

Introduced by: Borough Mayor
Date: September 30, 1972 (Oct 10, '72)
Hearing: October 31, 1972
Tabled: October 10, 1972

KENAI PENINSULA BOROUGH

ORDINANCE NO. 72-18

AN ORDINANCE ENTITLED: "AN ORDINANCE PROVIDING FOR A SYSTEM OF GARBAGE AND SOLID WASTE DISPOSAL SITES AND REGULATING THE ACCUMULATION AND DISPOSAL OF GARBAGE AND SOLID WASTE.

BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1. Title 14 of the Kenai Peninsula Borough Code of Ordinances by adding a new chapter to read:

Chapter 14.10 GARBAGE AND SOLID WASTE MANAGEMENT

Section 14.10.010 GARBAGE AND SOLID WASTE DISPOSAL SYSTEM. Pursuant to the authority contained in AS29.48.033 a system of garbage and solid waste disposal sites and areas shall be established, developed and maintained in the area outside the cities within the borough.

Section 14.10.020 ACTS PROHIBITED. After July 1, 1973, no person shall within that part of the Borough outside the cities:

1. Dump or deposit, or permit the dumping or depositing of any garbage or solid waste onto the surface of the ground or into any waters except at an approved garbage and solid waste site; provided that this provision shall not prohibit individuals from dumping or depositing solid wastes resulting from their own residential activities onto the surface of ground owned or leased by them when such wastes do not thereby create a public nuisance or adversely affect the public health.
2. Store, collect, transport, process or dispose of garbage and solid waste contrary to the provisions of this chapter.

Section 14.10.020. RULES AND REGULATIONS. The Mayor or his designee shall:

1. Promulgate rules and regulations governing the use, operation and management of garbage and solid waste disposal sites.
2. Provide for the management and operation of garbage and solid waste disposal sites owned or operated by the borough in accordance with State and Federal law approved practices.

Section 14.10.030 PENALTIES. A person who violates any provision of this Chapter may upon conviction be fined not more than \$500 or imprisoned for not more than 30 days or both.

Section 14.10.040 DEFINITIONS. In this Chapter, unless otherwise provided, or the context otherwise requires:

1. "Garbage" means putrescible animal and vegetable wastes resulting from the handling, preparation, cooking, and consumption of food.
2. "Solid waste" means garbage, refuse and other discarded materials including, but not limited to, all solid waste materials resulting from industrial, commercial, agricultural and residential activities.

Section 2. This ordinance shall be effective immediately upon enactment.

~~ADOPTED~~ ^{TABLED} BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH
THIS _____ DAY OF October, 1972.

Eric Crossen
Assembly President

ATTEST:

Frances Buppert
Borough Clerk