ~~((stations))~~ facilities ~~((as))~~ the ~~((manager))~~  
608 division director designates as urban transfer ~~((stations))~~ facilities.

609 ~~((GGGGG.))~~ HHHHH. "Washington Utilities and Transportation Commission"  
610 means the state commission created under chapter 80.01 RCW, as now enacted or hereafter  
611 amended.

612 IIII. "Waste export" means the act of sending waste to a ~~((landfill))~~ disposal  
613 facility out of the region.

614 ~~((HHHHH.))~~ JJJJ. "Waste reduction" means reducing the amount or type of waste  
615 generated.

616 ~~((HHH.))~~ KKKKK. "Waste stream" means the total flow of solid waste from homes,  
617 businesses, institutions and manufacturing plants that must be recycled or disposed in  
618 landfills, or any segment thereof, such as the "residential waste stream" or the "recyclable  
619 waste stream."

620            (~~JJJJJ~~) LLLLL. "White goods" means major appliances, including refrigerators,  
621            freezers, heat pumps, air conditioners, stoves, ranges, dishwashers, washers, dryers, trash  
622            compactors, dehumidifiers and other appliances specified by the (~~manager~~) division  
623            director.

624            (~~KKKKK~~) MMMMM. "White goods collection area" means an area used by  
625            county residents to deposit source separated white goods.

626            (~~LLLLL~~) NNNNN. (~~"Woodwaste"~~) "Wood waste" means solid waste  
627            consisting of wood pieces or particles generated as a byproduct resulting from the handling  
628            and processing of wood, including, but not limited to, hog fuel, sawdust, shavings, chips,  
629            bark, small pieces of wood, stumps, limbs and any other material composed largely of  
630            wood that has no significant commercial value (~~(at the time in question)~~), but (~~shall~~) does  
631            not include slash developed from logging operations unless disposed of on a different site,  
632            and does not include wood pieces or particles containing chemical preservatives such as  
633            creosote, pentachlorophenol or copper-chrome-arsenate.

634            (~~MMMMM~~) OOOOO. "Woody debris" means natural vegetation greater than  
635            four inches in diameter, four feet in length, or both, such as stumps, fallen tree branches or  
636            limbs, resulting from land clearing activity, storms or natural disasters.

637            (~~NNNNN~~) PPPPP. "Yard (~~debris~~) waste" means a compostable organic  
638            material generated in yards or gardens, including but not limited to, leaves, grass, branches,  
639            prunings and clippings of woody and fleshy plants and unflocked holiday trees, but  
640            (~~shall~~) does not include rocks, dirt or sod, concrete, asphalt, bricks, land-clearing wastes,  
641            demolition wastes, (~~woodwaste~~) wood waste or food waste.

642            ~~((OOOOO.))~~ QQQQQ. "Yard ~~((debris))~~ waste collection area" means an area used  
643 by county residents, businesses~~((;))~~ and institutions to deposit source-separated yard  
644 ~~((debris))~~ waste.

645            RRRRR. "Zero waste of resources" is a planning principle and framework  
646 designed to eliminate the disposal of materials with economic value through reuse,  
647 recycling, or both.

648            SECTION 2. Ordinance 8891, Section 4, and K.C.C. 10.04.030 are each hereby  
649 amended as follows:

650            Each person in possession, charge or control of any dwelling, ~~((flat, roominghouse,~~  
651 ~~apartment house,))~~ hospital, school, ~~((hotel, club, restaurant, boardinghouse or eating place,~~  
652 ~~or in possession, charge or control of any shop,))~~ place of business or manufacturing  
653 establishment, or any place where ~~((garbage, refuse or swill))~~ solid waste is created or  
654 accumulated shall at all times, keep or cause to be kept portable solid waste containers, for  
655 the deposit therein of garbage and ~~((refuse))~~ rubbish, and to deposit, or cause to be  
656 deposited the same therein.

657            SECTION 3. Resolution 8778, Section 5, as amended, and K.C.C. 10.04.040 are  
658 each hereby amended as follows:

659            Solid waste containers shall be constructed in such a manner as to be strong,  
660 watertight, not easily corroded, rodent proof, insect proof, and shall have adequate  
661 handles~~((;))~~ and tight fitting lids. ~~((Such))~~ The containers shall be kept in a sanitary  
662 condition with the outside thereof clean and free from accumulative grease and  
663 decomposing material. Each container shall be kept in a place accessible to the ~~((collector~~  
664 ~~of garbage and refuse))~~ solid waste collection entity on scheduled collection days. The

665 standards for receptacles for separated ~~((recyclables))~~ recyclable materials may be  
666 established to meet the requirements of the applicable recycling programs.

667 SECTION 4. Ordinance 8891, section 8 and K.C.C. 10.04.080 are each hereby  
668 amended as follows:

669 A. It is unlawful to place, throw, deposit or otherwise dispose of ~~((refuse))~~ solid  
670 waste other than in a receptacle provided for that purpose, in any public place, public road,  
671 public park, on any private property or in the waters within King County, except as  
672 specifically authorized by this title or at the official solid waste ~~((disposal))~~ facilities  
673 provided ~~((therefore))~~ for that purpose by King County.

674 B. It is unlawful for the owners or occupants of private property to deposit or  
675 accumulate, or to permit the deposit or accumulation of ~~((refuse))~~ solid waste upon ~~((such))~~  
676 the private property~~((; provided,))~~. ~~((h))~~However, ~~((that))~~ this shall not prohibit the storage  
677 of ~~((garbage, rubbish,))~~ solid waste or recyclable materials in public or private receptacles,  
678 ~~((or))~~ in solid waste containers or other approved receptacle~~((;))~~ or in securely tied bundles  
679 when ~~((such))~~ the receptacles or bundles are for immediate or approved periodic disposal~~((; provided, further))~~. Additionally:

681 1. ~~((t))~~The use of a compost pile or bin shall not be prohibited if the use and  
682 maintenance thereof is in such a manner as to prevent the attraction, breeding ~~((and/or))~~,  
683 harboring, or any combination thereof, of insects and rodents; and

684 2. ~~((nor shall a))~~Any recycling operation shall not be affected if it is operating in  
685 accordance with all applicable rules, ~~((regulations,))~~ laws or other permit requirements.  
686 Any such use permitted ~~((hereunder))~~ under this subsection B.2. shall not be construed to  
687 permit a nuisance as defined by state law.

688 C.1. (~~Hauling restrictions.~~) It is unlawful for any person (~~(, firm or corporation)~~)  
689 to haul (~~(refuse, garbage, rubbish, dead animals, ashes, or any other)~~) solid waste (~~(material~~  
690 ~~of the kind defined in this chapter)~~) on (~~(the highways and roads)~~) publicly-maintained  
691 streets, roads or highways in King County unless (~~(such materials are properly stored,~~  
692 ~~covered and otherwise secured so as to prevent spillage or littering)~~) the load is secured.

693 2. Fees for a person arriving at a staffed solid waste facility with an unsecured  
694 load are in K.C.C. 10.12.040.

695 SECTION 5. Ordinance 7708, Section 1 (part), as amended, and K.C.C.  
696 10.08.020 are each hereby amended as follows:

697 A. Under the authority provided by the King County Charter and RCW 36.58.040,  
698 a system is hereby established for disposal of all solid waste either generated, collected or  
699 disposed, in unincorporated King County. Additionally, this system shall include all solid  
700 waste either generated or collected, or both, in any other jurisdictions with which (~~(an)~~) a  
701 solid waste interlocal agreement exists (~~(under K.C.C. 10.08.130)~~).

702 B. It is unlawful for any person to dispose of county solid waste except at  
703 (~~(disposal)~~) solid waste facilities and in a manner authorized under this title.

704 C. Unless specifically authorized by a King County ordinance, it is unlawful for  
705 any (~~(commercial hauler or other)~~) person (~~(or entity)~~) to deliver any county solid waste to  
706 a place other than a solid waste facility designated by the county to receive the particular  
707 waste.

708 D. It is unlawful for any person to deliver county solid waste other than  
709 unauthorized waste as determined by the (~~(manager)~~) division director to any facility for  
710 final disposal other than a county-~~(owned Cedar Hills regional landfill)~~designated



711 disposal facility, unless the ~~((manager))~~ division director has provided prior written  
712 authorization for the disposal for public health, safety, welfare or planning purposes and the  
713 disposal is consistent with the adopted King County ~~((Solid Waste C))~~ comprehensive solid  
714 waste management ((P))plan.

715 E. King County solid waste facilities are intended to serve King County residents,  
716 and businesses located within incorporated jurisdictions with which the county has an  
717 interlocal agreement for solid waste disposal and in unincorporated King County.  
718 Disposal of solid waste generated or collected outside of King County's jurisdiction is not  
719 authorized and such solid waste may only be disposed at county facilities upon prior  
720 written authorization by the division director and payment of the appropriate fee.

721 SECTION 6. Ordinance 7708, Section 1 (part), as amended, and K.C.C.  
722 10.08.030 are each hereby amended as follows:

723 The county may acquire by purchase, lease, contract with private parties or other  
724 necessary means, ~~((disposal))~~ solid waste facilities ~~((which))~~ that are needed for disposal of  
725 solid waste generated and collected in King County and other jurisdictions with which  
726 a~~((n))~~ solid waste interlocal agreement exists~~((, pursuant to K.C.C. 10.08.130))~~. Selection  
727 of ~~((such disposal))~~ the solid waste facilities shall be consistent with the King County  
728 Comprehensive Plan and all federal, state~~((;))~~ and local requirements, including, but not  
729 limited to, comprehensive land use planning, fire protection, water quality, air quality~~((;))~~  
730 and the consideration of ~~((esthetics))~~ aesthetics. To the extent practicable, solid waste  
731 ~~((disposal))~~ facilities shall be located in a manner ~~((which))~~ that equalizes their distribution  
732 around the county, so that no single area of the county will be required to absorb an undue  
733 share of the impact from these facilities. More than one alternative must be considered and

734 evaluated in the siting of planned solid waste ((disposal)) facilities. The county may  
735 acquire ((disposal)) solid waste facilities on a continuing basis, as is required by the volume  
736 of solid waste generated and collected within the county.

737 SECTION 7. Ordinance 7708, Section 1 (part), as amended, and K.C.C.

738 10.08.040 are each hereby amended as follows:

739 A. The division shall be the operating authority for all solid waste ((disposal))  
740 facilities owned or operated by King County. Nothing in this chapter prohibits the county  
741 ((by ordinance)) from contracting with another entity, public or private, to own, construct  
742 or operate a ((disposal)) solid waste facility.

743 B. The council shall establish by ordinance the disposal fees charged at county  
744 solid waste facilities and types of waste for which each facility is intended. The council  
745 may by ordinance authorize the division director to set fees for use of disposal facilities for  
746 materials for which no fee has been established by ordinance.

747 C. The division shall adopt public and administrative rules for solid waste  
748 ((disposal)) facilities, which shall govern all other matters necessary to assure compliance  
749 with federal, state and local ((regulations)) rules applicable to the facilities. The division's  
750 rules may require that certain solid wastes, such as bulky wastes, ((problem)) special  
751 wastes and ((woodwaste)) wood waste, based on source, type or volume, shall not be  
752 accepted, or only conditionally accepted, at facilities owned or operated by the county.

753 SECTION 8. Ordinance 7708, Section 1 (part), as amended, and K.C.C.

754 10.08.050 are each hereby amended as follows:

755 A. ((Dangerous and hazardous waste.)) Under no circumstances shall any person  
756 deliver to any King County solid waste ((disposal)) facility for disposal any waste that is

757 defined as "hazardous waste" ~~((per))~~ under the Federal Resource Conservation and  
758 Recovery Act, 42 USC §6901-6991i, or rules ~~((or regulations))~~ adopted thereunder, or  
759 defined as "extremely hazardous wastes" or "dangerous wastes" ~~((per))~~ under chapter  
760 70.105 RCW or rules ~~((or regulations))~~ adopted thereunder except:

761 1. ~~((i))~~ In those specific cases where the county has expressly authorized the place,  
762 time, type and manner of the delivery of ~~((such))~~ the waste after full disclosure; or

763 2. ~~((a))~~ At a time and place expressly specified for dangerous and hazardous waste  
764 collection.

765 B. ~~((No))~~ A person shall not deliver any waste to any King County ~~((disposal))~~  
766 facility ~~((which))~~ that has not been handled and treated in the manner required by  
767 applicable operating ~~((regulations))~~ rules adopted by the division and the King County  
768 ~~((b))~~ Board of ~~((h))~~ Health rules ~~((and regulations))~~.

769 C. ~~((Notwithstanding any other provision of this chapter, no municipal corporation  
770 or agent thereof or any commercial hauler))~~ A solid waste collection entity shall not deposit  
771 in any King County solid waste ~~((disposal))~~ facility solid waste generated or collected  
772 within the boundaries of a jurisdiction ~~((which))~~ that has not entered into a written use  
773 agreement with King County unless otherwise authorized ~~((use through special rate class  
774 established by ordinance))~~ by the division director.

775 SECTION 9. Ordinance 7708, Section 1 (part), as amended, and K.C.C.

776 10.08.060 are each hereby amended as follows:

777 ~~((Pursuant to))~~ Under ~~((C))~~ chapter 70.95 RCW, ~~((no disposal))~~ a solid waste facility  
778 in King County, whether acquired publicly or privately, shall not be established, altered,  
779 expanded, improved, operated or maintained without prior compliance with the following:

780 A. The ~~((disposal))~~ solid waste facility and proposed method of operation shall be  
781 consistent with the King County comprehensive solid waste management plan and shall be  
782 approved by the health department as applicable under King County board of health or  
783 Washington state Department of Ecology regulations; ~~((and))~~

784 B. The ~~((disposal))~~ solid waste facility shall be constructed, operated and  
785 maintained in accord with terms of permits required from the health department and such  
786 other permits as are required by law~~((:))~~;

787 C. All other federal, state and local laws, ordinances and ~~((regulations))~~ rules shall  
788 be met~~((:))~~; and

789 D. In addition to other requirements imposed by laws, all recycling drop box  
790 facilities shall display the name, address ~~((:))~~ and telephone number of the owner/operator  
791 in an easily identified place and the type of material to be accepted. These ~~((facilities))~~  
792 drop boxes shall be regularly collected, ~~((and/or))~~ emptied, or both, so the material contents  
793 do not overflow.

794 SECTION 10. Ordinance 7708, Section 1 (part), as amended, and K.C.C.  
795 10.08.070 are each hereby repealed.

796 SECTION 11. Ordinance 7708, Section 1 (part), as amended, and K.C.C.  
797 10.08.080 are each hereby amended as follows:

798 A goal for King County's solid waste management shall be to achieve maximum  
799 feasible cost-effective reduction of solid waste going to landfills and to other processing  
800 facilities, conservation of energy and natural resources and environmental protection.  
801 The division shall develop plans and incentives for waste reduction through source  
802 separation, recycling, product stewardship, resource conservation and other methods

803 deemed effective by the division. Reclamation ~~((sites))~~ facilities for recycling operations  
804 shall be designated as part of the county's disposal system and shall be subject to permit  
805 requirements of the health department.

806 SECTION 12. Ordinance 7708 section 1 (part), as amended, and K.C.C.  
807 10.08.090 are each hereby repealed.

808 SECTION 13. Ordinance 7708, section 1 (part), as amended, and K.C.C.  
809 10.08.100 are each hereby amended as follows:

810 The ~~((director of the Seattle-King County department of public))~~ health officer is  
811 authorized ~~((and responsible))~~ to enforce or seek the enforcement through the prosecutor's  
812 office of K.C.C. 10.04.030, 10.04.040, 10.04.070, 10.04.080, 10.08.060~~((, 10.08.070-~~  
813 ~~.090,))~~ and 10.08.080 and any rules ~~((and regulations promulgated))~~ adopted thereunder  
814 ~~((pursuant to))~~ in accordance with but not restricted to the enforcement and penalty  
815 provisions of K.C.C. Title 23.

816 The ~~((manager))~~ division director is authorized ~~((and responsible))~~ to seek the  
817 enforcement through the prosecutor's office of K.C.C. 10.08.020, 10.08.040~~((;))~~ and  
818 10.08.050\_C. ~~((and K.C.C. 10.08.020))~~ and any rules ~~((and regulations promulgated))~~  
819 adopted thereunder ~~((pursuant to))~~ in accordance with but not restricted to the enforcement  
820 and penalty provisions of K.C.C. Title 23.

821 Both the ~~((director of the department of public))~~ health officer and the ~~((manager))~~  
822 division director are authorized ~~((and responsible for enforcement of))~~ to enforce K.C.C.  
823 10.04.060~~((, K.C.C.))~~ and 10.08.050 A, and ~~((10.08.050))~~ B. and any rules ~~((and~~  
824 ~~regulations promulgated))~~ adopted thereunder ~~((pursuant to))~~ in accordance with but not  
825 restricted to the enforcement and penalty provisions of K.C.C. Title 23.

