

May 14, 1990
YWRATES.SSJ/BD

INTRODUCED BY: Paul Barden
PROPOSED NO. 90-431

ORDINANCE NO. **9484**

AN ORDINANCE establishing rates and service levels for handling of yard waste at King County solid waste disposal facilities; amending Ordinance 8891, Section 3, as amended, and K.C.C. 10.04.020; amending Ordinance 8108, Section 3, as amended, and K.C.C. 10.10.020; amending Ordinance 8108, Section 4, and K.C.C. 10.10.030; amending Ordinance 5231, Section 1, as amended, Ordinance 8613, Sections 1 and 4, Ordinance 9271, Section 2, and K.C.C. 10.12.020; and repealing Ordinance 8771, Section 2, and K.C.C. 10.22.020.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance 8891, Section 3, as amended, and K.C.C. 10.04.020 are hereby amended to read as follows:
Definitions. The following definitions shall apply in the interpretation and enforcement of this title:

A. "Agricultural wastes" means non-dangerous wastes on farms resulting from the production of agricultural products including but not limited to manures and carcasses of dead animals weighing each or collectively in excess of fifteen pounds.

B. "Asbestos-containing waste material" means any waste that contains asbestos. This term includes, but is not limited to, asbestos waste from control devices, contaminated clothing, asbestos waste material, materials used to enclose the work area during an asbestos project, and bags or containers that previously contained asbestos.

C. "Ashes" means the residue including any air pollution control equipment flue dusts from combustion or incineration of material including solid wastes.

D. "Bulky waste" means large items of refuse, such as appliances, furniture, and other oversize wastes which would typically not fit into reusable solid waste containers.

E. "Certified hauler" means any person engaged in the business of solid waste handling having a certificate granted

1 by the Washington Utilities and Transportation Commission for
2 that purpose.

3 F. "Clean soils and clean dredge spoils" means soils and
4 dredge spoils which are not dangerous wastes or problem wastes
5 as defined in this chapter.

6 G. "Commercial hauler" means any person, firm or
7 corporation including but not limited to "certified hauler," as
8 defined herein, collecting or transporting solid waste for hire
9 or consideration.

10 H. "Compacted waste" means any solid waste whose volume is
11 less than in the loose condition as a result of compression.

12 I. "Controlled solid waste" means all solid waste
13 generated, collected or disposed within the unincorporated
14 areas of King County and all solid waste generated, collected
15 or disposed within any other jurisdiction with which a solid
16 waste interlocal agreement, as defined herein, exists.

17 J. "Dangerous wastes" means any solid waste designated as
18 dangerous waste by the Washington State Department of Ecology
19 under chapter 173-303 WAC.

20 K. "Demolition wastes" means solid waste, largely inert
21 waste resulting from the demolition, razing or construction of
22 buildings, roads, and other man-made structures. Demolition
23 waste consists of, but is not limited to, concrete, brick,
24 bituminous concrete, wood and masonry, composition roofing and
25 roofing paper, steel, and minor amounts of other metals like
26 copper. Plaster (i.e., sheet rock or plaster board) or any
27 other material, other than wood, that is like to produce gases
28 or a leachate during the decomposition process and asbestos
29 wastes are not considered to be demolition waste for the
30 purposes of this chapter.

31 L. "Designated interlocal forum" means a group of
32 representatives of unincorporated King County and of
33 incorporated cities and towns within King County designated by
34 the council of King County and by interlocal agreement with the
35 cities in King County to discuss solid waste issues and

1 facilitate regional interlocal cooperation in solid waste
2 management.

3 M. "Disposal" means the discharge, deposit, injection,
4 dumping, leaking, or placing of any solid waste into or on any
5 land or water.

6 N. "Disposal facility" is a disposal site or interim solid
7 waste handling facility. This includes, but is not limited to,
8 transfer stations included as part of the county disposal
9 system, landfills, incinerators, composting plants, and
10 facilities for the recycling or recovery of resources from
11 solid wastes or the conversion of the energy from such wastes
12 to more useful forms or combinations thereof.

