



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

January 25, 2010

Ordinance 16748

Proposed No. 2010-0038.1

Sponsors Hague

1 AN ORDINANCE relating to solid waste; and amending
2 Ordinance 7737, Section 2, as amended, and K.C.C.
3 10.24.020.

4 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

5 SECTION 1. Findings:

6 A. Under RCW 70.95.080, each county within the state, in cooperation with the
7 various cities located within the county, is required to develop a coordinated,
8 comprehensive solid waste management plan.

9 B. While cities may choose to prepare their own plans, all of the incorporated
10 cities within King County, except for Seattle and Milton, have chosen via an interlocal
11 agreement to participate in the development of a single, coordinated regional plan for the
12 incorporated and unincorporated areas of King County.

13 C. Under RCW 70.95.094, local governments preparing plans are encouraged to
14 work cooperatively with the state Department of Ecology ("Ecology") during plan
15 development. King County is required to submit a preliminary draft comprehensive solid
16 waste management plan to Ecology for technical review. Ecology reviews and comments
17 on the draft plan within one hundred twenty days of receipt. Ecology's comments direct
18 specific actions or revisions that must be completed for plan approval. King County then
19 submits a final draft solid waste management plan to Ecology for approval.

20 D. Under RCW 70.95.110, the comprehensive county solid waste management
21 plan shall be reviewed and revised, if necessary, at least every five years.

22 E. Ecology recommends the involvement of the county's solid waste advisory
23 committee in the development and updating of the Comprehensive Plan. King County
24 has also created the metropolitan solid waste management advisory committee comprised
25 of representatives of every city that has an interlocal agreement with King County to
26 advise on solid waste issues, including the preparation of the Comprehensive Plan.

27 F. The King County Code currently does not specify a public comment period for
28 the preliminary draft comprehensive solid waste management plan. However, the solid
29 waste division has typically solicited comment on the preliminary draft plan from the
30 general public and in particular from the cities that have interlocal agreements with King
31 County. Other comprehensive planning processes of King County require a comment
32 period.

33 G. The King County Code currently requires a public hearing before the council
34 for both the preliminary draft plan, though no associated legislation is pending before the
35 council, and the final plan before adoption of the plan.

36 H. To ensure that public comments will be considered before the solid waste
37 division prepares its final draft, a defined public comment period should be required.

38 I. The council may choose to hold hearings on the preliminary draft plan.

39 SECTION 2. Ordinance 7737, Section 2, as amended, and K.C.C. 10.24.020 are
40 each hereby amended to read as follows:

41 A. The division shall maintain an updated comprehensive solid waste
42 management plan and shall review and propose ~~((necessary))~~ plan revisions, if necessary,

43 to the council at least once every five years in accordance with RCW 70.95.110, as now
44 enacted or hereafter amended.

45 B. The King County solid waste advisory committee shall review and comment
46 upon the proposed plan (~~(prior to)~~) before its submittal to the council for adoption.

47 C. The interlocal forum shall have the following responsibilities:

48 1. Advise the King County council and county executive and other jurisdictions
49 as appropriate on all policy aspects of solid waste management and planning, and consult
50 with and advise the King County solid waste division on technical issues;

51 2. Review and comment on alternatives and recommendations for the county
52 comprehensive solid waste management plan and facilitate approval of plan by each
53 jurisdiction;

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

56 4. Review disposal rate proposals;

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

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

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

64 8. Aid cities in recognizing municipal solid waste responsibilities, including
65 collection and recycling, and effectively carrying out those responsibilities.

66 D. The division shall seek public comment on the preliminary draft
67 comprehensive solid waste management plan , in addition to conducting the public
68 review and comment procedures required by the state Environmental Policy Act. Copies
69 of the plan should be provided to King County cities, unincorporated area councils and
70 the King County council and should be available for public review at all King County
71 libraries. The public comment period on the preliminary draft shall be at least thirty days
72 and shall be completed before the division transmits the preliminary draft to the
73 Washington state Department of Ecology. The division should provide the
74 unincorporated area councils, commissions, cities and individuals an opportunity to
75 submit written statements. If necessary, the division should revise the preliminary draft
76 to address comments received.

77 E. The council's committee of the whole or another committee designated by the
78 council may hold hearings on the preliminary draft plan and the council shall hold a
79 public hearing on the ((draft plan and another public hearing on the)) final draft plan
80 before adoption of the plan. Any city using county solid waste facilities shall be notified
81 of these hearings and shall be requested to comment on the plan.

82 ((E.)) F. The division shall submit to the council by May 1 of each year an annual
83 report of its progress toward objectives identified in the plan.

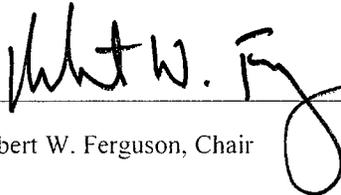
84 ((F.)) G. Solid waste interlocal agreements between the county and cities wishing
85 to plan jointly with the county or to authorize the county to plan for them shall identify
86 which party is responsible for city solid waste operational plans, tonnage forecasts and
87 recycling goals.

88 ~~((G-))~~ H. The division shall provide staff support to the metropolitan solid waste
89 management advisory committee and the interjurisdictional technical staff group.

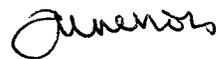
Ordinance 16748 was introduced on 1/11/2010 and passed by the Metropolitan King County Council on 1/25/2010, by the following vote:

Yes: 8 - Ms. Drago, Mr. Phillips, Mr. von Reichbauer, Ms. Hague,
Ms. Patterson, Ms. Lambert, Mr. Ferguson and Mr. Dunn
No: 0
Excused: 1 - Mr. Gossett

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Robert W. Ferguson, Chair

ATTEST:



Anne Noris, Clerk of the Council

RECEIVED
2010 FEB -5 PM 4:05
CLERK
KING COUNTY COUNCIL

APPROVED this 4th day of February, 2010



Dow Constantine, County Executive

Attachments: None