826            SECTION 14. Ordinance 7708, Section 1 (part), and K.C.C. 10.08.110 are each  
827 hereby amended as follows:

828            Any person(~~(, firm or corporation which)~~) who violates or refuses to or fails to  
829 comply with (~~(any of the provisions of)~~) this chapter or (~~(regulations promulgated)~~) rules  
830 adopted (~~(hereunder)~~) and orders issued (~~(pursuant hereto)~~) under this chapter or who files  
831 or supplies any false incomplete or inaccurate information (~~(in conjunction with any permit~~  
832 ~~application or permit renewal or in supplying any other information)~~) requested by this  
833 chapter (~~(shall be deemed)~~) is guilty of a misdemeanor and shall be punished by  
834 imprisonment in the county jail for a maximum term fixed by the court of not more than  
835 (~~(90)~~) ninety days or by fine in the amount fixed by the court of not more than (~~(\$1,000)~~)  
836 one thousand dollars or both such imprisonment and fine. In addition, enforcement and  
837 penalty provisions of K.C.C. Title 23 shall be applicable to any violation of this chapter or  
838 (~~(regulations promulgated hereunder)~~) rules adopted under this chapter. Nothing contained  
839 (~~(herein)~~) in this chapter shall be construed to exempt an offender from any other suit,  
840 prosecution or penalty provided in the King County Code or by other laws.

841            SECTION 15. Ordinance 7708, Section 1 (part), and K.C.C. 10.08.120 are each  
842 hereby repealed.

843            SECTION 16. Ordinance 7708, Section 2, as amended, and K.C.C. 10.08.130, as  
844 amended, are each hereby repealed:

845            SECTION 17. Ordinance 10018, Section 4, and K.C.C. 10.08.140 are each  
846 hereby amended as follows:

847 ((Effective July 1, 1991, a))All solid waste collection entities shall provide  
848 information to the ((manager)) division director on their usage of King County solid waste  
849 facilities.

850 A. No later than ((15)) fifteen days after the end of each month, solid waste  
851 collection entities shall report the amount of residential and commercial tonnage hauled to  
852 each King County solid waste facility, and identify the cities, towns or unincorporated  
853 service areas from which each ton of waste hauled by them originated.

854 B. Once each year, no later than March 31, solid waste collection entities shall  
855 submit an annual tonnage forecast ((which)) that estimates the total amount of residential  
856 and commercial tonnage and the number of residential and commercial accounts by city,  
857 town or unincorporated service area for the current year.

858 C. All information shall be reported on forms provided by the county.

859 D. Any significant changes in patterns of usage of King County solid waste  
860 facilities shall be reported to the ((manager-30)) division director at least thirty days in  
861 advance of the change.

862 SECTION 18. Ordinance 14811, Section 11, and K.C.C. 10.08.150 are each  
863 hereby repealed:

864 SECTION 19. Ordinance 8108, Section 3, as amended, and K.C.C. 10.10.020 are  
865 each hereby amended as follows:

866 Operating hours at King County solid waste ((disposal)) facilities shall be  
867 determined by the division director, consistent with the following policies and in  
868 accordance with the process in K.C.C. 10.10.025.

869 A. The division director shall set facility operating hours, taking into consideration  
870 stakeholder input and the goals of reducing average system-wide transfer costs and  
871 maintaining high levels of customer ~~((satisfaction))~~ service and environmental stewardship,  
872 among other relevant factors.

873 B.~~((1.))~~ Notwithstanding subsection A of this section, the following facilities shall  
874 have the following minimum hours, not including holidays:

875 ~~((a.))~~ 1. Urban transfer ~~((stations))~~ facilities shall be open to the public at least  
876 between 9:00 a.m. and 4:00 p.m., seven days per week~~((:));~~ and

877 ~~((b.))~~ 2. Rural transfer facilities shall be open to the public at least between 9:00  
878 a.m. and 4:00 p.m., four days per week, including at least one weekend day.

879 ~~((2. All services offered at particular facilities shall be available during the  
880 minimum hours, but portions of facilities may be closed during any hours in excess of the  
881 minimum hours.))~~

882 C. All King County solid waste ~~((disposal))~~ facilities shall be closed on January 1,  
883 Thanksgiving Day~~((;))~~ and December 25. At the discretion of the director, King County  
884 solid waste ~~((disposal))~~ facilities may be closed on other recognized King County holidays  
885 by following the procedures for ~~((modifying))~~ changing operating hours.

886 ~~((D. Yard debris and clean wood collection areas shall be located at the Enumelaw  
887 transfer station. White goods collection areas shall be located at the Enumelaw and Vashon  
888 transfer station.~~

889 ~~E. The Cedar Hills landfill shall not be open for use by the general public.))~~

890 SECTION 20. Ordinance 8108, Section 4, as amended, and K.C.C. 10.10.030 are  
891 each hereby amended as follows:



892 Types of waste accepted at King County solid waste ~~((disposal))~~ facilities shall be  
893 limited to the following:

894 A. The Cedar Hills ((R))regional landfill shall accept ((mixed)) municipal solid  
895 waste from transfer ((stations)) facilities and other sources ((in King County)) approved by  
896 the division director((, and demolition waste in small quantities incidental to jurisdictional  
897 activities));

898 B. Transfer ~~((stations))~~ facilities shall accept ~~((mixed))~~ municipal solid waste~~((;~~  
899 ~~demolition waste in small quantities incidental to jurisdictional activities and of a size and~~  
900 ~~density capable of being handled by transfer station equipment and waste))~~ from ~~((the~~  
901 ~~general public, businesses and route collection vehicles collecting waste in King County))~~  
902 commercial and self-haulers;

903 C. Drop box facilities shall accept ~~((mixed))~~ municipal solid waste in loads not to  
904 exceed either ~~((five))~~ three cubic yards or one ton, or both from commercial and self-  
905 haulers;

906 D. Collection areas for ~~((Yard debris))~~ yard waste, other organics, or both,  
907 ~~((collection areas))~~ located at some county transfer ~~((stations))~~ facilities shall accept source-  
908 separated yard ~~((debris))~~ waste from ~~((county residents, businesses and institutions))~~  
909 commercial and self-haulers. Loads shall not exceed either three cubic yards, one ton, or  
910 both;

911 E. ~~((Mobile yard debris facilities shall accept source-separated residential yard~~  
912 ~~debris from noncommercial users in loads not to exceed either five cubic yards or one ton,~~  
913 ~~or both~~;

914 F.) White goods collection areas located at some county transfer ~~((stations))~~  
915 facilities shall accept source-separated white goods from ~~((county residents))~~ residential  
916 self-haulers;

917 ~~((G.))~~ F. Clean wood collection areas located at county transfer ~~((stations))~~  
918 facilities shall accept source-separated clean wood from ~~((county residents, businesses and~~  
919 ~~institutions))~~ commercial and self-haulers;

920 ~~((H.))~~ G. Other wastes, such as industrial waste, semisolid, or liquid waste~~((s))~~ and  
921 asbestos-containing waste material, may be accepted at ~~((sites))~~ facilities as designated and  
922 approved by the ~~((manager))~~ division director; and

923 ~~((I.))~~ H. Acceptance of any suspect waste may be denied pending the ~~((health~~  
924 ~~officer's))~~ division director's approval.

925 I. Salvaging and scavenging are prohibited at all King County solid waste facilities

926 SECTION 21. Ordinance 8108, Section 1 and K.C.C. 10.10.040 are each hereby  
927 repealed

928 SECTION 22. Ordinance 12564, Section 2, as amended, and K.C.C. 10.12.021  
929 are each hereby amended as follows:

930 All persons using county-operated solid waste ~~((disposal))~~ facilities shall pay the  
931 service fees in the following schedules:

932 A. Service fees for the use of ~~((disposal sites))~~ solid waste facilities with scales,  
933 excluding Cedar Hills, shall be:

934 1. Solid waste disposal:

935	Passenger cars	\$13.62 per entry
936	Other vehicles	\$82.50 per ton

937	Charitable organizations	\$63.50 per ton
938	Minimum	\$13.62 per vehicle
939	Charitable organizations, minimum charge	\$10.48 per entry
940	2. Deposit of source-separated yard <del>((debris))</del> <u>waste</u> at yard <del>((debris))</del> <u>waste</u>	
941	collection areas <del>((and deposit of)), other organics at organics collections areas,</del> clean	
942	wood at clean wood collection areas <u>or any combination thereof</u> :	
943	Passenger cars	\$12.75 per entry
944	Other vehicles	\$75.00 per ton
945	Minimum charge	\$12.75 per vehicle
946	3. Deposit of white goods at white goods collection areas:	
947	White goods without regulated refrigerants	\$10.00 per unit
948	White goods with regulated refrigerants	\$24.00 per unit
949	B. Service fees for the use of <del>((disposal sites))</del> <u>solid waste facilities</u> without	
950	scales <del>((, such as mobile yard debris facilities,))</del> shall be based upon the cubic yard or	
951	fraction thereof as follows:	
952	1. Solid waste disposal:	
953	Passenger cars	\$13.62 per entry
954	Other vehicles	
955	Compacted wastes	\$23.86 per cubic yard
956	Uncompacted wastes	\$13.72 per cubic yard
957	Minimum charge	\$13.62 per vehicle

958 2. Deposit of source-separated yard ~~((debris))~~ waste at yard ~~((debris))~~ waste  
959 collection areas ~~((and deposit of))~~ , other organics at organics collections areas, clean  
960 wood at clean wood collection areas or any combination thereof:

961	Passenger cars	\$12.75 per entry
962	Other vehicles	
963	Compacted wastes	\$21.50 per cubic yard
964	Uncompacted wastes	\$12.75 per cubic yard
965	Minimum charge	\$12.75 per vehicle

966 C. Service fees at the Cedar Hills regional landfill shall be:

967	Cedar Hills Regional Direct	\$69.50 per ton
968	Other vehicles	\$82.50 per ton

969 Disposal by other vehicles is at the discretion of the ~~((solid waste manager))~~  
970 division director.

971 D. A moderate-risk waste surcharge shall be added to all solid waste disposed by  
972 nonsolid waste collection entities using county operated ~~((disposal))~~ solid waste facilities.

973 The fee schedule is as follows:

974 1. For ~~((sites))~~ facilities with scales:

975	Self-haulers	\$3.50 per ton
976	Minimum charge	\$1.34 per entry
977	Passenger cars	\$1.34 per entry

978 2. For ~~((sites))~~ facilities without scales:

979	Compacted	\$0.77 per cubic yard
980	Uncompacted	\$0.44 per cubic yard

981 Minimum charge \$1.34 per entry

982 Passenger cars \$1.34 per entry

983 E. A special waste fee shall be charged for special waste including ~~((infectious~~  
984 ~~waste treated and handled in accordance with King County Board of Health Code~~  
985 ~~10.28.070,))~~ asbestos-containing waste material~~((, problem wastes))~~ and other  
986 ~~((additional))~~ wastes requiring clearances in accordance with King County Board of  
987 Health Code Title 10 or rules ~~((promulgated))~~ adopted by the department.

988 Special waste fee \$132.00

989 Minimum charge \$22.20

990 F. In the absence of exact weights or measurements, the estimate of the  
991 ~~((manager))~~ division director is binding upon the user.

992 G. ~~((King County solid waste facilities are intended to serve the residents and~~  
993 ~~businesses located within incorporated or unincorporated King County...Solid waste~~  
994 ~~either generated or collected, or both, within the boundaries of a jurisdiction that has not~~  
995 ~~entered into an agreement with King County for use of King County solid waste disposal~~  
996 ~~facilities as provided by this chapter may only be disposed of in a King County facility~~  
997 ~~upon payment of a special service fee of three times the applicable per ton rate for~~  
998 ~~facilities with scales and three times the applicable cubic yard rate for compacted or~~  
999 ~~uncompacted wastes for facilities without scales. Payment of the special service fee~~  
1000 ~~under this subsection shall be in lieu of payment of the fees in subsections A. through E.~~  
1001 ~~of this section. Nothing in this subsection authorizes the use of King County facilities by~~  
1002 ~~any municipal corporation or agent thereof or any commercial hauler for disposal of solid~~  
1003 ~~waste either or both generated and collected outside King County.))~~ The division director

1004 may establish fees for handling and processing of recyclable materials for which no other  
1005 fee has been established by ordinance. Consistent with WRR-1, WRR-2, WRR-4 and  
1006 WRR-36, the fees need not recover the full cost of handling and processing.

1007 SECTION 23. Ordinance 800, Section 3, as amended, and K.C.C. 10.12.030 are  
1008 each hereby amended as follows:

1009 A. Except as expressly provided otherwise in this chapter, all service fees  
1010 collected under this chapter shall be collected in cash or check or by credit or debit cards  
1011 by ~~((site cashiers))~~ scale operators at the time of use. Consistent with the requirements of  
1012 this chapter, the ~~((manager))~~ division director may authorize a facility user to be billed  
1013 monthly for all solid waste delivered to either the transfer ~~((stations))~~ facilities or the final  
1014 disposal ~~((sites))~~ facilities, or both.

1015 B. The ~~((manager is authorized to))~~ division director may adjust any solid waste  
1016 service fee for purposes of minimizing cash holding requirements at solid waste facilities.  
1017 The adjustment to the calculated fee shall not exceed twenty-five cents nor shall it have a  
1018 significant impact on the revenue collected in the proposed rate period.

1019 C. The ~~((manager))~~ division director may authorize monthly billing only if users  
1020 request and receive authorization in advance, subject to the following ~~((provisions))~~:

1021 1. The ~~((manager))~~ division director ~~((shall))~~ may not authorize billing unless  
1022 the user posts an irrevocable payment bond for the benefit of the solid waste division in  
1023 an amount equal to the greater of: the sum of the user's three highest consecutive months  
1024 of service fees from the prior twelve months; adjusted for rate changes; three thousand  
1025 five hundred dollars; or such other amount as the ~~((manager))~~ division director  
1026 reasonably determines will cover the user's anticipated disposal charges over a three-

1027 month period. Within thirty days of determining that the posted irrevocable payment  
1028 bond is insufficient based on the criteria in this section, the ((manager)) division director  
1029 shall give written notice to the user that a bond increase is required, except that a bond  
1030 increase shall not be required if the change would be less than twenty percent of the  
1031 amount of the original bond or deposit and the commercial or noncommercial user's  
1032 payments have not been delinquent in the preceding twelve months. The ((manager))  
1033 division director may limit billing authorization to facility users whose typical monthly  
1034 use exceeds a minimum amount determined by the ((manager)) division director;

1035 2. The ((manager)) division director, having given notice to a commercial or  
1036 noncommercial monthly user that its bond is insufficient, may suspend use privileges for  
1037 a commercial or noncommercial user who fails to tender a sufficient bond within thirty  
1038 days after the date of the ((manager)) division director's notice;

1039 3. The ((manager)) division director shall, upon request, relieve a certificated  
1040 hauler the requirement for an irrevocable payment bond if it has not been delinquent in  
1041 the preceding twelve months. If an invoice is delinquent for more than five days, the  
1042 certificated hauler shall post within thirty days of the delinquency an irrevocable payment  
1043 bond meeting the requirements of K.C.C. 10.12.030; and

1044 4. The requirements for posting payments bonds under this section do not apply  
1045 to governmental users.

1046 D. Except as otherwise provided in this section, all invoices for solid waste  
1047 service fees are due upon receipt and become delinquent twenty calendar days after the  
1048 date of the invoice. Invoices shall be paid in accordance with payment instructions  
1049 provided with the invoice including, without limitation, the form of payment. All

1050 delinquent invoices owed by nongovernmental entities shall accrue interest on the  
1051 delinquent unpaid balance from and after the date of delinquency at the rate of one and  
1052 one half percent per month or the highest rate allowed by law, whichever is less. The  
1053 ((manager)) division director, having given at least seven days' written notice following  
1054 the delinquency of an invoice, may suspend privileges for a user. In addition, after an  
1055 invoice is delinquent for ninety days, the ((manager)) division director may make a claim  
1056 against any payment bond for the full amount of any amounts due, whether or not the  
1057 amounts are delinquent. Any amounts that are delinquent for more than ninety days may  
1058 be referred to collection agencies or attorneys, for collection consistent with applicable  
1059 law. A user whose account becomes delinquent shall pay all costs associated with  
1060 collection including, without limitation, an administrative fee set by the ((manager))  
1061 division director for referring accounts to attorneys or collection agencies.

1062 E. Users who do not have accounts with the county and are unable to pay  
1063 disposal charges at the time of disposal may, at the discretion of the ((manager)) division  
1064 director, be allowed to use ((disposal)) solid waste facilities on the following conditions:

1065 1. Users shall be required to provide contact information including, without  
1066 limitation, driver's license and license plate information, to ((disposal)) solid waste  
1067 facility personnel and shall be issued a one-time payment invoice of dumping fees  
1068 charged plus the applicable handling fee determined by the ((manager)) division director;

1069 2. Payment on this invoice shall be due immediately and shall become  
1070 delinquent seven days after the date of the invoice; and

1071 3. Subsection D<sub>2</sub> of this section applies to invoices issued under this subsection.



1072 F. Persons authorized for monthly billings shall receive one or more  
1073 identification cards or badges for the purpose of accounting for charges. A fee of  
1074 twenty-five dollars shall be charged for replacing a lost or damaged card. A fee shall not  
1075 be charged for replacement due to normal wear, as determined by the division.