13 O. "Disposal site" means a site or sites approved by the
14 council of King County where any final treatment, utilization,
15 processing or disposition of solid waste occurs.

16 P. "Disposal system" means the system of disposal
17 facilities, rules and procedures established pursuant to this
18 title.

19 Q. "Drop box facility" means a facility used for the
20 placement of a detachable solid waste container, i.e., drop
21 boxes, including the area adjacent for necessary entrance and
22 exit roads, unloading, and turnaround areas. Drop box
23 facilities normally serve the general public with loose loads
24 and receive waste from off-site. Drop box facilities may also
25 include containers for separated recyclables.

26 R. "Division" means the Solid Waste Division of the King
27 County Public Works Department.

28 S. "Energy resource recovery" means the recovery of energy
29 in a usable form from mass burning or refuse derived fuel
30 incineration, pyrolysis or any other means of using the heat of
31 combustion of solid waste that involves high temperature (above
32 1200 degrees Fahrenheit) processing.

33 T. "Garbage" means unwanted animal and vegetable wastes
34 and animal and vegetable wastes resulting from the handling,
35 preparation, cooking and consumption of food, swill, and

1 carcasses of dead animals and of such a character and
2 proportion as to be capable of attracting or providing food for
3 vectors, except sewage and sewage sludge.

4 U. "Hazardous wastes" means and includes, but is not
5 limited to explosives, medical wastes, radioactive wastes,
6 pesticides and chemicals which are potentially harmful to the
7 public health or the environment. Unless otherwise defined by
8 the King County board of health, such waste shall have the
9 meaning as defined by the Washington State Department of
10 Ecology and the Washington Administrative Code.

11 V. "Hazardous waste management plan" means a plan for
12 managing moderate risk wastes, pursuant to RCW 70.105.220.

13 W. "Health department" means the Seattle-King County
14 health department.

15 X. "Health officer" means the King County director of
16 public health, or his authorized agent.

17 Y. "Industrial solid wastes" means waste by-products from
18 manufacturing and fabricating operations such as scraps,
19 trimmings, packing, and other discarded materials not otherwise
20 designated as dangerous waste under Chapter 173-303 WAC.

21 Z. "Interim solid waste handling facility" means any
22 interim treatment, utilization or processing site engaged in
23 solid waste handling which is not the final disposal site.
24 Transfer stations, drop boxes, baling and compaction sites,
25 source separation centers, intermediate processing facilities,
26 mixed waste processing facilities and treatment facilities are
27 considered interim solid waste handling sites.

28 AA. "Intermediate processing" means sorting of mixed
29 recyclables from source separation programs to divide them into
30 individual component recyclable materials or to process them
31 for marketing.

32 BB. "King County Solid Waste Advisory Committee" means the
33 committee formed pursuant to King County Ordinance 6862 and RCW
34 Chapter 70.95 to advise the county on solid waste management
35 planning, assist in the development of programs and policies
36 concerning solid waste management, and review and comment on

1 the plan and other proposed solid waste management rules,
2 policies or ordinance prior to adoption.

3 CC. "Landclearing wastes" means solid wastes resulting
4 from the clearing of land for new construction and includes,
5 but is not limited to, stumps and other vegetation, rocks, mud
6 and other plant or mineral wastes.

7 ~~((CC-))~~ DD. "Landfill" means a disposal site or part of a
8 site at which waste is placed in or on land and which is not a
9 landspreading disposal facility.

10 ~~((DD-))~~ EE. "Landspreading disposal facility" means a
11 facility that applies sludge or other solid wastes onto or
12 incorporates solid waste into the soil surface at greater than
13 vegetative utilization and soil conditioners/immobilization
14 rates.

15 ~~((EE-))~~ FF. "Liquid" means a substance that flows readily
16 and assumes the form of its container but retains its
17 independent volume.

18 ~~((FF-))~~ GG. "Littering" means to accumulate, or place,
19 throw, deposit, put into or in any land or water or otherwise
20 dispose of refuse including rubbish, ashes, garbage, dead
21 animals, industrial refuse, commercial waste and all other
22 waste material of every kind and description in any manner
23 except as authorized by this chapter.

