

ORDINANCE NO. 3495

AN ORDINANCE of the City of Port Angeles, Washington adding a new Chapter 13.55 of the Port Angeles Municipal Code relating to solid waste flow control.

THE CITY COUNCIL OF THE CITY OF PORT ANGELES DO HEREBY  
ORDAIN AS FOLLOWS:

**Section 1.**

Sections:

- 13.55.010 Definitions.
- 13.55.020 Use of Regional Disposal Sites Required.
- 13.55.030 Exemptions
- 13.55.040 Deconstruction
- 13.55.050 Penalties

**13.55.010 Definitions**

- 1) "Comprehensive Solid Waste Management Plan" or "CSWMP" means the most recently updated or amended Comprehensive Solid Waste Management Plan adopted to satisfy the requirements of RCW 70.95.080.
- 2) "Deconstruction" means the demolition of any structure where 50 percent or more of the demolition debris, by weight, is source separated recyclable materials.
- 3) "Recyclable material" means those solid wastes that are separated for recycling or reuse, such as papers, metals, and glass, that are identified as recyclable material pursuant to the CSWMP.
- 4) "Regional disposal sites" means the locations within the City of Port Angeles as identified in the CSWMP where any final treatment, utilization, processing, or deposit of solid waste occurs.
- 5) "Solid waste" means all putrescible and nonputrescible solid and semisolid wastes including, but not limited to, garbage, rubbish, ashes (household and residential), swill, sewage sludge, demolition and construction wastes, abandoned vehicles or parts thereof, and recyclable materials.
- 6) "Source separated" means the separation of different kinds of solid waste at the place where the waste originates.

#### **13.55.020 Use of Regional Disposal Sites Required**

All solid waste, including construction and demolition debris, generated inside corporate limits of the City of Port Angeles, shall be delivered to the regional disposal sites as identified in the CSWMP.

#### **13.55.030 Exemptions**

- 1) Recyclable materials.
- 2) Special waste types expressly identified in the County's Comprehensive Solid Waste Management Plan, for disposal at facilities other than the County's permitted regional disposal sites.
- 3) Types of waste where no permitted regional disposal site exists, the solid waste may be disposed of at a properly permitted disposal facility outside of the County.
- 4) Waste generated from federal or Tribal lands.
- 5) For purposes of this Chapter, "solid waste" excludes Hazardous waste subject to Chapter 70.105 RCW.

#### **13.55.040 Deconstruction**

Source separated recyclable materials from deconstruction may be transported to any facility within or outside the City of Port Angeles legally authorized to accept such materials, so long as containers of recyclable material transported to locations outside of the City of Port Angeles contain no more than 15 percent, by weight, of non-recyclable solid waste. All other solid waste from deconstruction must be delivered to designated regional disposal site pursuant to Section 13.55.020 above.

#### **13.55.050 Penalty**

The penalty for failure to deliver solid waste to a regional disposal site as required by this ordinance shall be equal to the solid waste disposal fee (tipping fee) for the regional site times the estimated number of tons of solid waste delivered elsewhere instead of at a regional disposal site.

**Section 2 - Corrections.** The City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of

the scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

**Section 3 - Severability.** If any provisions of this Ordinance, or its application to any person or circumstances, are held invalid, the remainder of the Ordinance, or application of the provisions of the Ordinance to other persons or circumstances, is not affected.

**Section 4 - Effective Date.** This Ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum. This ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.


PASSED by the City Council of the City of Port Angeles at a regular meeting of said Council held on the ~~2nd~~<sup>4th</sup> day of February 2014.

  
Dan Di Guilio, Mayor

APPROVED AS TO FORM:

  
William E. Bloor, City Attorney

ATTEST:

  
Janessa Hurd, City Clerk

PUBLISHED: February 10, 2014  
By Summary

Summaries of Ordinances Adopted by the  
Port Angeles City Council  
On February 4, 2014

Ordinance No. 3495

THIS ORDINANCE of the City of Port Angeles, Washington, adds a new Chapter 13.55 of the Port Angeles Municipal Code relating to solid waste flow control.

The full texts of the Ordinances are available at City Hall in the City Clerk's office, on the City's website at [www.cityofpa.us](http://www.cityofpa.us), or will be mailed upon request. Office hours are Monday through Thursday, 8:30 a.m. to 4:00 p.m., and Friday 8:30 a.m. to 12:30 p.m. These Ordinances shall take effect five days following the date of publication by summary.

Janessa Hurd, CMC  
City Clerk

Publish: February 10, 2014