1076 SECTION 24. Ordinance 11196, Section 2, and K.C.C. 10.12.040 are each  
1077 hereby amended as follows:

1078 A. ~~((Pursuant to Washington State Senate House Bill 1100 [Ed. Note: RCW~~  
1079 ~~70.93.097])) In accordance with RCW 70.93.097, a fee shall be charged to all vehicles  
1080 with unsecured loads arriving at any staffed public or private transfer ~~((station))~~ facility or  
1081 landfill in the jurisdiction of King County. The operator of the vehicle containing the  
1082 unsecured load, unless exempted by the provision of subsection B<sub>2</sub> of this section, shall  
1083 be required to pay a fee. ~~((Effective July 1, 1994, t))~~The unsecured load fee shall be:~~

1084	Passenger licensed vehicles	\$3.00
1085	Trucks	
1086	- less than or equal to 8000 pounds licensed gross vehicle weight	5.00
1087	- greater than 8000 pounds licensed gross vehicle weight	10.00

1088 B. ~~((A vehicle transporting sand, dirt or gravel in compliance with the provisions~~  
1089 ~~of RCW 46.61.655 shall not be required to secure or cover a load pursuant to this section.~~

1090 ~~€.)~~ The fee collected under subsection A<sub>2</sub> of this section shall be deposited, no  
1091 less often than quarterly, in the King County solid waste division's operating fund.

1092 SECTION 25. Ordinance 800, Section 5, as amended, and K.C.C. 10.12.050 are  
1093 each hereby amended as follows:

1094 Payment of the service fee may not be required of a user in the following  
1095 circumstances:

1096 A. When that user is engaged in a community litter clean-up campaign ((;  
1097 ~~provided, that~~)), but only if prior authorization has been secured in writing from the  
1098 ((~~manager, and provided, that~~)) division director and records of use and tonnages or  
1099 volumes ((~~shall be~~)) are maintained ((~~for such~~)); or

1100 B. When the executive or the council has declared that a natural disaster or other  
1101 emergency has occurred and as a result deems it in the best interest of the county to  
1102 waive the service fees. Any such action must identify the cause of the emergency, the  
1103 length of the fee waiver and any special conditions placed on the waiver. If such action is  
1104 taken by the executive and the executive proposes that the waiver continue beyond the  
1105 date of the next regularly scheduled council meeting, the executive must report to the  
1106 council by the time of that meeting the estimated loss of revenue resulting from the fee  
1107 waiver and the council must approve the continuation of the waiver by motion. If the  
1108 council initiates the fee waiver, it must do so by motion, on which the executive has had a  
1109 reasonable opportunity to comment.

1110 SECTION 26. Ordinance 7012, Section 7, as amended, and K.C.C. 10.12.055 are  
1111 each hereby amended as follows:

1112 A. Persons shall be charged a handling fee of twenty-five dollars for each  
1113 dishonored check or unpaid bank draft.

1114 B. The division director may set fees for miscellaneous ancillary services, other  
1115 than disposal fees, that the division provides to facility users. The services may include,  
1116 but are not limited to, fixing flat tires, providing weight certifications ((;)) and use of the

1117 division's brake tester and trailer wash areas and handling and processing of recyclable  
1118 materials for which no other fee exists. Fees for miscellaneous ancillary services shall be  
1119 based on the division's actual costs for providing the services. The division director shall  
1120 post notice of new or increased miscellaneous ancillary fees at the sites at which the fees  
1121 are charged. The division director shall also provide written notice to the clerk of the  
1122 ~~((county))~~ council and all councilmembers. The fees for miscellaneous ancillary services  
1123 take effect thirty days after the date notice is provided consistent with this section.

1124 SECTION 27. Ordinance 7786, Section 2, as amended, and K.C.C. 10.14.020 are  
1125 each hereby amended as follows:

1126 It is King County's goal to achieve zero waste of resources by 2030 through  
1127 maximum feasible and cost-effective prevention, reuse ~~((and))~~ and reduction of solid  
1128 wastes going into its landfills and other processing facilities. ~~((It is recognized))~~ The  
1129 county recognizes that waste reduction and recycling are the highest priority of the viable  
1130 solid waste management options, and ~~((the county))~~ hereby adopts this goal, which will be  
1131 aggressively pursued.

1132 SECTION 28. Ordinance 7786, Section 3, as amended, and K.C.C. 10.14.050 are  
1133 each hereby amended as follows:

1134 It is the intent of King County to fulfill the following objectives to reach its goals to  
1135 reduce and divert waste from landfills~~((:))~~:

1136 A. Adopt an aggressive and regional approach to finding solutions to solid waste  
1137 problems by working cooperatively with other cities and counties whenever it is  
1138 appropriate;

1139           B. Target areas of the waste stream that are resources and have the greatest  
1140 potential for resource and beneficial use. Targets should change over time as additional  
1141 diversion occurs and efforts move closer to zero waste of resources;

1142           C. Provide technical assistance and support to municipalities within King County  
1143 that are interested in developing waste reduction and recycling programs;

1144           D. Educate and encourage county agencies, citizens, businesses, schools and other  
1145 institutions to reduce, reuse, source separate and recycle solid waste;

1146           E. Encourage volunteer participation through outreach and coordination of waste  
1147 reduction and recycling efforts;

1148           F. Encourage the private sector to increase recycling, such as collection, processing  
1149 and marketing of ~~((recyclables))~~ recyclable materials through volunteer efforts and  
1150 mandates to facilitate diversion, as appropriate;

1151           G. Implement an in-house King County recycling and waste reduction program,  
1152 including ~~((the adoption))~~ implementation of ~~((a procurement))~~ an environmental  
1153 purchasing policy for county purchase of recycled products, green building practices in  
1154 new construction and ongoing operations and maintenance and other actions to encourage  
1155 recycling and waste reduction by county government;

1156           H. Incorporate capital improvements, recycling infrastructure and programs that  
1157 maximize recycling at county facilities;

1158           I. Encourage green building and sustainable design in private development in  
1159 cooperation with county development agencies;

1160 J. Encourage the development of markets for and encourage purchase and use of  
1161 products made from (~~recyclables~~) recyclable materials through education and technical  
1162 assistance;

1163 K. Develop, implement and support product stewardship approaches and  
1164 legislation to divert material from disposal where the costs of handling materials are borne  
1165 by those responsible, including manufacturers, retailers, government and consumers;

1166 L. Support resource conservation programs in which success in waste reduction  
1167 and recycling directly protects the environment, such as soil quality improvement and toxic  
1168 waste minimization;

1169 M. Annually project the amounts of waste being diverted from county landfills;  
1170 and

1171 N. Measure program results through a variety of performance measures such as  
1172 cost effectiveness, waste characterization data, recycling data, customer surveying,  
1173 customer communication and participation in recycling and resource conservation  
1174 programs.

1175 SECTION 29. Ordinance 9240, Section 2, as amended, and K.C.C. 10.16.020 are  
1176 each hereby amended as follows:

1177 A. Departments shall (~~purchase~~) buy recycled and other environmentally  
1178 preferable products whenever practicable.

1179 B. The county shall require its contractors and consultants to use recycled and  
1180 other environmentally preferable products whenever practicable.

1181 C. The county shall promote the use of recycled and other environmentally  
1182 preferable products by publicizing its environmental purchasing policy and its  
1183 implementation, consistent with this chapter.

1184 SECTION 30. Ordinance 9240, Section 3, as amended, and K.C.C. 10.16.030 are  
1185 each hereby repealed.

1186 SECTION 31. Ordinance 9240, Section 6, as amended, and K.C.C. 10.16.060 are  
1187 each hereby amended as follows:

1188 A. Departments shall ~~((purchase))~~ buy recycled or other environmentally  
1189 preferable paper whenever practicable.

1190 B. Departments shall use recycled paper for all imprinted letterhead paper and  
1191 business cards.

1192 C. Departments shall publicize the county's use of recycled paper by including a  
1193 recycling logo and an indication of recycled content on all printed material, to the extent  
1194 practicable.

1195 D. Departments shall use both sides of sheets of paper whenever practicable.

1196 E. Departments shall require all contractors or consultants submitting proposals to  
1197 use recycled paper and use both sides of sheets of paper whenever practicable(~~((as~~  
1198 ~~determined by the department))~~).

1199 SECTION 32. Ordinance 9240, Section 16, as amended, and K.C.C. 10.16.160  
1200 are each hereby amended as follows:

1201 All departments are responsible for:

1202 A. Assigning appropriate personnel to evaluate opportunities for ~~((the purchase~~  
1203 ~~of))~~ buying recycled and other environmentally preferable products reflected in federal

1204 guidance or ~~((determining))~~ communicated by the procurement and contract services  
1205 section;

1206 B. Purchasing recycled and other environmentally preferable products whenever  
1207 practicable; and

1208 C. Reporting evaluation results and purchases of recycled and other  
1209 environmentally preferable products to the procurement and contract service section by  
1210 January 31 of each year.

1211 SECTION 33. Ordinance 9240, Section 17, and K.C.C. 10.16.170 are each  
1212 hereby amended as follows:

1213 The solid waste division is responsible for:

1214 A. Providing information and technical assistance to local governments, schools,  
1215 colleges and other public and private organizations ~~((interested in purchasing))~~ to increase  
1216 their purchase of recycled and other environmentally preferable products;

1217 B. Preparing press releases and fact sheets publicizing the successes of the  
1218 program;

1219 C. Assisting the procurement and contract services section ~~((in submitting))~~ by  
1220 forwarding the annual program report to the council ~~((which is due))~~ in April of each year;  
1221 and

1222 D. Assisting the procurement and contract services section in fulfilling its  
1223 responsibilities under this chapter.

1224 SECTION 34. Ordinance 9240, Section 20, and K.C.C. 10.16.200 are each  
1225 hereby repealed.

1226            SECTION 35. Ordinance 9240, Section 21, and K.C.C. 10.16.210 are each  
1227 hereby repealed.

1228            SECTION 36. Ordinance 9928, Section 2, as amended, and K.C.C. 10.18.010 are  
1229 each hereby amended as follows:

1230            The minimum level of service for residential recycling programs in the  
1231 unincorporated service area(~~s of King County, as defined in Attachment B, dated March~~  
1232 ~~30, 1993, to Ordinance 10942,)) shall include the following(~~(:)~~)~~

1233            A. Single-family (~~(reecyclables)~~) recyclable materials collection:

1234            1. (~~(Reeyclables)~~) Recyclable materials collection services shall, at a minimum,  
1235 be available to all single-family dwellings (~~(in unincorporated service areas of the county)~~);

1236            2. Participation in these programs shall be voluntary;

1237            3. The following recyclable materials, at a minimum, shall be collected from  
1238 single-family dwellings;

1239            a. (~~(N)~~)newspaper: printed (~~(groundwood)~~) newsprint including glossy  
1240 advertisements and supplemental magazines that are delivered with the newspaper;

1241            b. (~~(€)~~)clear, amber and green empty, clean glass containers. Plate glass,  
1242 ceramics or mirror glass shall not be collected;

1243            c. (~~(€)~~)clean tin-coated steel cans;

1244            d. (~~(€)~~)clean aluminum cans(~~(-and foil)~~);

1245            e. (~~(M)~~)mixed waste paper, including most types of clean and dry paper that fall  
1246 into high and low grade categories including glossy papers, magazines, catalogs, phone

1247 books, cards, laser-printed white ledger paper, windowed envelopes, paper with adhesive



1248 labels, paper bags, wrapping paper, packing paper, chipboard such as cereal boxes and shoe  
1249 boxes and glossy advertising paper((.);

1250 f. ((€))cardboard((:)) that is clean corrugated cardboard and kraft paper,  
1251 including unbleached, unwaxed paper with a ruffled or corrugated inner liner. Cardboard  
1252 does not include chipboard such as cereal boxes and shoe boxes;

1253 g. ((A))all rigid plastic containers including, but not limited to, high-density  
1254 polyethylene (HDPE) bottles (Society of Plastics Industry ("SPI") code 2) and  
1255 ((P))polyethylene terephthalate (PET) bottles (SPI code 1), plastic jars, jugs and dairy tubs,  
1256 but excluding polystyrene plastics (SPI code 6), plastic trays and plastic clamshell  
1257 containers, plastic cups, plates or utensils, lids or bottle caps and containers that contained  
1258 hazardous products;

1259 h. ((P))polycoated paperboard and aseptic packaging including milk cartons,  
1260 juice boxes and frozen food boxes; and

1261 i. ((S))scrap metal, not greater than two feet-by-two feet or thirty-five pounds  
1262 and free of contaminants such as wood, plastic or rubber;

1263 4. The recyclable materials listed in subsection A.3 of this section shall be  
1264 collected at least twice a month on the same day of the week as solid waste collection.

1265 a. The certificated hauler may request an exception to this requirement for all or  
1266 part of its service area.

1267 b. The request must be submitted in writing to the division and include, at a  
1268 minimum, the following information: the location of the area affected; the number of  
1269 customers affected; the alternative collection schedule; and the reasons supporting the  
1270 request.

1271 c. The division will determine whether to allow the hauler's request based on  
1272 demonstration that: the number of customers affected is minimized; program participation  
1273 will not be adversely affected; substantial cost savings will accrue due to the alternative  
1274 collection schedule; or undue hardship ((with [will])) will otherwise occur as evidenced by  
1275 other information presented in the request; and

1276 5. Containers for ((recyclables)) recyclable materials storage shall be provided by  
1277 certificated haulers to all single-family dwellings that receive solid waste collection service  
1278 or request ((recyclables)) recyclable materials collection. The containers shall be provided  
1279 by the certificated hauler by delivering containers to all single-family dwelling units in  
1280 unincorporated service areas that receive solid waste collection service or request  
1281 ((recyclables)) recyclable materials collection.

1282 a. The containers shall be sufficient in number and type to hold all reasonable  
1283 amounts of ((recyclables)) recyclable materials accumulated between collections.

1284 b. The containers must be made of durable materials that will last a minimum of  
1285 seven years under normal use. Plastic materials used in the construction of recycling  
1286 containers shall be durable, ultraviolet-light-stabilized and manufactured using recycled or  
1287 postconsumer materials. Collection containers shall contain a minimum of at least ten  
1288 percent postconsumer material unless the certificated hauler can demonstrate to the division  
1289 that the material is unavailable. Plastic bags, or bags made of other material, shall not be  
1290 used as containers.

1291 c. All containers shall contain information about the proper preparation of  
1292 materials and include the telephone number and name of the certificated hauler.

1293 Certificated haulers shall reapply instructions to containers when the instructions become  
1294 illegible.

1295 d. A container delivery schedule shall be provided to the county to allow for  
1296 coordination of its promotional and educational efforts. Containers shall be delivered to  
1297 program participants at least seven days before the initiation of collection;

1298 B. Multifamily ~~((recyclables))~~ recyclable materials collection:

1299 1. ~~((Recyclables))~~ Recyclable materials collection services shall, at a minimum,  
1300 be available to all multifamily structures or complexes ~~((in unincorporated service areas of~~  
1301 ~~the county))~~;

1302 2. Participation in these programs is voluntary;

1303 3. At a minimum, all of the recyclable materials listed in subsection A.3. of this  
1304 section shall be collected from multifamily structures, though the ~~((manager))~~ division  
1305 director may authorize exemptions from the collection of certain materials from  
1306 multifamily residences if space constrains or other unique circumstances warrant an  
1307 exemption;

1308 4. The recyclable materials listed in ~~((S))~~ subsection A.3. of this section shall be  
1309 collected at ~~((least twice a month on a regular schedule))~~ a frequency approved by the  
1310 division director; and

1311 5. Certificated haulers shall provide on-site collection containers for  
1312 ~~((recyclables))~~ recyclable materials to multifamily structures or complexes on a sign-up  
1313 basis consistent with the notification requirements defined in K.C.C. 10.18.040.B.

1314 a. The containers shall be sufficient in number and type to hold all reasonable  
1315 amounts of ~~((recyclables))~~ recyclable materials accumulated between collections.

1316           b. On-site containers must be made of durable materials that will last a minimum  
1317 of seven years under normal use. Plastic bags, or bags made of other material, shall not be  
1318 used as on-site containers.

1319           c. All containers shall contain information about the proper preparation of  
1320 materials and include the telephone number and name of the certificated hauler.  
1321 Certificated haulers shall reapply instructions to containers when the instructions become  
1322 illegible.

1323           d. Containers shall be delivered to multifamily structures signed-up for service at  
1324 least seven days before the initiation of collection;

1325           C. Single-family and multifamily organics collection:

1326           1. Yard ~~((debris))~~ waste collection services shall, at a minimum, be available to  
1327 all single-family dwellings and multifamily structures or complexes in unincorporated  
1328 service areas of the county. If organics collection is deemed feasible by the ~~((manager))~~  
1329 division director, certificated haulers shall also collect food waste and soiled paper for  
1330 composting;

1331           2. Participation in these programs is voluntary;

1332           3. Yard waste and other organics ~~((Organics))~~ collected from single-family  
1333 dwellings and multifamily structures or complexes shall meet the following specifications:

1334           a. With the exception of unflocked holiday trees, materials larger than ~~((two))~~  
1335 four inches in diameter and ~~((three))~~ four feet in length are not yard ~~((debris))~~ waste.  
1336 Unflocked Christmas trees shall be accepted in ~~((three))~~ four-foot lengths with no diameter  
1337 restrictions; and

1338           b. The following organics are acceptable for collection, (~~provided that~~) but  
1339 only if they are not commingled with nonorganic(~~s~~) waste:

1340           (1) all organic food waste, such as, meat, fish, bones, fruits and vegetable  
1341 matter and coffee grounds; and

1342           (2) paper products, including those that contain food residue, such as tea bags,  
1343 coffee filters, pizza boxes and frozen food containers. Paper products that contain plastic  
1344 or aluminum coatings are not acceptable for organics collection;

1345           4. In any area in which organics collection is not offered, yard (~~debris~~) waste  
1346 shall be collected from participating single-family dwelling units and multifamily structures  
1347 or complexes at least twice a month during March through November, and at least once a  
1348 month from December through February. In areas in which organics collection is offered,  
1349 yard (~~debris~~) waste and other organics shall be collected from single-family dwelling  
1350 units and multifamily structures or complexes once per week throughout the year, unless  
1351 the (~~manager~~) division director determines that collection less frequently is feasible.  
1352 Single-family organics collections shall occur on the same day of the week as solid waste  
1353 collection.