24 ~~((GG-))~~ HH. "Manager" means the manager of the Solid Waste
25 Division of the department of public works of King County.

26 ~~((HH-))~~ II. "Medical waste" means all waste so defined by
27 the King County board of health rules and regulations.

28 ~~((II-))~~ JJ. "Mixed municipal solid waste" means waste
29 consisting of solid waste generated by residences, stores,
30 offices, and other generators of wastes that are not
31 industrial, agricultural, or demolition wastes.

32 ~~((JJ-))~~ KK. "Mixed waste processing" means sorting of
33 solid waste after collection from the point of generation in
34 order to remove recyclables from the solid waste to be
35 disposed.

1 LL. "Mobile yard waste facility" means a yard waste
 2 facility requiring no above-grade construction and established
 3 on a temporary basis. For the purposes of Section 4 of this
 4 ordinance, a mobile yard waste facility shall be considered to
 5 be a disposal site without scales.

6 (~~KK-~~) MM. "Moderate risk waste" means:

7 1. any waste that exhibits any of the properties of
 8 hazardous waste but is exempt from regulation under RCW Chapter
 9 70.105 solely because the waste is generated in quantities
 10 below the threshold for regulation, and

11 2. any household wastes which are generated from the
 12 disposal of substances identified by the department of ecology
 13 as hazardous household substances.

14 (~~LL-~~) NN. " Noncommercial user" means any person not
 15 engaged in the business of solid waste handling.

16 (~~MM-~~) OO. "Operating hours" means those times during
 17 which disposal facilities are normally open and available for
 18 the delivery of solid wastes.

19 (~~NN-~~) PP. "Person" means any individual, association,
 20 firm, corporation, partnership, political subdivision,
 21 municipality, government agency, industry, public or private
 22 corporation, or any other entity.

23 (~~OO-~~) QQ. "Plan" means the coordinated comprehensive
 24 solid waste management plan for the county as required by RCW
 25 Chapter 70.95.

26 (~~PP-~~) RR. "Problem wastes" means:

27 1. soils removed during the cleanup of a remedial
 28 action site, or a dangerous waste site closure or other cleanup
 29 efforts and actions and which contain harmful substances but
 30 are not designated dangerous wastes, or

31 2. dredge spoils resulting from the dredging of surface
 32 waters of the state where contaminants are present in the
 33 dredge spoils at concentrations not suitable for open water
 34 disposal and the dredge spoils are not dangerous wastes and are
 35 not regulated by the Federal Clean Water Act.

1 (~~QQ~~) SS. "Procurement policy" means the development and
2 implementation of a policy which achieves the purchase of
3 products made from recycled and/or recyclable goods.

4 (~~RR~~) TT. "Receivers" means persons who will reuse
5 recyclables and to whom source separated recyclables for which
6 a market does not presently exist can be delivered at little or
7 no cost in order to avoid landfilling the materials pending
8 development of economic markets.

9 (~~SS~~) UU. "Reclamation site" means a location used for
10 the processing or the storage of recycled waste.

11 (~~TT~~) VV. "Recyclables" means any material that can be
12 kept out of or recovered from solid waste and the resources
13 therein be transformed and/or reused including, but not limited
14 to, mixed paper, newsprint, cardboard, aluminum, glass,
15 plastics, chemicals, oil, wood, compostable organics (food and
16 yard debris), ferrous metal, and inorganics (rubble and inert
17 material).

18 (~~UU~~) WW. "Recycling" means either source separation or
19 the processing of solid waste mechanically or by hand to
20 segregate materials for sale or reuse. Materials which can be
21 removed through recycling include but are not limited to mixed
22 paper, newsprint, cardboard, aluminum, glass, plastics,
23 chemicals, oil, wood, compostable organics (food and yard
24 debris), ferrous metal, and inorganics (rubble and inert
25 material). Recycling does not include combustion of solid
26 waste or preparation of a fuel from solid waste.

