

Introduced by: W. Johnson
J. Arness
K.L. Fields
Date: April 17, 1973
Hearing: May 15, 1973
Tabled: May 15, 1973

KENAI PENINSULA BOROUGH

ORDINANCE NO. 73-19

AN ORDINANCE ENTITLED: "AN ORDINANCE PROVIDING FOR A SYSTEM OF GARBAGE AND SOLID WASTE COLLECTION AND DISPOSAL, 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 is amended 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 AS 29.48.020(5) and AS 29.48.033 a system of garbage and solid waste collection and disposal may be established, developed and maintained in the borough on a service area basis upon petition and ratification by the qualified voters within each service area.

Section 14.10.020 ACTS PROHIBITED. After July 1, 1973, no person shall:

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 14.10.030 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 collection and disposal within the service areas.
2. Provide for the management and operation of garbage and solid waste collection and disposal operated by service areas of the borough in accordance with State and Federal law approved practices.

Section 14.10.040 PENALTIES. A court in a civil action may assess a penalty up to a maximum of \$100 against any person found in violation of any provision of this Chapter, and each violation or each day violation is continued shall be considered a separate violation for the assessment of such penalty.

Section 14.10.050 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, and residential activities, but excluding agricultural waste.

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

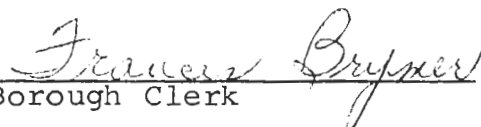
TABLED INDEFINITELY

~~ACCEPTED~~ BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH
THIS 15 DAY OF May, 1973.



Assembly President

ATTEST:



Borough Clerk

Kenai Peninsula Borough
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Submitt