1354           a. The certificated hauler may request an exception to these requirements for all  
1355 or part of its service area.

1356           b. The request for an exception must be submitted in writing to the division and  
1357 include, at a minimum, the following information: the location of the area affected; the  
1358 number of customers affected; the alternative collection schedule; and the reasons  
1359 supporting the request.

1360 c. The division will determine whether to allow the hauler's request for an  
1361 exception based on demonstration that: the number of customers affected is minimized;  
1362 program participation will not be adversely affected; substantial cost savings will accrue; or  
1363 undue hardship would otherwise occur as evidenced by other information presented in the  
1364 request; and

1365 5. Certificated haulers shall offer to provide collection containers to single-family  
1366 dwellings and multifamily structures or complexes on a sign-up basis, consistent with the  
1367 notification requirements in K.C.C. 10.18.040.C.

1368 a. Certificated haulers may require that customers use containers provided by the  
1369 certificated hauler or allow customers to provide their own containers. An additional fee  
1370 may be charged to the customers electing to lease a container from a certificated hauler.

1371 b. Plastic bags shall not be used as containers.

1372 c. Certificated haulers may establish a maximum volume of or weight of, or  
1373 volume and weight of, ~~((or volume and weight of,))~~ yard ~~((debris))~~ waste or other organics  
1374 that will be accepted for each collection, and shall notify the ~~((manager))~~ division director  
1375 of the amount;

1376 D. Requirements for separation of yard ~~((debris))~~ waste from ~~((refuse))~~ solid waste:

1377 1. Containers set out at single-family dwellings and multifamily structures or  
1378 complexes in unincorporated service areas for collection of ~~((refuse))~~ solid waste by  
1379 certificated haulers shall not contain yard ~~((debris))~~ waste. However, if the ~~((manager))~~  
1380 division director determines that collection of organics is feasible~~((,))~~; organics may be  
1381 commingled with yard ~~((debris))~~ waste to be collected for composting~~((,))~~; and

1382           2. Certificated haulers in unincorporated service areas shall not collect any  
1383    (~~refuse~~) solid waste container set out at a single-family dwelling or multifamily structure  
1384    if yard (~~debris~~) waste that is commingled with nonorganics is visible within the container  
1385    and shall attach a tag to the container citing the yard (~~debris~~) waste source separation  
1386    requirements contained in this chapter and providing information about how to obtain yard  
1387    (~~debris~~) waste collection service. Haulers shall also attach a tag to any (~~refuse~~) solid  
1388    waste container from which yard (~~debris~~) waste commingled with nonorganics becomes  
1389    visible while the container is being emptied into a collection vehicle; and

1390           E. Additional minimum level of service provisions. The following provisions  
1391    apply to the collection services described in (~~S~~)subsections A., B. and C. of this section:

1392           1. If access to potential program participants is restricted, due to impassable road  
1393    conditions, alternatives to curbside (~~recyclables~~) recyclable materials collection, such as  
1394    drop site collection, or modified curbside collection services, (~~which~~) that, at a minimum,  
1395    shall include collection from the nearest roadway that is accessible by the hauler's  
1396    collection vehicle, shall be provided by the certificated hauler. If the certificated hauler  
1397    deems the road conditions are impassable by collection vehicles, the hauler shall work with  
1398    customers to determine a mutually agreed upon location for the collection of (~~recyclables~~)  
1399    recyclable materials and yard (~~debris~~) waste or organics. If mutual agreement cannot be  
1400    reached, collection shall occur from the nearest roadway (~~which~~) that is accessible by the  
1401    hauler's collection vehicle. This exception does not apply to impassable road conditions  
1402    due to severe weather situations. The certificated hauler shall report to the county those  
1403    areas receiving alternative or modified curbside collection services;

1404           2. The certificated hauler shall designate and inform the county and program  
1405 participants of the holidays that it will observe and the schedule that will be used when a  
1406 holiday falls on a regular collection day. The certificated hauler shall designate a process  
1407 for responding to missed collections as a result of inclement or adverse weather conditions;

1408           3. Special (~~recyclables~~) recyclable materials collection services shall be  
1409 provided for those households where there are handicapped or elderly people who cannot  
1410 move their collection containers to the curb. Households that qualify for this service shall  
1411 be determined by the certificated hauler;

1412           4. The certificated haulers shall retain ownership of all containers distributed to  
1413 program participants. Replacement (~~neecessitated~~) required by normal use or by container  
1414 damage due to the certificated hauler's negligence shall be the responsibility of the  
1415 certificated hauler. Replacement (~~neecessitated~~) required by container damage due to  
1416 program participant negligence shall be at the program participant's expense;

1417           5. The certificated haulers shall use intermediate (~~processing~~) handling facilities  
1418 that have obtained all applicable local, state and federal permits. Whenever possible, local  
1419 markets shall be used to receive (~~recyclables~~) recyclable materials and yard (~~debris~~)  
1420 waste for purposes of processing, handling or remanufacturing the materials into new  
1421 products;

1422           6. The certificated haulers shall not under any circumstances dispose of  
1423 marketable (~~recyclables~~) recyclable materials or yard (~~debris~~) waste by landfilling or  
1424 incineration. In addition, in no instance shall unmarketable materials be disposed of at a  
1425 landfill or other (~~disposal~~) solid waste facility other than the county-owned Cedar Hills  
1426 regional landfill, unless the director has provided prior written authorization for such a



1427 disposal for public health, safety, environmental or planning purposes and the disposal is  
1428 consistent with the adopted comprehensive solid waste management plan; and

1429           7. To address changes in recyclable materials collection and processing  
1430 technologies, the director may require that certificated haulers collect materials for  
1431 recycling in addition to those specified in K.C.C. 10.18.010 after consultation with and  
1432 with the consent of the certificated haulers. The division shall discuss any proposed  
1433 changes with the certificated haulers before proposing any amendments to the  
1434 unincorporated service area boundaries or ~~((modifying))~~ changing the materials required to  
1435 be collected. However, nothing in this chapter prohibits a certificated hauler from  
1436 exceeding the minimum requirements by collecting additional materials or providing  
1437 collection services to a larger portion of their franchise area.

1438           SECTION 37. Ordinance 9928, Section 3, as amended, and K.C.C. 10.18.020 are  
1439 each hereby amended as follows:

1440           Certificate holders under chapter 81.77 RCW shall use rate structures and billing  
1441 systems consistent with the solid waste management priorities set forth under RCW  
1442 70.95.010 and the minimum levels of solid waste collection and recycling services  
1443 ~~((pursuant to))~~ under the local comprehensive solid waste management plan as required by  
1444 chapter 81.77 RCW.

1445           A. It is the county's policy that the certificated haulers include the following  
1446 elements in the tariffs submitted to the Washington Utilities and Transportation  
1447 Commission:

1448           1. A mini~~((-))~~can, which is a ten- to twenty-gallon container, rate to reward  
1449 people who reduce their level of solid waste collection service;

1450           2. A recycling-only rate for program participants who decline solid waste  
1451 collection service, but participate in recycling programs. Certificated haulers may include a  
1452 fee to administer billing for this service;

1453           3. A yard ((debris)) waste-only rate for program participants who decline solid  
1454 waste collection service, but participate in a yard ((debris)) waste collection program.  
1455 Haulers may include a fee to administer billing for this service.

1456           4. Billing that includes the cost of solid waste and recycling collection services on  
1457 the same statement, as provided by chapter 81.77 RCW;

1458           5. A rate structure designed to provide customers with adequate options and  
1459 incentives to reduce their level of solid waste collection service as a result of their  
1460 participation in waste reduction and recycling program;

1461           6. A rate structure that distributes the cost of the single-family and multifamily  
1462 ((reyclables)) recyclable materials collection programs among all rate payers in the  
1463 franchise area where recycling and yard ((debris)) waste services are available;

1464           7. A rate structure for single-family yard ((debris)) waste collection services that  
1465 charges only those customers subscribing to the service. To encourage recycling, the cost  
1466 of yard ((debris)) waste collection shall be less than the cost of collection for a comparable  
1467 unit of solid waste;

1468           8. The cost to produce and distribute program promotion and educational  
1469 materials to customers, in accordance with K.C.C. 10.18.040;

1470           9. A monthly administrative fee to compensate the division for the costs of  
1471 program management and promotional and educational programs. The monthly  
1472 administrative fee is specified in K.C.C. 10.18.070; and

1473 10. Reduced solid waste and ((recyclables)) recyclable materials collection rates  
1474 for eligible elderly and low-income program participants, as permitted by the Washington  
1475 Utilities and Transportation Commission.

1476 B. To the extent organics collection is implemented in the county, it is the county's  
1477 policy that certificated haulers shall include the following elements in tariffs submitted to  
1478 the Washington Utilities and Transportation Commission:

1479 1. A base rate for single family organics collection that applies to all single-family  
1480 solid waste collection customers in the franchise area;

1481 2. Additional rates based on additional volume of organics to be collected;

1482 3. A rate structure designed to provide customers with adequate options and  
1483 incentives to reduce the customers' collection rate for solid waste collection as their volume  
1484 of organics collection increases;

1485 4. The cost to produce and distribute program promotion and educational  
1486 materials to customers, in accordance with K.C.C. 10.18.040; and

1487 5. Reduced solid waste and ((recyclables)) recyclable materials collection rates  
1488 for eligible elderly and low-income program participants, as permitted by the Washington  
1489 Utilities and Transportation Commission.

1490 SECTION 38. Ordinance 9928, Section 4, as amended, and K.C.C. 10.18.030 are  
1491 each hereby amended as follows:

1492 Whenever a certificated hauler files a proposed tariff revision for solid waste,  
1493 ((recyclables)) recyclable materials or organics collection rates with the Washington  
1494 Utilities and Transportation Commission, the certificated hauler shall simultaneously  
1495 provide the ((manager)) division director with copies of the proposed tariff and all

1496 nonproprietary supporting materials submitted to the Washington Utilities and  
1497 Transportation Commission.

1498           A. The certificated hauler shall transmit the proposed tariff to the ((manager))  
1499 division director at least thirty days before action by the Washington Utilities and  
1500 Transportation Commission.

1501           B. The division shall review the proposed tariffs to determine their compliance  
1502 with the plan and this chapter.

1503           C. The certificated haulers shall notify the division within one week after their  
1504 tariffs are approved by the Washington Utilities and Transportation Commission. The  
1505 notification shall specify the rates approved by the Washington Utilities and Transportation  
1506 Commission and the effective dates for the rates.

1507           SECTION 39. Ordinance 9928, Section 5, as amended, and K.C.C. 10.18.040 are  
1508 each hereby amended as follows:

1509           Certificated haulers shall be responsible for distributing promotional and  
1510 educational materials for their franchise area and for initial as well as subsequent program  
1511 promotion as new programs, customers or areas of service are established. Promotional  
1512 and educational materials are those materials prepared for the purpose of encouraging  
1513 participation and educating residents about the county's recycling collection programs.  
1514 Materials may include, but are not limited to, the following: Internet web pages; brochures;  
1515 mailings; advertisements; radio and television commercials or public service  
1516 announcements; and displays.

1517           A. The certificated hauler shall provide, at a minimum, the following notifications  
1518 to any single-family dwellings within the portion of their franchise area lying within an  
1519 unincorporated service area at which new services will be provided:

1520           1. The first notification shall announce availability of service, provide a  
1521 description of the program, container delivery schedule, a recycling hotline phone number  
1522 or numbers and an explanation of the solid waste and ((recyclables)) recyclable materials  
1523 collection rate structure and how program participants can reduce their level of solid waste  
1524 collection service by participating in ((recyclables)) recyclable materials collection  
1525 programs;

1526           2. A second notification shall include a schedule of collection days and shall  
1527 explain materials preparation requirements detailing the required care and handling of  
1528 ((recyclables)) recyclable materials to make them acceptable for collection by the  
1529 certificated hauler, such as cleaning, sorting and properly locating ((recyclables))  
1530 recyclable materials for collection. A recycling hotline phone number or numbers must  
1531 also be provided. This notification may be included with delivered containers;

1532           3. The division may also promote the program to residents of single-family  
1533 dwellings; and

1534           4. The certificated haulers shall also provide advance notice to single-family  
1535 customers of any changes in ((recyclables)) recyclable materials collection services, such as  
1536 changes in collection days, materials collected or preparation requirements.

1537           B. The certificated hauler shall provide, at a minimum, the notification in  
1538 subsection B.1. of this section, at least two times per year to the owners and managers of  
1539 multifamily buildings located within unincorporated areas of the hauler's franchise area that

1540 do not participate in ((recyclables)) recyclable materials collection, until seventy-five  
1541 percent or more of all multifamily buildings within the hauler's unincorporated franchise  
1542 area have signed up for ((recyclables)) recyclable materials collection service.

1543 1. The hauler shall announce the availability of service, and shall provide a  
1544 description of the program, a sign-up card or phone number to call for service and an  
1545 explanation of the solid waste and ((recyclables)) recyclable materials collection rate  
1546 structure and how program participants can reduce their level of solid waste collection  
1547 service by participating in collection programs.

1548 2. When multifamily buildings sign up for service, a second notification, included  
1549 with container delivery, shall include a schedule of collection days and shall explain  
1550 materials preparation requirements detailing the required care and handling of  
1551 ((recyclables)) recyclable materials to make them acceptable for collection by the  
1552 certificated hauler, including, but not limited to, cleaning, sorting and properly locating  
1553 ((recyclables)) recyclable materials for collection. A recycling hotline phone number or  
1554 numbers must also be provided.

1555 3. The division may promote the program to both tenants and building managers.

1556 4. The certificated haulers shall follow the notification requirements listed in this  
1557 subsection whenever new areas of service or new services are added to the multi-family  
1558 ((recyclables)) recyclable materials collection program.

1559 5. The certificated hauler shall also provide advance notice to multifamily  
1560 building owners and managers of any applicable changes in ((recyclables)) recyclable  
1561 materials collection services, such as changes in collection days, materials collected or  
1562 preparation requirements.

1563 C.1. The certificated hauler shall provide, at a minimum, the following  
1564 notifications to any single-family dwellings within the portion of their franchise area lying  
1565 within an unincorporated service area:

1566 a. The availability of service, a description of the program and requirements for  
1567 separation of yard ~~((debris))~~ waste from nonorganic ~~((refuse))~~ solid waste and a sign-up  
1568 card or phone number to call for service, and an explanation of the solid waste and  
1569 ~~((recyclables))~~ recyclable materials collection rate structure and how program participants  
1570 can reduce their level of solid waste collection service by participating in collection  
1571 programs. The hauler shall provide this notice at least twice a year until sixty percent or  
1572 more of all single-family dwellings within the hauler's unincorporated service area have  
1573 signed up for yard ~~((debris))~~ waste collection service; and

1574 b. When a single-family dwellings sign up for service, the hauler shall provide a  
1575 second notification, which shall include a schedule of collection days and shall explain  
1576 materials preparation requirements detailing the required care and handling of yard  
1577 ~~((debris))~~ waste to make it acceptable for collection by the certificated hauler. A recycling  
1578 hotline phone numbers or numbers must also be provided.

1579 2. The division may also promote the program to residents of single-family  
1580 dwellings and multifamily structures or complexes.

1581 3. The certificated haulers shall follow the notification requirements listed in this  
1582 subsection whenever new areas of either or both service or services are added to the single-  
1583 family and multifamily yard ~~((debris))~~ waste collection program.

1584 4. The certificated hauler shall also provide advance notice to single-family  
1585 dwellings of any applicable changes in yard ~~((debris))~~ waste collection services, such as  
1586 changes in collection days, materials collected or preparation requirements.

1587 D.1. In areas in which collection of organics, in addition to yard ~~((debris))~~ waste, is  
1588 implemented, the certificated hauler shall provide, at a minimum, the following  
1589 notifications to all single-family dwellings and multifamily structures or complexes within  
1590 the portion of its franchise area lying within an unincorporated service area:

1591 a. A first notification, which shall announce availability of service, and shall  
1592 provide a description of the program and requirements for separation of yard ~~((debris))~~  
1593 waste from ~~((refuse))~~ solid waste, a sign-up card or telephone number to call for service  
1594 and an explanation of the solid waste and ~~((reyclables))~~ recyclable materials collection  
1595 rate structure and how program participants can reduce their level of solid waste collection  
1596 service by participating in organics collection programs;

1597 b. A second notification, which shall include a schedule of collection days and  
1598 shall explain materials preparation requirements detailing the required care and handling of  
1599 ~~((organics and))~~ yard ~~((debris))~~ waste and other organics to make them acceptable for  
1600 collection by the certificated hauler. A recycling hotline phone number or numbers must  
1601 also be provided.