27 (~~VV~~) XX. "Refuse" means garbage, rubbish, ashes, swill
28 and all other putrescible and nonputrescible wastes, except
29 sewage, from all public and private establishments and
30 residences.

31 (~~WW~~) YY. "Regional approach" means the development and
32 implementation of a solid waste management program in
33 cooperation with municipalities in King County and with other
34 counties within the Puget Sound area.

35 (~~XX~~) ZZ. "Regional direct" means any solid waste
36 transported to Cedar Hills disposal site by conventional long

1 haul transfer vehicles, transporting from solid waste transfer
2 stations solid waste generated and collected in King County.

3 ((YY-)) AAA. "Reuse" means the return of a commodity into
4 the economic stream for use.

5 ((ZZ-)) BBB. "Rubbish" means all nonputrescible wastes
6 from all public and private establishments and from all
7 residences.

8 ((AAA-)) CCC. "Secured load" means a load of solid waste
9 which has been secured or covered in the vehicle in a manner
10 that will prevent any part of the solid waste from leaving the
11 vehicle while the vehicle is moving.

12 ((BBB-)) DDD. "Solid waste" means all putrescible and
13 nonputrescible solid and semisolid wastes, except wastes
14 identified in WAC 173-304-015, including but not limited to
15 garbage, rubbish, ashes, industrial wastes, swill, demolition
16 and construction wastes, abandoned vehicles or parts thereof,
17 discarded commodities, sludge from wastewater treatment plants
18 and septage from septic tanks, woodwaste, dangerous waste, and
19 problem wastes. This includes all liquid, solid and semisolid
20 materials which are not the primary products of public,
21 private, industrial, commercial, mining and agricultural
22 operations. Unrecovered residue from recycling operations
23 shall be considered solid waste.

24 ((CCC-)) EEE. "Solid waste interlocal agreement" means an
25 agreement between a city and the county for use of King County
26 disposal system for solid waste generated or collected within
27 the city.

28 ((DDD-)) FFF. "Solid waste management" means the
29 systematic administration of activities which provide for the
30 reduction in generated volume, source separation, collection,
31 storage, transportation, transfer, recycling, processing,
32 treatment and disposal of solid waste. This includes public
33 education and marketing activities.

34 ((EEE-)) GGG. "Source separation" means the process of
35 separating recyclable materials from material which will become
36 solid waste at its source.

1 ((FFF-)) HHH. "Suspect waste" means any waste the manager
2 suspects may be unauthorized waste.

3 ((GGG-)) III. "Swill" means every refuse accumulation of
4 animal, fruit or vegetable matter, liquid or otherwise, that
5 attend the preparation, use, cooking, dealing in or storing of
6 meat, fish, fowl, fruit and vegetables, except coffee grounds.

7 ((HHH-)) JJJ. "Transfer station" means a staffed, fixed,
8 supplemental collection and transportation facility used by
9 persons and route collection vehicles to deposit collected
10 solid waste from off-site into a larger transfer vehicle for
11 transport to a permanent disposal site. It may also include
12 recycling facilities.

13 ((HHI-)) KKK. "Unauthorized waste" means waste which is
14 waste not acceptable for disposal at any or a specific disposal
15 facility according to applicable rules and regulations or a
16 determination of the manager.

17 ((JJJ-)) LLL. "Uncompacted waste" means any solid waste in
18 an uncompressed or loose condition.

19 ((KKK-)) MMM. "Waste reduction" means reducing the amount
20 or type of waste generated.

21 ((LLH-)) NNN. "Woodwaste" means solid waste consisting of
22 wood pieces or particles generated as a by-product resulting
23 from the handling and processing of wood, including, but not
24 limited to, hog fuel, sawdust, shavings, chips, bark, small
25 pieces of wood, stumps, limbs and any other material composed
26 largely of wood which has no significant commercial value at
27 the time in question, (but shall not include slash developed
28 from logging operations unless disposed of on a different
29 site), and does not include wood pieces or particles containing
30 chemical preservatives such as creosote, pentachlorophenol, or
31 copper-chrome-arsenate.

32 (~~((MMM-)) "Landclearing wastes" means solid wastes resulting~~
33 ~~from the clearing of land for new construction and includes,~~
34 ~~but is not limited to, stumps and other vegetation, rocks, mud~~
35 ~~and other plant or mineral wastes.))~~)

1 OOO. "Yard waste" means a compostable organic material
2 generated in yards or gardens, but shall not include
3 landclearing wastes, demolition
4 wastes, or woodwaste.

5 PPP. "Yard waste facility" means a facility used by county
6 residents to deposit source separated yard waste.

7 SECTION 2. Ordinance 8108, Section 3, as amended, and
8 K.C.C. 10.10.020 are hereby amended to read as follows:

9 Operating hours. Operating hours at King County solid
10 waste facilities shall be as follows:

11 A. Transfer stations (~~(and the Skykomish drop box~~
12 ~~facility~~)) shall be open from 8:00 a.m. to 5:30 p.m., Sundays
13 through Saturdays. The Factoria transfer station shall also be
14 open at night from 5:30 p.m. to 1:00 a.m., Monday through
15 Friday. Yard waste facilities shall be located at the
16 following transfer stations and shall be open at the hours here
17 specified: Factoria Transfer Station.....5:30 p.m. to 1:00
18 a.m. Monday through Friday.

19 B. The Cedar Hills Landfill shall be open from 6:00 a.m.
20 to 4:30 p.m. Mondays through Fridays, 6:30 a.m. to 4:30 p.m.
21 Saturdays and Sundays. Cedar Hills shall not be open for use
22 by the general public.

23 C. All King County solid waste disposal facilities shall
24 be closed on Thanksgiving Day, Christmas Day and New Years Day.

25 D. King County landfills(~~(7)~~) (excluding Cedar Hills),
26 drop boxes, and yard waste facilities located at landfills
27 shall be open from 8:00 a.m. to 5:00 p.m., seven days per week
28 during Pacific Standard Time and from 9:00 a.m. to 6:00 p.m.,
29 seven days per week during Pacific Daylight Time. Yard waste
30 facilities shall be located at Hobart and Cedar Falls
31 landfills.

32 E. Operating hours, dates of operation, and sites for
33 mobile yard waste facilities shall be determined and publicized
34 by the manager.

35 SECTION 3. Ordinance 8108, Section 4, and K.C.C. 10.10.030
36 are hereby amended to read as follows:

1 Types of waste accepted. Types of waste accepted at King
2 County solid waste disposal facilities shall be limited to the
3 following:

4 A. Cedar Hills Landfill shall accept mixed municipal solid
5 waste from transfer stations and other sources in King County,
6 and demolition waste in small quantities incidental to
7 jurisdictional activities.

8 B. Rural landfills shall accept mixed municipal solid
9 waste from nonurban sources.

10 C. Transfer stations shall accept mixed municipal solid
11 waste, demolition waste in small quantities incidental to
12 jurisdictional activities and of a size and density capable of
13 being handled by transfer station equipment, and waste from the
14 general public, businesses, and route collection vehicles
15 collecting waste in King County.

16 D. Drop box ((faeility)) facilities shall accept mixed
17 municipal solid waste in loads not to exceed five cubic yards
18 and/or one ton.

19 E. Yard waste facilities located at county transfer
20 stations or landfills shall accept source separated yard waste
21 from county residents.

22 F. Mobile yard waste facilities shall accept source
23 separated residential yard waste from noncommercial users in
24 loads not to exceed five cubic yards and/or one ton.

25 ((E-)) G. Other wastes, such as industrial waste,
26 semisolid, or liquid waste, and asbestos containing waste
27 material, may be accepted at sites as designated and approved
28 by the manager.

29 ((F-)) H. Acceptance of any suspect waste may be denied
30 pending the health officer's approval.