1602 2. The division may also promote the organics collection program to residents of  
1603 single-family dwellings and multifamily structures or complexes.

1604 3. The certificated hauler shall also provide advance notice of any applicable  
1605 changes in organics collection services, such as changes in collection days, materials  
1606 collected or preparation requirements.



1607 E. All notifications provided by the certificated hauler must be approved by the  
1608 division. The division shall review notifications for content and accuracy of information  
1609 and consistency with materials prepared by the county. Copies of the notifications must be  
1610 submitted to the division for its review at least three weeks before their production, and the  
1611 division shall return comments within that three-week period.

1612 F. King County may periodically provide the certificated haulers with educational  
1613 materials to be included with a hauler's mailing or bill. These materials will be designed to  
1614 encourage participation in the collection programs and to familiarize participants with  
1615 general waste reduction and recycling concepts. The division and the certificated hauler  
1616 shall mutually agree upon the number and format of materials to be included in the hauler's  
1617 mailings. Any material prepared by the division that will be distributed by haulers will be  
1618 distributed to the haulers for their review three weeks before their printing. The hauler  
1619 shall return any comments on the materials to the division within that three-week period.

1620 SECTION 40. Ordinance 9928, Section 6, as amended, and K.C.C. 10.18.050 are  
1621 each hereby amended as follows:

1622 Certificated haulers shall be responsible for all aspects of customer service. The  
1623 customer service responsibilities shall include, but not be limited to:

1624 A. General program information provided by telephone, brochures and  
1625 advertisements;

1626 B. Program sign-up, container delivery and replacement information;

1627 C. Written notification, which shall be distributed at the point of collection when  
1628 collection is refused. The notification shall include, at a minimum, an explanation of the  
1629 reasons collection was refused;

1630 D. Response to complaints of missed collection. The certificated hauler shall  
1631 collect the uncollected (~~(recyclables)~~) recyclable materials within one business day after the  
1632 complaint is received and verified; and

1633 E. Telephone and written response to service complaints. The certificated haulers  
1634 shall maintain an adequately staffed telephone hotline for their franchise area served by the  
1635 programs. This number shall be accessible to residents for the purpose of providing  
1636 program information and accepting service comments and complaints.

1637 SECTION 41. Ordinance 9928, Section 7, as amended, and K.C.C. 10.18.060 are  
1638 each hereby amended as follows:

1639 A. The certificated hauler shall submit a report to the division quarterly,  
1640 documenting participation (~~(for)~~) in the household (~~(recyclables)~~) recyclable materials and  
1641 yard (~~(debris)~~) waste collection programs established for the unincorporated service areas  
1642 (~~(identified in Attachment A, dated April 24, 1991, to Ordinance 10942.)~~).

1643 B. Each month, certificated haulers shall provide the (~~(manager)~~) division director  
1644 with information to evaluate the effectiveness of the programs. The reports shall contain  
1645 monthly, quarterly and annual data in a format and medium determined by the division. At  
1646 a minimum, the monthly service reports shall include the following information for each  
1647 service area and for each service:

1648 1. Weekly and monthly set-out counts by routes, programs and service area. "Set-  
1649 out count" means the number of dwelling units that make the contents of their  
1650 (~~(recyclables)~~) recyclable materials and yard (~~(debris)~~) waste collection containers  
1651 available for collection;

- 1652           2. Average pounds of ((~~recyclables~~)) recyclable materials and yard ((~~debris~~))  
1653 waste collected per set-out;
- 1654           3. Summaries of tons of all ((~~recyclables~~)) recyclable materials and yard ((~~debris~~))  
1655 waste collected, by material;
- 1656           4. Location of an intermediate ((~~processing~~)) handling facility or facilities and  
1657 materials types delivered to these facilities;
- 1658           5. Summaries of tons of all ((~~recyclables~~)) recyclable materials sold, by material;
- 1659           6. Summary of tons of contaminated ((~~recyclables~~)) recyclable materials and yard  
1660 ((~~debris~~)) waste disposed of at a county solid waste facility, and which solid waste facility  
1661 received it;
- 1662           7. For each franchise area located within the unincorporated service areas:
- 1663           a. The total number of single-family solid waste collection customers;
- 1664           b. The total number of multifamily complexes receiving solid waste collection  
1665 service and the number of units within those complexes;
- 1666           c. The total number of single-family dwellings receiving collection services for:
- 1667           (1) ((~~recyclables~~)) recyclable materials;
- 1668           (2) yard ((~~debris~~)) waste; or
- 1669           (3) organics collection in addition to yard ((~~debris~~)) waste; and
- 1670           d. The total number of multifamily complexes receiving ((~~recyclables~~))  
1671 recyclable materials collection services and the location of these complexes;
- 1672           8. Summaries of tons of all solid waste collected from all single-family dwellings  
1673 and multi-family structures and which King County solid waste facilities received it;

1674 9. Any significant changes in patterns of usage of King County solid waste  
1675 facilities, to be reported to the ~~((manager of the))~~ division director thirty days in advance of  
1676 the change;

1677 10. A log of service complaints received by certificated haulers;

1678 11. Upon the request of the division, the number of households and geographic  
1679 location of areas receiving alternatives to or modified curbside ~~((recyclables))~~ recyclable  
1680 materials collection due to inaccessibility as permitted in K.C.C. 10.18.010.D.1;

1681 12. A map at a scale of one inch equals two hundred feet, indicating the areas  
1682 served and the collection days for each program;

1683 13. Upon the request of the division, the number of customers that received  
1684 notification tags on ~~((refuse))~~ solid waste containers because they contained yard ~~((debris))~~  
1685 waste; and

1686 14. Upon the request of the division, the number of customers whose ~~((refuse))~~  
1687 solid waste containers were not collected because they contained yard ~~((debris))~~ waste.

1688 C. Reports shall be submitted to the division by the fifteenth of each month and  
1689 shall be based on the operation of the programs for the previous month. In addition, annual  
1690 service reports shall be due within thirty days after the end of the calendar year. In addition  
1691 to the year-end summary of the monthly reporting information, the annual report shall  
1692 include a summary of program highlights, the effects of changes in services and areas  
1693 served, problems and measures taken to resolve problems and increase efficiency and  
1694 participation, an analysis of each program's effectiveness and an annual tonnage forecast  
1695 that estimates the total amount of solid waste tonnage for the current year.

1696            SECTION 42. Ordinance 9928, Section 11, and K.C.C. 10.18.100 are each  
1697 hereby repealed

1698            SECTION 43. Ordinance 7737, Section 2, as amended, and K.C.C. 10.24.020 are  
1699 each hereby amended as follows:

1700            A. The division shall maintain ~~((the plan in a current condition))~~ an updated  
1701 comprehensive solid waste management plan and shall propose necessary plan revisions to  
1702 the council at least once every ~~((three))~~ five years in accordance with RCW 70.95.110, as  
1703 now enacted or hereafter amended.

1704            B. The King County solid waste advisory committee shall review and comment  
1705 upon the proposed plan prior to its submittal to the council for adoption.

1706            C. The ~~((designated))~~ interlocal forum shall have the following responsibilities:

1707            1. Advise the council and county ~~((E))~~ executive and other jurisdictions as  
1708 appropriate on all policy aspects of solid waste management and planning, and consult with  
1709 and advise the King County solid waste division on technical issues;

1710            2. Review and comment on alternatives and recommendations for the county  
1711 comprehensive solid waste management plan and facilitate approval of plan by each  
1712 jurisdiction;

1713            3. Review proposed solid waste interlocal agreements between King County and  
1714 cities for planning, recycling and waste stream control;

1715            4. Review disposal rate proposals;

1716            5. Review status reports on: waste stream reduction, recycling, energy and  
1717 resource recovery; and solid waste operations with interjurisdictional impact;

1718           6. Promote information exchange and interaction between waste generators, local  
1719 governments with collection authority, recyclers and county-planned and operated disposal  
1720 system;

1721           7. Provide coordination opportunities between King County solid waste division,  
1722 local governments, private operators and recyclers; and

1723           8. Aid cities in recognizing municipal solid waste responsibilities, including  
1724 collection and recycling, and effectively carrying out those responsibilities.))

1725           D. The council shall hold a public hearing on the draft plan and another public  
1726 hearing on the final plan before adoption of the plan. Any city using county ((disposal  
1727 sites)) solid waste facilities shall be notified of these public hearings and shall be requested  
1728 to comment on the plan.

1729           E. The division shall submit to the council by April 1 of each year an annual report  
1730 of its progress toward objectives identified in the plan.

1731           F. Solid waste ((~~F~~))interlocal agreements between the county and cities wishing to  
1732 plan jointly with the county or to authorize the county to plan for ((~~it~~)) them shall identify  
1733 which party is responsible for city solid waste operational plans, tonnage forecasts((~~s~~)) and  
1734 recycling goals.

1735           G. The division shall provide staff support to the metropolitan solid waste  
1736 management advisory committee and the interjurisdictional technical staff group.

1737           SECTION 44. Ordinance 7737, Section 3, and K.C.C. 10.24.030 are each hereby  
1738 amended as follows:

1739           The plan shall include the following:

1740 A. Goals for solid waste management in King County, including a goal to achieve  
1741 maximum feasible reduction of solid waste going to landfills and other processing  
1742 facilities, conservation of energy and natural resources, and environmental protection. The  
1743 plan shall include measurable objectives for achieving this goal, including but not limited  
1744 to the following:

1745 1. Annual tonnage projections;

1746 2. Five-, ten- and twenty-year plans for waste reduction through recycling and  
1747 waste reduction incentives, packaging changes, source separation((;)) and waste processing  
1748 alternatives, and other methods deemed effective by the division; and

1749 3. Analysis of alternative waste reduction and disposal methods showing the  
1750 impact of each on landfill capacity, energy consumption, natural resource consumption((;))  
1751 and environmental quality((;));

1752 B. A detailed inventory and description of all existing solid waste handling  
1753 facilities including an inventory of any deficiencies, including operating efficiencies and  
1754 public service needs, in meeting current solid waste handling needs((;));

1755 C. The estimated long-range needs for solid waste handling facilities projected  
1756 twenty years into the future((;));

1757 D. A program for the orderly development of solid waste handling facilities in a  
1758 manner consistent with the plans for the entire county, which shall:

1759 1. Meet the ~~((minimum functional standards for))~~ solid waste handling standards  
1760 and municipal solid waste landfill criteria adopted by the ~~((State of))~~ Washington state  
1761 Department of Ecology and all laws and ~~((regulations))~~ rules relating to air and water  
1762 pollution, fire prevention, flood control((;)) and protection of public health;

- 1763           2. Take into account the comprehensive land use plan of each jurisdiction;
- 1764           3. Contain a six-year construction and capital acquisition program for solid waste  
1765 handling facilities; and
- 1766           4. Contain a plan for financing both capital costs and operational expenditures of  
1767 the proposed solid waste management system((-));
- 1768           E. A program for surveillance and control((-));
- 1769           F. A current inventory and description of solid waste collection needs and  
1770 operations within each respective jurisdiction, which shall include:
- 1771               1. Any franchise for solid waste collection granted by the utilities and  
1772 transportation commission in the respective jurisdictions including the name of the holder  
1773 of the franchise and the address of his place of business, the area covered by his operation  
1774 and rates charged in comparison to disposal costs;
- 1775               2. Any city solid waste operational plan, including boundaries and identification  
1776 of responsibilities;
- 1777               3. The population density of each area serviced by a city operation or by a  
1778 franchised operation within the respective jurisdictions;
- 1779               4. The projected solid waste collection needs for the respective jurisdictions for  
1780 the next six years;
- 1781               5. Analysis of operating economics, travel distances and economically optimal  
1782 locations of ((disposal sites)) solid waste facilities;
- 1783           G. A review of potential areas that meet the ((S))siting((+)) criteria as outlined in  
1784 RCW 70.95.165((-));
- 1785           H. Any other requirements prescribed by the ((S))state of Washington((-)); and



1786 I. Any other analysis ~~((which))~~ that will be useful to fulfilling the goals set forth in  
1787 the plan.

1788 SECTION 45. Ordinance 8098, Section 3, as amended, and K.C.C. 10.24.040 are  
1789 each hereby amended as follows:

1790 A. The division shall prepare a hazardous waste management plan for  
1791 unincorporated King County and submit it to the council ~~((of King County no later than~~  
1792 ~~January 1, 1990))~~ for adoption in accordance with RCW 70.105.220. The hazardous waste  
1793 management plan may either be incorporated into the ~~((plan))~~ Comprehensive Solid Waste  
1794 Management Plan or be prepared separately.

1795 B. The executive ~~((is authorized to))~~ may enter into interlocal agreements with any  
1796 cities in King County ~~((which))~~ that wish to plan jointly with King County for moderate  
1797 risk waste management ~~((, provided that such agreements require that any jurisdiction~~  
1798 ~~contracting with the county for moderate risk waste planning, which must designate~~  
1799 ~~hazardous waste zones within its boundaries pursuant to RCW 70.105.225 shall so~~  
1800 ~~designate by April 1, 1988. Any jurisdiction wishing to plan jointly with King County~~  
1801 ~~must either include this plan in the terms of its interlocal agreement pursuant to K.C.C.~~  
1802 ~~10.24.020, K.C.C. 10.08.050 and K.C.C. 10.08.130 or submit a letter of intent to the county~~  
1803 ~~by October 1, 1987)).~~

1804 C. In preparing the hazardous waste management plan, the division shall consider  
1805 cooperative efforts with adjacent counties and shall prepare a regional plan to the extent  
1806 practicable.

1807 ~~((D. The King County council finds the Seattle King County Local Hazardous~~  
1808 ~~Waste Management Plan Final Environmental Impact Statement issued August 1989 is~~

1809 adequate for purposes of making a decision to adopt the Local Hazardous Waste  
1810 Management Plan for Seattle-King County.

1811 E. ~~The 1989 Local Hazardous Waste Management Plan for Seattle-King County as~~  
1812 ~~amended by the Plan Addendum of the Solid Waste Interlocal Forum Resolution 90-001, is~~  
1813 ~~hereby adopted.))~~

1814 SECTION 46. Ordinance 14236, Section 5, and K.C.C. 10.25.030 are each  
1815 hereby amended as follows:

1816 A. For the purposes of subsection B<sub>2</sub> of this section, waste reduction and recycling  
1817 and market development policies are intended to provide direction to the county and the  
1818 cities in continuing implementation and development of programs to reduce the amount of  
1819 waste disposed of in the county's solid waste system. The policies are grouped into  
1820 categories covering issues such as general goals for waste reduction, recycling and market  
1821 development; coordination with waste reduction and recycling efforts by the cities;  
1822 identification of primary and secondary ~~((reyclables))~~ recyclable materials; and direction  
1823 to the county on transfer station facility management for ~~((reyclables))~~ recyclable  
1824 materials and yard waste. The waste reduction and recycling policies also call for public  
1825 education on waste reduction and recycling as well as implementation of product  
1826 stewardship strategies for manufacturers. Based on policy adopted by council codified in  
1827 K.C.C. 10.22.035<sub>B</sub>, the county's mission is to divert as much material as possible from  
1828 disposal in a manner ~~((which))~~ that reduces the overall costs of solid waste management to  
1829 county residents and businesses, conserves resources, protects the environment and  
1830 strengthens the county's economy.

1831 B. Waste reduction and recycling policies are:

1832           **WRR-1.** The council finds that existing county policies for waste reduction and  
1833 recycling have been valuable for guiding the efforts of King County, suburban cities and  
1834 the private sector. These policies recognize that successful waste reduction and recycling  
1835 efforts depend on changing the behavior of individuals and organizations rather than  
1836 accommodating existing behavior. Based on these findings, the mission of King County's  
1837 waste reduction and recycling programs is to divert as much material as possible from  
1838 disposal in a manner ~~((which))~~ that reduces the overall costs of solid waste management to  
1839 county residents and businesses, conserves resources, protects the environment and  
1840 strengthens the county's economy. The county should evaluate its success in achieving this  
1841 mission through measures that are consistent with:

1842           1. Decreasing the total amount of waste generated and disposed per county resident,  
1843 acknowledging that business activities, average household size and other external factors  
1844 affect this amount.

1845           2. Recycling additional materials out of its disposal stream at least as long as such  
1846 action is likely to create a long-term, net economic benefit compared to the costs of  
1847 disposal. An analysis of the costs and benefits of recycling should include current and  
1848 projected values for collection, hauling and processing costs and the return in commodity  
1849 prices for recycled materials versus the current and projected costs of collection, hauling  
1850 and disposal of the same materials.

1851           **WRR-2.** The county should enhance existing waste reduction and recycling  
1852 programs, add more recycling opportunities at county transfer stations, pursue markets for  
1853 additional diversion of ~~((organic materials))~~ organics and increase marketing efforts to  
1854 support and further waste reduction and recycling goals.

1855           **WRR-3.** The county and cities should manage solid waste generated by their  
1856           respective agencies in a manner that demonstrates leadership for residents, businesses and  
1857           institutions.

1858           **WRR-4.** The county shall encourage and promote waste reduction and recycling in  
1859           order to reduce the amount of solid waste disposed in the Cedar Hills regional landfill or  
1860           through waste export.

1861           **WRR-5.** The county should use the following measurement targets to identify the  
1862           region's effectiveness in meeting objectives in waste reduction and recycling. These targets  
1863           should be evaluated at least every three years when data becomes available from the waste  
1864           monitoring studies.

1865           1. Disposal rates per residential customer should be held constant throughout the  
1866           planning period. The residential target is 18.5 pounds of solid waste per person per week  
1867           calculated by dividing the estimated amount of waste disposed by households by the  
1868           estimated number of residents in the county's solid waste system.

1869           2. Disposal rates for per employee should be held constant throughout the planning  
1870           period. The employee target is 23.5 pounds of solid waste per employee per week  
1871           calculated by dividing the estimated amount of waste disposed by businesses in the county  
1872           by the estimated number of employees.

1873           3. The curbside and on-location recycling rates for single family, multi-family and  
1874           nonresidential entities should be increased over the planning period as follows:

Year	Single Family (1 to 4 Dwelling Units)		Multifamily (5 or more Dwelling Units)		Nonresidential
	Curbside	Curbside	Recycling	Disposal Rate	
					Recycling

	Recycling Rate (percent)	Disposal Rate (lbs/household/week)	Rate (percent)	(lbs/household/week)	Rate (percent)
2006	50%	31.4 lbs.	35%	20.8 lbs.	43%
2012	52%	30.7 lbs.	40%	20.3 lbs.	46%
2018	53%	30.5 lbs.	40%	20.1 lbs.	48%

1875           **WRR-6.** The county should provide grant funding to cities to support their waste  
 1876 reduction and recycling programs for which all cities will be eligible. Grant funds are  
 1877 intended to implement recommendations in this plan, based on the communities' prioritized  
 1878 needs.

1879           **WRR-7.** The county shall coordinate with cities in planning and implementing  
 1880 waste reduction and recycling programs, and in designing and conducting future studies  
 1881 and market assessments for the region.

1882           **WRR-8.** The county and cities should hold annual meetings to coordinate work  
 1883 plans and ensure that grant-funded and county programs are coordinated and  
 1884 complementary.

1885           **WRR-9.** The county should provide drop box collection sites for primary  
 1886 ((reecyclables)) recyclable materials to serve areas where household collection is not  
 1887 provided.

1888           **WRR-10.** The county should, where feasible, provide areas for expanded collection  
 1889 of secondary recyclable and reusable materials at new and upgraded transfer stations.

1890           **WRR-11.** The county and the rural cities should periodically assess the feasibility  
1891 of expanding curbside collection of ~~((recyclables))~~ recyclable materials in rural areas not  
1892 currently receiving this service.

1893           **WRR-12.** The county and cities should add secondary ~~((recyclables))~~ recyclable  
1894 materials to collection programs when feasible and supported by the community.

1895           **WRR-13.** Cities should consider providing scheduled events to collect secondary  
1896 ~~((recyclables))~~ recyclable materials at selected sites.

1897           **WRR-14.** Those cities exercising contracting authority for solid waste collection  
1898 should consider including collection of ~~((recyclables))~~ recyclable materials in the waste  
1899 collection service offered to both residents and businesses.

1900           **WRR-15.** The cities and county should provide coordinated education, promotion,  
1901 incentive and technical assistance programs to businesses, residents and schools for waste  
1902 reduction, source reduction, resource conservation and recycling.

1903           **WRR-16.** The county should provide technical assistance to manufacturers in the  
1904 use of recycled materials and the application of product stewardship principles.

1905           **WRR-17.** The county should encourage the cities to establish rate-based incentives  
1906 for solid waste collection services that encourage participation in recycling programs and  
1907 reduced generation of ~~((garbage))~~ solid waste.

1908           **WRR-18.** The county should promote environmentally sound management of all  
1909 organics ~~((materials))~~ in the ~~((mixed))~~ municipal solid waste stream.

1910           **WRR-19.** The county should implement programs that are designed to increase the  
1911 demand for recycled and reused products, create and sustain markets for recycled materials

1912 and integrate waste reduction and recycling programs with other resource conservation  
1913 activities.

1914 **WRR-20.** Using waste characterization studies and market assessments, the county  
1915 should regularly evaluate regional recycling markets and technologies to ensure that  
1916 programs and services support the region's recycling and waste reduction goals.

1917 **WRR-21.** The county should work with cities and private collection companies to  
1918 develop programs to improve the recycling rate in the small business community.

1919 **WRR-22.** The cities and the county should address the needs of small businesses  
1920 by providing technical assistance and programs that target recycling and waste reduction in  
1921 the workplace.

1922 **WRR-23.** The county should promote material exchanges and reuse centers and  
1923 evaluate other venues for reuse.

1924 **WRR-24.** The cities and county should provide for collection of primary  
1925 ((recyclables)) recyclable materials including glass, tin and aluminum cans, mixed waste  
1926 paper, newspaper, #1 and #2 plastic bottles and yard waste and evaluate adding other  
1927 materials as either primary or secondary ((recyclables)) recyclable materials by targeting  
1928 specific commodities.

1929 **WRR-25.** The county should target primary residential ((recyclables)) recyclable  
1930 materials, yard ((debris)) waste, food waste and compostable paper, non-residential paper  
1931 and cardboard and green and urban wood for future diversion from the waste stream  
1932 through recycling or waste reduction.

1933           **WRR-26.** The county shall update the list of secondary ((~~recyclables~~)) recyclable  
1934 materials yearly in its annual report based on state recycling survey data and information  
1935 from city and county programs.

1936           **WRR-27.** The county should work with the cities, commercial haulers and the public  
1937 to identify new materials to be designated as primary ((~~recyclables~~)) recyclable materials.

1938           **WRR-28.** The county should develop and implement a regional product  
1939 stewardship strategy, provide technical assistance to manufacturers in the use of recycled  
1940 materials and the application of product stewardship principles.

1941           **WRR-29.** The county should pursue product stewardship strategies to reduce costs  
1942 of waste disposal, to place more responsibility on manufacturers to reduce toxicity of their  
1943 products, to conserve energy and to plan for product reuse and recycling in product  
1944 development.

1945           **WRR-30.** The county shall maintain government procurement policies that favor  
1946 the use of recycled and environmentally preferable products.

1947           **WRR-31.** The county should implement and promote the green building principles  
1948 in all ((~~county-funded~~)) county funded capital projects.

1949           **WRR-32.** The county should foster sustainable development through promotion of  
1950 sustainable building principles in construction projects throughout the county.

1951           **WRR-33.** The county should promote reuse and recycling of source separated  
1952 construction, demolition and land-clearing materials through participation in organizations  
1953 like the Reusable Building Materials Exchange.

1954           **WRR-34.** The county should foster sustainable building principles through public  
1955 education and partnerships with organizations such as the U.S. Green Building Council.



1956           **WRR-35.** The department of natural resources and parks should develop and  
1957 promote landscape best management practices, including water conservation, reduced use  
1958 of pesticides and grasscycling.

1959           **WRR-36.** The county shall make recycling a priority at new and renovated transfer  
1960 stations by maximizing recycling opportunities while taking into consideration user needs,  
1961 site constraints, costs and benefits and market availability. The county should evaluate the  
1962 potential for accepting new recyclable materials at county facilities. Potential new  
1963 recyclable materials include, but are not limited to: scrap and processed metal, used oil and  
1964 antifreeze, computers, recyclable construction and demolition debris, household hazardous  
1965 waste and reusable household items.

1966           **WRR-37.** Where feasible, the county should provide areas for source-separated  
1967 yard waste collection at all existing, new or upgraded transfer stations and drop boxes.

1968           **WRR-38.** The county shall implement programs to provide for affordable  
1969 collection and recycling of woody debris generated by major storm events or for residents  
1970 in areas affected by the Puget Sound ((Clear)) Clean Air Agency's burn ban.

1971           **WRR-39.** The county should work to convert landfill gas, a valuable green  
1972 resource, into a marketable energy product as soon as possible.

1973           SECTION 47. Ordinance 14236, Section 6, and K.C.C. 10.25.040 are each  
1974 hereby amended as follows:

1975           A. For the purposes of subsection B<sub>2</sub> of this section, the policies are intended to  
1976 guide the management of ((mixed)) municipal solid waste, ((recyclables)) recyclable  
1977 materials and household hazardous waste as these materials pass from commercial haulers  
1978 into the county's solid waste system. The cities and commercial haulers are the providers

1979 of collection services in the county. The county does not provide direct curbside collection  
1980 services but supports collection of a wide range of waste materials through its transfer  
1981 facilities and special collection programs. The policies address the flow of commercially  
1982 hauled waste into county transfer stations, demand management for self-haul services at  
1983 county transfer stations, the collection of ~~((recyclables))~~ recyclable materials and yard  
1984 waste both at the curb and in areas where curbside collection is not available and the  
1985 collection of household hazardous waste. Collection policies also address waste  
1986 reduction/recycling and regional transfer system issues.

1987 B. The collection policies are:

1988 CP-1. The county solid waste system shall provide for and designate ~~((urban~~  
1989 ~~collection))~~ service levels for collection of ~~((mixed))~~ municipal solid waste, ~~(( recycling))~~  
1990 recyclable materials and ~~((yard-waste))~~ organics for residents in ~~((all parts of the county~~  
1991 ~~except for Vashon ((i))Island, Skykomish valley and Snoqualmie pass))~~ the unincorporated  
1992 service area.

1993 CP-2. The county should promote collection service that has as little impact as  
1994 possible on roadways and traffic. The cities should consider using their contracting  
1995 authority to specify which transfer stations the collection companies use.

1996 CP-3. The county and cities should seek to manage demand for self-haul services  
1997 for customers who self-haul regularly, by encouraging subscriptions to curbside collection.

1998 CP-4. The county shall seek to manage demand for self-haul services for customers  
1999 who self-haul occasionally, by working with cities and private collection companies to  
2000 develop cost-effective options for disposing of bulky wastes.

2001           **CP-5.** The county should not consider the possibility of eliminating service to self-  
2002 haulers, as this would conflict with the county's goals of environmental protection and  
2003 customer service.

2004           **CP-6.** A solid waste collection district may be established for the purpose of  
2005 requiring mandatory curbside collection service if the county and the cities agree that it is  
2006 in the public interest and necessary for the protection of public health.

2007           **CP-7.** The county, in consultation with the cities and solid waste advisory  
2008 committee should explore the benefits and costs of a uniform method of recycling  
2009 collection throughout the region.

2010           **CP-8.** The county should host special recycling collection events and investigate  
2011 options for expanding this recycling option.

2012           **CP-9.** If authorized by the state legislature, the county should work with the cities  
2013 to establish region-wide waste disposal incentive rates that encourage recycling and reduce  
2014 disposal.

2015           **CP-10.** The county, in conjunction with the city of Seattle, the cities within the  
2016 region and ~~((public health - Seattle & King County))~~ the health department shall offer  
2017 collection of household hazardous waste in conformance with the adopted local hazardous  
2018 waste management plan prepared under chapter 70.105 RCW.

2019           **CP-11.** The county should improve collection services for household hazardous  
2020 waste in the eastern and southern portions of the county in conformance with the local  
2021 hazardous waste management program. Enhancements should include implementing a  
2022 pilot stationary collection service at a transfer station and implementing a pilot program to  
2023 augment current mobile collection services.

2024           **CP-12.** The county should work with the cities, regional businesses and regional  
2025 manufacturers to develop alternative collection opportunities and product stewardship  
2026 programs.

2027           SECTION 49. Ordinance 14236, Section 7, and K.C.C. 10.25.050 are each  
2028 hereby amended as follows:

2029           A. For the purposes of subsection B. of this section, the regional transfer system  
2030 policies are designed to meet the county's goals for protecting public health and the  
2031 environment, providing needed services, ensuring low and stable rates over time,  
2032 complying with all applicable laws, providing geographically dispersed, convenient and  
2033 safe collection points around the county for ((mixed)) municipal solid waste and recyclable  
2034 materials and reducing traffic on roads and at the Cedar Hills regional landfill. The policies  
2035 are designed to address the competing use of county facilities by commercial haulers and  
2036 self-haulers. They provide additional direction to the policy codified in K.C.C.  
2037 10.22.015.B, which requires the county to study alternatives that would maximize the use  
2038 of existing transfer station facilities but recognize that new facilities may be needed.

2039           B. The regional transfer system policies are:

2040           **RTS-1.** The county's objectives for its transfer system are:

- 2041           1. Meeting customer needs for convenient, uniform services;
- 2042           2. Seeking to maintain operating costs for solid waste management lower than  
2043 those in other jurisdictions;
- 2044           3. Preparing the ((mixed)) municipal solid waste transfer system for eventual  
2045 waste export;

2046 4. Keeping rates stable and rate increases as low as possible while meeting the  
2047 costs of managing the system and providing services to solid waste customers; and

2048 5. Protecting environmental quality and public health and safety while providing  
2049 cost efficient services.

2050 **RTS-2.** The county should provide for the future of the solid waste transfer system  
2051 by maximizing use of existing transfer stations, making existing transfer stations as  
2052 efficient as possible, evaluating the need for new transfer facilities and focusing capital  
2053 improvements on balancing service needs of commercial and self-haulers.

2054 **RTS-3.** The county should focus capital investment to:

2055 1. Maintain the county's system facilities in a safe condition for both the system's  
2056 customers and the system's employees;

2057 2. Upgrade its transfer facilities to serve a future waste export system when the  
2058 Cedar Hills regional landfill reaches its permitted capacity, or at such earlier time as the  
2059 county may decide;

2060 3. Improve transfer stations to improve efficiency, capacity and customer service;  
2061 and

2062 4. Expand, relocate or replace, or any combination thereof, transfer stations when  
2063 safety, efficiency, capacity or customer services needs cannot be met by existing transfer  
2064 facilities.

2065 **RTS-4.** The county should prioritize efficient service to commercial haulers while  
2066 still providing services for self-haul customers, provided that nothing in this policy permits  
2067 limiting standard hours of operation at county transfer facilities for self-haul customers  
2068 without council approval by ordinance.

2069           **RTS-5.** Compactors should be installed at transfer stations in order to achieve  
2070 operating efficiencies by processing waste more quickly in less space, reducing truck trips  
2071 between the stations and the disposal ((site)) facility, saving transportation and equipment  
2072 costs, reducing odors and litter and preparing for economical waste export. The county  
2073 should prioritize, to the extent practicable, compactor installation at those transfer stations  
2074 with the greatest tonnages.

2075           **RTS-6.** The county shall evaluate the feasibility of siting an additional transfer  
2076 facility to serve residents of northeast King County.

2077           **RTS-7.** The county shall establish criteria and standards for determining when a  
2078 county owned and operated transfer station has exceeded its capacity to efficiently serve  
2079 the needs of its customers and where new or relocated transfer facilities are needed.

2080           **RTS-8.** Before restricting access to any customer class at a specific transfer station,  
2081 the executive shall transmit for council approval by motion a demand management plan for  
2082 that transfer station. The demand management plan shall identify strategies such as  
2083 incentive rates, programmatic changes and structural changes designed to minimize  
2084 conflicts between commercial haulers and self haulers and improve customer service. The  
2085 demand management plan shall include an evaluation of the costs and benefits of these  
2086 strategies, the impact of implementing these strategies on different sectors of commercial  
2087 and self haulers that use the transfer station, and impacts on illegal dumping. The demand  
2088 management plan shall be formulated with the participation of affected cities.

2089           **RTS-9.** The county, in coordination with affected cities, should continue to improve  
2090 county transfer station operations to ensure efficient queuing, unloading and exiting.

2091           **RTS-10.** The county shall designate county-owned transfer stations as either  
2092 capable of being expanded on-site or constrained from on-site expansion. The purpose of  
2093 this designation is to maximize the use of existing sites by concentrating capital investment  
2094 on sites where significant improvements are both physically possible, and supported by the  
2095 host city. Facilities capable of being expanded may require new construction or major  
2096 rebuilding in order to provide a full range of solid waste disposal and recycling services for  
2097 county residents and businesses. Facilities constrained from on-site expansion will receive  
2098 necessary safety and efficiency improvements, including compactors.

2099           **RTS-11.** In designating transfer stations as either capable of being expanded on-site  
2100 or constrained from on-site expansion, the county shall consider the size of the site, other  
2101 physical characteristics and constraints, the level of support for needed improvements by  
2102 the host city. The system as a whole shall be assessed to maximize the equitable  
2103 distribution of full service facilities.

2104           **RTS-12.** The following transfer stations are designated as capable of being  
2105 expanded on site: First Northeast (Shoreline), Factoria, Bow Lake, Enumclaw and Vashon.

2106           **RTS-13.** The following transfer stations are designated as constrained from on-site  
2107 expansion: Houghton, Renton and Algona.

2108           **RTS-14.** The following transfer stations are authorized by the county as adjunct  
2109 transfer stations to receive, consolidate and deposit ((~~mixed~~)) municipal solid waste into  
2110 larger transfer vehicles for transport to and disposal at county authorized disposal ((~~sites~~))  
2111 facilities: Waste Management's Eastmont and Rabanco's Third and Lander facilities.

2112           **RTS-15.** The county should maintain the use of drop boxes to serve rural customers  
2113 in the Skykomish and Cedar Falls area until periodic analyses of demographic and disposal

2114 trends in the rural areas determine that improvements in the type and level of service and  
2115 facilities may be needed. The county should explore the use of an access card to provide  
2116 access to drop box facilities for residents and property owners in the area so that individual  
2117 property owners could be billed on a monthly basis.