31 SECTION 4. Ordinance 5231, Section 1, as amended,
32 Ordinance 8613, Sections 1 and 4 as amended, Ordinance 9271,
33 Section 2, and K.C.C. 10.12.020 are hereby amended to read as
34 follows:

35 Fees for use of disposal sites. All persons using county-
36 operated solid waste disposal facilities shall pay the service

1 fees set forth in the following schedule (~~to become effective~~
 2 ~~on December 1, 1986~~):

3 A. Service fees for the use of disposal sites with scales,
 4 excluding Cedar Hills, shall be:

5 1. Solid waste disposal:

6 Passenger licensed vehicles...\$ 6.50 per entry
 7 Other vehicles.....\$47.00 per ton
 8 Minimum Charge.....\$ 6.50 per vehicle

9 2. Deposit of source separated yard waste at
 10 disposal sites with yard waste facilities:

11 Passenger licensed vehicles...\$ 4.00 per entry
 12 Other vehicles.....\$31.00 per ton
 13 Minimum Charge.....\$ 4.00 per vehicle

14 B. Service fees for the use of disposal sites without
 15 scales shall be based upon the cubic yard or fraction thereof
 16 as follows:

17 1. Solid waste disposal:

18 Passenger licensed vehicles.....\$ 6.50 per entry
 19 Other vehicles
 20 Compacted wastes.....\$14.00 per cubic yard
 21 Uncompacted wastes.....\$ 8.00 per cubic yard
 22 Minimum charge.....\$ 6.50 per vehicle

23 2. Deposit of source separated yard waste at
 24 disposal sites with yard waste facilities:

25 Passenger licensed vehicles.....\$ 4.00 per entry
 26 Other vehicles
 27 Compacted wastes.....\$ 9.60 per cubic yard
 28 Uncompacted wastes.....\$ 5.25 per cubic yard
 29 Minimum charge.....\$ 4.00 per vehicle

30 C. Service fees at the Cedar Hills Landfill shall be:

31 Cedar Hills regional direct...\$31.50 per ton
 32 Other vehicles.....\$47.00 per ton

33 Disposal by other vehicles is at the discretion of the solid
 34 waste manager. Any certificated hauler who has been disposing
 35 solid waste at a rural landfill may be authorized by the solid
 36 waste manager to dispose solid waste at the Cedar Hills

1 Regional Landfill on a temporary, emergency basis at the
2 regional direct fee.

3 D. Effective February 1, 1990, a ((A)) special waste fee
4 shall be charged for special wastes including infectious waste
5 treated and handled pursuant to King County Board of Health
6 Code 10.28.070, asbestos-containing waste material, bulky
7 waste, problem wastes, and other additional wastes requiring
8 clearances pursuant to the King County Board of Health Code
9 Title 10 or pursuant to rules promulgated by the Department.

10 Special Waste Fee.....\$ 75.00 per ton

11 E. In the absence of exact weights or measurements, the
12 estimate of the manager shall be binding upon the user.

13 F. Special Service Fee. Solid waste generated and/or
14 collected within the boundaries of a jurisdiction which has not
15 entered into an agreement with King County for use of King
16 County solid waste disposal facilities as provided by this
17 chapter may only be disposed of in a King County facility upon
18 payment of a special service fee of three times the applicable
19 per ton rate set forth above for facilities with scales and
20 three times the applicable cubic yard rate set forth in
21 subsection B for compacted or uncompacted waste for facilities
22 without scales. Payment of the special service fee in this
23 subsection shall be in lieu of payment of the fees in
24 subsections A - D. Nothing in this subsection authorizes the
25 use of King County facilities by any municipal corporation or
26 agent thereof or any commercial hauler for disposal of solid
27 waste generated and/or collected outside King County.

28 G. Effective February 1, 1990 a monthly transfer shall be
29 made from the Energy/Resource Recovery Fund to Solid Waste
30 Operating Fund. The amount of the transfer shall be determined
31 by adding the following:

32 1. The number of tons of solid waste disposed at the
33 Basic Fee multiplied by \$7.00.

34 2. The number of tons of solid waste disposed at the
35 Cedar Hills Regional Direct Fee multiplied by \$4.50.