2118         **RTS-16.** The county should continue to provide solid waste services through the  
2119 county transfer facilities. However, the county will remain open to considering and  
2120 implementing future private sector proposals for the transfer system as part of its annual  
2121 evaluation of the timing of waste export. In evaluating future private sector proposals for  
2122 the transfer system, the county should balance financial costs and benefits with other  
2123 relevant factors, including environmental considerations and fairness to existing labor. The  
2124 county should consider expanding the role of collection companies in the provision of  
2125 transfer services when the collection companies demonstrate that such expansion reduces  
2126 the overall costs of solid waste management to county residents and businesses, maintains  
2127 or improves service levels and advances the goal that solid waste ((disposal)) facilities be  
2128 dispersed throughout the county in an equitable manner. The county's goal will be to make  
2129 the transition to waste export as equitable as possible to those affected by the transition.

2130         **RTS-17.** All public and private transfer facilities shall comply with applicable  
2131 federal, state and local laws and proposed facility improvements shall be required to meet  
2132 applicable legal requirements. Legal requirements include, but are not limited to those  
2133 regarding environmental protection, public health and safety, procurement and labor.

2134         **RTS-18.** The county shall prepare the capital improvement program required to  
2135 implement the Final 2001 Comprehensive Solid Waste Management Plan under K.C.C.  
2136 4.04.200 through 4.04.270. Proposed capital improvements are subject to council



2137 appropriation and the county's annual budget process. The proposed capital improvement  
2138 program should demonstrate how the following considerations are addressed:

- 2139 1. Protecting the safety of customers and employees at any solid waste facility;
- 2140 2. Planning for permit acquisition requirements and timing;
- 2141 3. Mitigating impacts to the surrounding community including but not limited to  
2142 noise, traffic, dust, odor and litter;
- 2143 4. Including public comment and input, including comment and input from the  
2144 host jurisdictions, in project development;
- 2145 5. Preparing for waste export;
- 2146 6. Minimizing service disruption at transfer facilities and throughout the system  
2147 during capital construction;
- 2148 7. Ensuring that no more than one transfer station is closed for capital  
2149 improvements at any time;
- 2150 8. Demonstrating the extent to which sites requiring capital improvements are  
2151 functioning at or near operating capacity for either traffic or tonnage;
- 2152 9. Demonstrating how the planned capital improvements were evaluated  
2153 according to the criteria and standards for transfer facility efficiency; and
- 2154 10. Achieving operating savings.

2155 **RTS-19.** The capital improvement program for King County shall only fund  
2156 projects and improvements at facilities owned and operated by King County.

2157 **RTS-20.** Prior to making any improvements to transfer stations or locating new  
2158 transfer facilities, the executive shall work with affected communities to develop mitigation

2159 measures for environmental impacts created by the construction, operation, maintenance or  
2160 expansion of transfer facilities.

2161 **RTS-21.** The county is encouraged to exceed minimum environmental  
2162 requirements in the operation of its solid waste handling facilities where feasible. The  
2163 county shall investigate the use and cost of technology and equipment that may allow the  
2164 county to exceed minimum legal environmental requirements, including, but not limited to,  
2165 those related to concerns such as air quality and sound.

2166 **RTS-22.** The county shall evaluate the potential for establishing a special services  
2167 transfer facility to handle bulky wastes and recycling, and serve self-haul customers.

2168 SECTION 49. Ordinance 14236, Section 8, and K.C.C. 10.25.060 are each  
2169 hereby amended as follows:

2170 A. For the purposes of subsection B<sub>2</sub> of this section, the policies establish the  
2171 county's intent to initiate waste export to an out-of-county landfill when Cedar Hills  
2172 regional landfill reaches its permitted capacity or earlier if approved by the county council  
2173 by ordinance. The policies set forth below address the timing of waste export initiation,  
2174 preparation of existing facilities for waste export, possible development of new facilities to  
2175 support waste export, the need for an emergency response plan if interruptions to waste  
2176 export should occur, and the management of closed county landfills. The policies also  
2177 direct the executive to monitor external conditions, such as rail capacity and waste export  
2178 prices, which may affect decisions related to waste export initiation.

2179 B. The disposal policies are:

2180           **DSW-1.** All county landfills, both active and inactive, shall be designed, operated  
2181 and monitored to meet or exceed applicable federal, state and local standards for protection  
2182 of public health and the environment.

2183           **DSW-2.** The county should not seek to site a replacement landfill for the Cedar  
2184 Hills regional landfill in King County. Upon council approval by ordinance, the county  
2185 shall initiate solid waste export.

2186           **DSW-3.** The county shall contract for long-term disposal capacity at an out-of-  
2187 county landfill or landfills. It is anticipated that export of the region's ((mixed)) municipal  
2188 solid waste will begin when the Cedar Hills regional landfill has reached its permitted  
2189 capacity. However, the county will remain open to considering and implementing private  
2190 sector proposals for early waste export. An orderly transition to waste export should occur  
2191 before Cedar Hills is closed.

2192           **DSW-4.** The county shall continue to monitor waste export prices and the  
2193 availability of landfill space and report back to the region on its findings at least annually to  
2194 determine if future landfill space should be reserved and purchased in advance of use. The  
2195 policy of King County shall be to monitor and analyze conditions impacting the  
2196 appropriateness, feasibility and timing of waste export on a continuous basis. The  
2197 executive shall report to the council at least once every three years and more if  
2198 circumstances warrant on such conditions. When such conditions warrant, and upon  
2199 council approval by ordinance, the division shall initiate solid waste export.

2200           **DSW-5.** It is expected that rail hauling will be the preferred method of exporting  
2201 the county's solid waste in the future. The county shall continue to monitor the long-term  
2202 availability of future rail capacity to ensure that adequate transport capability exists.

2203           **DSW-6.** The county shall plan for implementing waste export and include in the  
2204 county's plan details on the sequence of phasing in waste export, the financial and staffing  
2205 impacts and the status and future capacity of rail transportation.

2206           **DSW-7.** At least one year prior to the initiation of waste export, the county should  
2207 develop comprehensive emergency response procedures for the region's waste export  
2208 system.

2209           **DSW-8.** If the need arises for the county to develop one or more such facilities, the  
2210 process for siting intermodal facilities where containers are transferred from trucks to rail  
2211 cars or barges shall include:

2212           1. Involving all affected jurisdictions and interested parties in the siting process in  
2213 decision making, and providing access to relevant information to affected jurisdictions and  
2214 interested parties;

2215           2. Listening and responding to input from all affected jurisdictions and interested  
2216 parties; and

2217           3. Developing jointly with all affected jurisdictions and interested parties criteria  
2218 for identifying prospective sites that comprehensively evaluate environmental, technical,  
2219 financial, and community needs.

2220           **DSW-9.** The county shall continue to monitor and maintain closed landfills that fall  
2221 under its jurisdiction.

2222           **DSW-10.** The county shall continue to work with cities, the state and federal  
2223 agencies to explore beneficial reuse options for all closed landfills. Any future monitoring  
2224 or environmental system installation shall be designed to facilitate reuse of the sites.

2225            SECTION 50. Ordinance 14236, Section 9, and K.C.C. 10.25.070 are each  
2226 hereby amended as follows:

2227            A. For the purposes of subsection B<sub>2</sub> of this section, the construction, demolition  
2228 and land-clearing debris (CDL) policies are intended to guide the county in the appropriate  
2229 disposal of wastes that require special handling for disposal. The disposal of CDL wastes  
2230 is governed by the contracts between the county and private companies that expire in  
2231 ~~((2004))~~ 2014. The policies direct the county to evaluate alternatives for disposal of these  
2232 wastes when the private contracts expire.

2233            B. The construction, demolition and land-clearing debris (CDL) policies are:

2234            **CON-1.** The county shall ensure a satisfactory level of CDL transfer and disposal in  
2235 the county, and encourage and expand recycling of CDL.

2236            **CON-2.** The county shall continue to limit CDL disposal as provided in the King  
2237 County Code, the existing CDL contracts and the ~~((S))~~solid ~~((W))~~waste ~~((A))~~acceptance  
2238 ~~((Policy))~~ rule at least until May 31, ~~((2004))~~ 2014, when existing contracts expire.

2239            **CON-3.** The county should support private efforts to reduce the overall amount of  
2240 CDL being disposed of in the county solid waste system by encouraging separation of  
2241 recyclable or reusable portions of CDL from the waste stream. Separation can occur at a  
2242 construction or demolition site or at one of the CDL receiving facilities, or at a landfill.

2243            **CON-4.** The county should encourage a CDL management system that maximizes  
2244 reuse and recycling and provides for the safe and efficient disposal of the remaining CDL.

2245            **CON-5.** In keeping with state and regional system goals and recommendations for  
2246 waste reduction and recycling, the preferred method for managing CDL is to separate out  
2247 the recyclable or reusable portions of the CDL waste stream and reduce the overall amount

2248 of CDL waste disposed of in the county's solid waste system. Separation can occur at a  
2249 construction or demolition site, at one of the CDL receiving facilities or at a landfill.

2250 **CON-6.** The executive in consultation with the solid waste advisory committee and  
2251 appropriate staff from cities in the region shall propose to the council alternatives for future  
2252 handling of CDL that will best suit the region as a whole. A goal of the preferred  
2253 alternative should be to increase the amount of CDL recycled from work and disposal  
2254 ((sites)) facilities. The council shall approve the CDL handling program by ordinance.

2255 SECTION 51. Ordinance 14236 ,Section 10, and K.C.C. 10.25.080 are each  
2256 hereby amended as follows:

2257 A. For the purposes of subsection B<sub>2</sub> of this section, the special policies provide  
2258 guidance on the handling and disposal of special wastes such as asbestos-containing  
2259 materials and treated biomedical wastes both before and after the Cedar Hills regional  
2260 landfill closes. Acceptance of special wastes is contingent on compliance with  
2261 environmental and public health requirements in federal, state and local law.

2262 B. The special wastes policies are:

2263 **SPW-1.** The county shall accept contaminated soil only at the Cedar Hills regional  
2264 landfill. After the Cedar Hills regional landfill closes contaminated soil should be handled  
2265 by the private sector.

2266 **SPW-2.** The county shall accept asbestos-containing materials for disposal only at  
2267 the Cedar Hills regional landfill if accompanied by required federal, state or local asbestos  
2268 disposal documentation. After the Cedar Hills regional landfill closes, asbestos-containing  
2269 materials should be handled by the private sector.

2270           **SPW-3.** The county shall evaluate providing one solid waste transfer facility that  
2271 would accept small volumes of asbestos-containing materials from residential customers.

2272           **SPW-4.** The county shall make safety and public health the top priorities in  
2273 managing the disposal of biomedical wastes. The county shall accept treated biomedical  
2274 wastes at the Cedar Hills regional landfill and county transfer facilities only if it has been  
2275 treated according to standards contained in the county Solid Waste ((Regulations))

2276 Acceptance Rule. After the Cedar Hills regional landfill closes treated biomedical wastes  
2277 should be handled by the private sector. The county shall also evaluate the possibility of  
2278 accepting small volumes of treated biomedical wastes at county transfer stations after the  
2279 Cedar Hills regional landfill closes.

2280           **SPW-5.** The county shall evaluate providing a separate receptacle for disposal of  
2281 small quantities of sharps generated by residents or small businesses at some or all transfer  
2282 facilities.

2283           **SPW-6.** The county should develop and implement educational programs for  
2284 residents on the proper disposal practices for sharps and other biomedical wastes.

2285           **SPW-7.** The county should work with pharmacies and health care providers to  
2286 educate individuals on proper disposal of medical waste, and to establish voluntary take-  
2287 back programs for home-generated sharps and other used medical supplies.

2288           **SPW-8.** The county shall accept disposal of de-watered vector wastes only at the  
2289 Cedar Hills regional landfill. The county should reevaluate and revise recommendations  
2290 from the 1994 Vector Waste Disposal Plan to provide wet vector waste management  
2291 alternatives after the Cedar Hills regional landfill closes.

2292           **SPW-9.** The county should develop and implement long-term management  
2293 solutions for the special handling required for dewatered vector wastes. The county should  
2294 dispose of de-watered vector wastes through future waste export contracts after the Cedar  
2295 Hills regional landfill closes unless other management options are identified in the county's  
2296 evaluation of long-term management solutions.

2297           **SPW-10.** The county should accept limited numbers of waste tires at transfer  
2298 stations and should dispose of limited numbers of waste tires at the Cedar Hills regional  
2299 landfill. Once the Cedar Hills regional landfill is closed, the county should dispose of  
2300 waste tires through future waste export contracts.

2301           **SPW-11.** The county shall authorize disposal of controlled solid waste that cannot  
2302 be handled by the county facilities at locations outside the county on a case-by-case basis.

2303           SECTION 52. Ordinance 14971, Section 2, as amended, and K.C.C. 10.25.110  
2304 are each hereby amended as follows:

2305           A. A metropolitan solid waste management advisory committee is established.  
2306 Each component city with a signed interlocal agreement participating in the county solid  
2307 waste management system shall identify representatives and alternates to the solid waste  
2308 division for appointment to the advisory committee. ~~((The committee shall conduct its  
2309 first meeting on or after January 2, 2005.))~~ The solid waste division shall notify each  
2310 component city with a signed interlocal agreement participating in the county solid waste  
2311 management system of committee meeting times and locations. ~~((At the first meeting,~~  
2312 ~~t))~~The committee shall elect its own chair. The members of the committee shall serve at  
2313 the pleasure of the appointing bodies and shall receive no compensation from King



2314 County other than reimbursement for reasonable expenses ((actually)) incurred in the  
2315 performance of their duties.

2316 B. The metropolitan solid waste management advisory committee shall advise the  
2317 executive, the solid waste interlocal forum ((established in the solid waste service  
2318 contracts between the county and cities)), and the ((King County)) council in all matters  
2319 relating to solid waste management and participate in the development of the solid waste  
2320 management system and waste export system plan.

2321 C. The metropolitan solid waste management advisory committee shall review  
2322 and make recommendations on the waste export system plan before transmittal of the  
2323 plan from the ((King County)) executive to the ((King County)) council

2324 D. ~~((1. Until the metropolitan solid waste management advisory committee first  
2325 convenes; a))~~ An interjurisdictional technical staff group presently assembled shall ((serve  
2326 in lieu of the metropolitan solid waste management advisory committee. The  
2327 interjurisdictional technical staff group shall)) advise the metropolitan solid waste  
2328 management advisory committee through April 30, 2007, to assist the committee during  
2329 its preliminary work. Each city with a solid waste interlocal agreement with King  
2330 County may participate in the interjurisdictional technical staff group. ((The group shall  
2331 provide a report of its findings and recommendations by December 31, 2004, to all cities  
2332 participating in the county solid waste management system, the King County executive,  
2333 King County council, the solid waste advisory committee and the solid waste interlocal  
2334 forum, or its successor, on the structure, function and responsibilities of the metropolitan  
2335 solid waste management advisory committee. The staff group shall provide a report of its  
2336 findings and recommendations by April 30, 2007, to all cities participating in the county

2337 ~~solid waste management system, the metropolitan solid waste management advisory~~  
2338 ~~committee, the King County executive, King County council, the solid waste advisory~~  
2339 ~~committee and the solid waste interlocal forum, or its successor.~~

2340 ~~2. The interjurisdictional technical staff group report shall address at least the~~  
2341 ~~following issues:~~

2342 ~~a. potential modification or replacement of the solid waste interlocal forum, to~~  
2343 ~~identify membership, decision-making responsibilities and scope of duties;~~

2344 ~~b. identification of dispute resolution options;~~

2345 ~~c. development of a framework for financial policies and host city mitigation,~~  
2346 ~~including compensation agreements;~~

2347 ~~d. evaluation of the impact of the proposed waste export system plan on each~~  
2348 ~~of the provisions of the solid waste interlocal agreement between King County and cities;~~  
2349 ~~and~~

2350 ~~e. identification of potential amendments to the solid waste interlocal~~  
2351 ~~agreement.~~

2352 ~~3. The solid waste interlocal forum, or its successor, shall make a~~  
2353 ~~recommendation to the King County executive and King County council on or before~~  
2354 ~~April 3, 2007, on the efficacy of the continuing role of the interjurisdictional technical~~  
2355 ~~staff group.))~~

2356 E. The solid waste division shall provide staff support to the metropolitan solid  
2357 waste management advisory committee and the interjurisdictional technical staff group.  
2358 The King County council shall provide staff support in the development of solid waste  
2359 planning legislation.

2360            SECTION 53 Ordinance 10916, Section 1, and K.C.C. 10.30.010 are each hereby  
2361 amended as follows:

2362            ~~((A. Statement of Purpose and Findings))~~. The purpose of this chapter is to  
2363 assure that there will be a CDL disposal facility to serve King County, that the Cedar  
2364 Hills regional ~~((L))~~ landfill may continue to be dedicated to receiving ~~((mixed))~~ municipal  
2365 solid waste ~~((M))~~MSW), and that CDL disposal is subject to King County's strict  
2366 environmental controls.

2367            ~~((B. Findings. Based on the testimony of King County personnel and members of  
2368 the public, and on other evidence, information, documents and materials submitted to and  
2369 reviewed by the King County council, the King County council makes the following  
2370 Findings of Fact:~~

2371            1. ~~Construction, demolition and land clearing (CDL) waste is generated by  
2372 construction and demolition companies that clear land and build, remodel or demolish  
2373 structures. Historically, CDL waste in King County has been disposed of at demolition  
2374 waste landfills operated by the private sector, which have since closed. The adopted 1989  
2375 King County Comprehensive Solid Waste Management Plan (the "1989 Plan") examined  
2376 the need to plan and permit one or more new facilities for disposal and recycling of CDL.  
2377 The 1989 Plan and supporting environmental impact statement examined in detail the  
2378 viability and environmental impacts of three alternatives.~~

2379            2. ~~Under the 1989 Plan, the county recommended that non-recyclable CDL  
2380 waste be managed by qualified, competitively selected private contractors and promoted  
2381 increased waste reduction and recycling of CDL waste.~~

2382           3. These recommendations were presented in the 1989 Plan because no private  
2383 sector initiatives for handling non-recyclable CDL wastes had emerged due to problems  
2384 with siting new facilities, public opposition, and financial uncertainty. Additionally, the  
2385 uncertainty of provision of long-term disposal facilities by the private sector and the  
2386 anticipated closure of the two privately-owned CDL disposal sites in operation  
2387 necessitated King County action in initiating a new disposal facility.

2388           4. The public-private partnership implemented by the selection of two private  
2389 contractors to dispose of CDL waste is a responsive solution to the CDL disposal crisis.  
2390 It is the alternative that most practically meets King County's goals for the CDL waste  
2391 stream: predictable, environmentally sound disposal of all non-recyclable CDL waste;  
2392 preservation of the capacity of the Cedar Hills Landfill for MMSW; and reduction of the  
2393 amount of CDL waste requiring disposal through increased recycling. King County  
2394 would like to provide more than one disposal option for CDL waste in order to equalize  
2395 their distribution around the county, so that no single area of the county will be required  
2396 to absorb an undue share of the impact from these facilities, and to encourage competitive  
2397 disposal rates.

2398           5. Future projections of increasing quantities of CDL waste necessitate a CDL  
2399 disposal facility designated to serve King County. The solid waste division has estimated  
2400 future CDL waste quantities for the next 20 years. The mid-range CDL waste volume for  
2401 the time periods 1991 through 2000 and 2001 through 2010 is estimated to be  
2402 approximately 1.3 million and 1.2 million cubic yards per year, respectively. High-range  
2403 estimates are 1.6 and 1.5 million cubic yards per year.

2404           6. ~~Currently, pursuant to K.C.C. 10.12.065, land clearing waste and demolition~~  
2405 ~~debris loads over 1500 pounds are prohibited at any King County solid waste handling~~  
2406 ~~facility because of handling difficulties.~~

2407           7. ~~King County inventoried disposal facilities in 20 Washington counties. Many~~  
2408 ~~out-of-county disposal facilities would not accept King County CDL waste because the~~  
2409 ~~facilities are owned by municipalities that have waste flow ordinances or firm policies~~  
2410 ~~prohibiting acceptance of King County CDL waste.~~

2411           8. ~~Independent, self haul out-of-county disposal of CDL waste is made~~  
2412 ~~impracticable by long distance hauling. Round-trip haul times in excess of 2 hours have~~  
2413 ~~an adverse effect on the productivity and economic viability of CDL business.~~

2414 ~~Furthermore, there are numerous indirect effects of long haul times, such as traffic~~  
2415 ~~congestion, increased accident potential and pollution, and wear and tear on a greater~~  
2416 ~~portion of the state's highway system. The number of demolition trucks on King County~~  
2417 ~~roads has doubled due to longer haul times resulting from the closure of privately~~  
2418 ~~operated CDL disposal sites in King County.~~

2419           9. ~~King County lacks the jurisdiction to regulate out-of-county landfills that are~~  
2420 ~~not associated with King County either jurisdictionally or contractually. These facilities~~  
2421 ~~are therefore not subject to King County's control regarding environmentally sound~~  
2422 ~~management practices.~~

2423           10. ~~On August 31, 1990, King County responded to the closure of the last~~  
2424 ~~privately owned CDL landfill in King County by amending its waste acceptance policy~~  
2425 ~~by emergency public rule PUT 7-1, and later PUT 7-3, to provide some CDL waste~~  
2426 ~~handlers with a local waste disposal option at Cedar Hills Landfill only until private~~

2427 ~~vendor services are available. Continued disposal of CDL waste would increase the~~  
2428 ~~annual quantity of solid waste deposited at Cedar Hills Landfill by approximately 13 to~~  
2429 ~~37 percent. For combined MMSW and CDL waste it is estimated the Cedar Hills~~  
2430 ~~Landfill would reach capacity by 2015 at the latest, or 7 years sooner than if disposal at~~  
2431 ~~the Cedar Hills Landfill was restricted to MMSW only.~~

2432 ~~11. Continued disposal of CDL waste at the Cedar Hills Landfill would result in~~  
2433 ~~significant operational impacts. The 1987 levels of landfill-bound traffic would more~~  
2434 ~~than double, increasing from approximately 500 to 1,000 vehicles per day. The increase~~  
2435 ~~in the size of the operating face of the landfill would necessitate longer operating hours,~~  
2436 ~~and substantial additional equipment and staff. Noise levels would increase and the need~~  
2437 ~~for additional financing for equipment and staff would likely result in rate increases. The~~  
2438 ~~bulky nature of CDL waste would create difficulty in achieving full daily cover and~~  
2439 ~~increase the likelihood of differential settlement and of damage to the landfill liner and~~  
2440 ~~gas extraction system.~~

2441 ~~12. The Cedar Hills Landfill was eliminated from consideration as an alternative~~  
2442 ~~CDL disposal site because of the public need for its use as a regional MMSW disposal~~  
2443 ~~facility and because of the significant adverse operational impacts that would result.~~

2444 ~~13. Other King County-operated landfills are not acceptable alternatives for~~  
2445 ~~CDL disposal. Transfer stations have now replaced all of the smaller rural landfills, with~~  
2446 ~~the exception of the sites on Vashon Island and Hobart. Neither of these can accept the~~  
2447 ~~anticipated volumes required for CDL disposal.~~

2448 ~~14. Most of King County's six transfer stations were built in the 1960s and were~~  
2449 ~~designed to accommodate smaller volumes of waste and smaller trucks than they now~~

2450 handle. The volume of CDL waste taken to transfer stations has increased over time due  
2451 to the closure of CDL disposal facilities. CDL waste intensifies transfer station  
2452 operational problems and has damaged transfer station equipment.

2453 15. Vehicles carrying CDL wastes may exacerbate traffic conditions at King  
2454 County's transfer stations. Increased queuing times due to disposal of CDL waste at  
2455 transfer stations may promote illegal dumping.

2456 16. An alternative CDL disposal site other than the Cedar Hills Landfill should  
2457 be provided to limit illegal dumping. In early 1990, in the few months following the  
2458 closure of the largest privately owned CDL disposal site in King County, the King  
2459 County solid waste division received over 600 calls from CDL waste generators  
2460 regarding CDL debris. In general, the calls received concerned complaints about the lack  
2461 of disposal facilities, inquiries regarding an alternate resource for CDL disposal and  
2462 reports of illegal activities associated with unlawful dumping or littering. The lack of  
2463 nearby CDL disposal facilities and resultant increase in disposal costs promoted illegal  
2464 dumping.

2465 17. King County is committed to CDL waste reduction and recycling and to the  
2466 environmentally sound disposal of CDL waste that cannot be recycled. King County-  
2467 controlled procurement of privately operated facilities will make CDL recycling  
2468 mandatory and will ensure that the disposal of CDL waste will comply with King  
2469 County's environmental standards. All contractor disposal facilities must be located,  
2470 designed, constructed and operated to meet the requirements of Washington State  
2471 Minimum Functional Standards (MFS) for mixed municipal solid waste landfills in non-  
2472 arid areas and any other environmental or relevant standards. At a minimum, it is

2473 ~~expected that vendor processing facilities would be able to recover 25% of the mixed~~  
2474 ~~CDL waste stream remaining after source-separated concrete and asphalt and~~  
2475 ~~compostable land-clearing waste have been removed.~~

2476 ~~18. The exclusive use of designated CDL receiving facilities for non-recyclable~~  
2477 ~~CDL waste generated within King County will improve future planning for CDL~~  
2478 ~~management. Vendors under contract to King County will be required to keep detailed~~  
2479 ~~records of incoming and outgoing materials. Vendor records will allow the county to~~  
2480 ~~create a data base on the CDL waste stream that will enable King County to more~~  
2481 ~~accurately plan for the future disposal needs of non-recyclable CDL waste.~~

2482 ~~19. Vendors under contract to the county are required to have the capability to~~  
2483 ~~process incoming loads of CDL waste to remove recyclable CDL material and are not~~  
2484 ~~allowed to dispose of recyclable material for which the county determines a market~~  
2485 ~~exists. In addition to contractual requirements for recycling, the solid waste division will~~  
2486 ~~implement an educational program and provide technical assistance to encourage CDL~~  
2487 ~~waste generators to practice waste reduction and source separation. The record-keeping~~  
2488 ~~requirements placed on vendors operating designated CDL facilities will provide specific~~  
2489 ~~CDL waste stream data, enabling King County to establish appropriate CDL recycling~~  
2490 ~~goals and improve technical assistance rendered to CDL recyclers.))~~

2491 SECTION 54. Ordinance 10916, Section 4, as amended, and K.C.C. 10.30.020  
2492 are each hereby amended as follows:

2493 A. The following facilities, ~~((which are))~~ owned and operated by vendors with  
2494 ~~((which))~~ whom King County has contracts for CDL handling, ~~((or alternative facilities,~~  
2495 ~~pursuant to this section,))~~ are ~~((hereby))~~ designated as the CDL receiving facilities for all



2496 nonrecyclable CDL waste generated in unincorporated King County and in any  
2497 jurisdiction with which King County has an interlocal agreement for solid waste  
2498 management:

2499 1. Regional Disposal Company facilities:

2500 a. Rabanco Recycling and Waste Reduction Center, 2733 Third Avenue South,  
2501 Seattle; and

2502 b. Regional Disposal Company Black River Transfer and Recycling Facility,  
2503 Monster Road, Renton;

2504 2. Waste Management, Inc., facilities:

2505 a. Eastmont Transfer Station and Material Recovery Facility, 7201 West  
2506 Marginal Way, Southwest, Seattle;

2507 b. Seattle Intermodal Facility (Argo Yard), 5000 Denver Avenue South,  
2508 Seattle;

2509 c. Recycling Northwest (RNW), 6555 H Street, Auburn; and Cascade  
2510 Recycling Center (CRC) 14020 NE 190th St., Woodinville.

2511 Any additional CDL receiving facilities will be identified by amendment of this  
2512 chapter. ~~((Beginning September 1, 1993, a))~~ All generators, handlers((;)) and collectors of  
2513 CDL waste shall deliver or ensure delivery of all nonrecyclable CDL waste generated  
2514 within the county's jurisdiction to a designated CDL receiving facility, or ~~((backup))~~  
2515 alternate receiving facility specified by ~~((the county in a manner specified by))~~ the  
2516 ~~((manager))~~ division director, except as permitted by subsections C., D. and E. of this  
2517 section.

2518 B. The ~~((manager or the manager's designee))~~ division director is authorized to  
2519 ~~((assure))~~ ensure that vendors remain in compliance with all terms of King County's  
2520 contract or contracts for CDL waste handling services. If the ~~((manager))~~ division  
2521 director determines the contractor is not in compliance with the contract, the ~~((manager))~~  
2522 division director will notify the executive and the council, and may designate an  
2523 alternative CDL receiving facility during the period of noncompliance.

2524 C. Recyclable CDL waste may be transported to any CDL recycling facility or to  
2525 a recycling market ~~((with))~~ in or outside of King County provided ~~((it contains))~~  
2526 nonrecyclable CDL waste ~~((in amounts))~~ does not ~~((exceeding))~~ exceed ten percent of the  
2527 volume per load.

2528 D.~~((1.))~~ Mixed CDL waste~~((, which means loads of CDL waste containing more~~  
2529 ~~than ten percent but less than ninety percent recyclable CDL waste by volume,))~~ shall be  
2530 taken only to a designated CDL receiving facility~~((, or backup facility,))~~, except that it

2531 ~~((2. Notwithstanding subsection D.1. of this section, mixed CDL waste))~~ may be  
2532 taken to a CDL recycling facility located in King County ~~((to the extent))~~ when permitted  
2533 by the contract ~~((and))~~ applicable laws ~~((if))~~ only ~~((if))~~ when ~~((all of))~~ the following  
2534 ~~((requirements are met))~~ conditions apply:

2535 1. ~~((a. a))~~ A designated CDL receiving facility cannot recycle the specific types  
2536 of recyclable materials, and the CDL recycling facility is able to recycle such materials;

2537 2. ~~((b. t))~~ The recyclable materials involved comprise more than fifty percent by  
2538 volume of the load being delivered; and

2539 3. ~~((e. a))~~ All residual CDL waste is taken to a designated CDL receiving  
2540 facility ~~((or backup facility designated by the county)).~~

2541 E.1. Notwithstanding subsections A., B., C. and D. of this section, the county  
2542 may ~~((continue to))~~ accept small quantities of CDL waste at its solid waste ~~((handling))~~  
2543 facilities ~~((as permitted by county ordinance or public rule; but only where))~~ when such  
2544 small quantities of CDL waste are ~~((transported))~~:

2545 a. transported by vehicles that do not have mechanized dump beds, either  
2546 hydraulic or otherwise; or

2547 b. ~~((are))~~ contained in loads of ~~((mixed))~~ municipal solid waste, but only ~~((if))~~  
2548 when the CDL waste does not exceed ten percent of the total load by volume.

2549 2. Notwithstanding subsection E.1. of this section~~((, in specific instances,))~~ the  
2550 county may in its sole discretion accept CDL waste in excess of the limitations of this  
2551 section and ~~((then))~~ take formal or informal enforcement action against the ~~((individual or~~  
2552 ~~entity))~~ person transporting such waste to a county facility.

2553 F. The county guarantees no minimum volume of nonrecycled CDL waste to be  
2554 delivered to the designated CDL receiving facilities. The county intends and expressly  
2555 reserves the right to encourage reductions in the waste stream through increased  
2556 recycling.

2557 SECTION 55. Ordinance 10916, Section 5, as amended, and K.C.C. 10.30.030  
2558 are each hereby amended as follows:

2559 A. The ~~((manager or his/her designee(s)))~~ division director is authorized and  
2560 directed to enforce ~~((the provisions of))~~ this chapter in accordance with applicable federal  
2561 law.

2562 B. The ~~((manager or his/her designee(s)))~~ division director is authorized to make  
2563 lawful inspections of the premises or vehicles of any person suspected of violating

2564 K.C.C. 10.30.020 and to inspect the books and records related to the subject of this  
2565 chapter. All inspections shall be performed in compliance with applicable federal, state,  
2566 and local laws. No notice shall be required for these inspections unless required by law.

2567 SECTION 56. Ordinance 10916, Section 6, as amended, and K.C.C. 10.30.040  
2568 are each hereby amended as follows:

2569 A. Any person who violates this chapter or any rules ~~((and regulations))~~ adopted  
2570 ~~((thereunder))~~ under this chapter, or who, by any act or omission, aids or abets such a  
2571 violation shall be subject to civil penalties as provided in K.C.C. Title 23. Authority is  
2572 provided through K.C.C. 23.02.040 for assessment of civil penalties under chapter 23.32  
2573 K.C.C.

2574 B. Notwithstanding the existence or use of any other remedy, the ~~((manager or~~  
2575 ~~the manager's designee or designees))~~ division director may seek legal or equitable relief  
2576 to enjoin any acts or practices that constitute a violation of any provision of this chapter.

2577 SECTION 57. Ordinance 10916, Section 8, and K.C.C. 10.30.200 are each  
2578 hereby repealed.

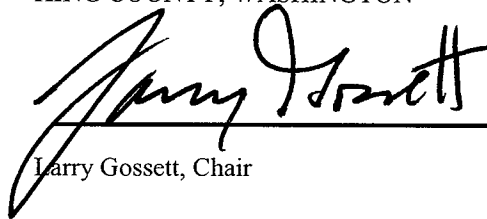
2579 SECTION 58. If any provision of this ordinance or its application to any person

2580 or circumstance is held invalid, the remainder of the ordinance or the application of the  
2581 provision to other persons or circumstances is not affected.  
2582

Ordinance 15912 was introduced on 8/27/2007 and passed as amended by the Metropolitan King County Council on 10/1/2007, by the following vote:

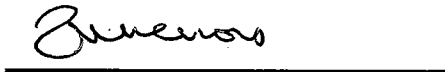
Yes: 9 - Mr. Gossett, Ms. Patterson, Ms. Lambert, Mr. von Reichbauer, Mr. Dunn, Mr. Ferguson, Mr. Phillips, Ms. Hague and Mr. Constantine  
No: 0  
Excused: 0

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON



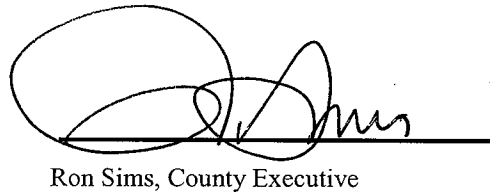
Larry Gossett, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 12 day of OCTOBER, 2007.



Ron Sims, County Executive

Attachments None

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2007 OCT 12 PM 1:38  
KING COUNTY COUNCIL