

Introduced by: Mayor
Date: 10/13/98
Action: Adopted
Vote: Unanimous

**KENAI PENINSULA BOROUGH
RESOLUTION 98-081**

**A RESOLUTION AMENDING SOLID WASTE DISPOSAL DESCRIPTIONS
ESTABLISHED BY RESOLUTION 93-23**

WHEREAS, Resolution 93-23, adopted on April 6, 1993, established fees for the disposal of land clearing, construction, demolition and miscellaneous wastes generated from commercial sources; and

WHEREAS, amendments are needed to provide clearer descriptions of waste categories and measurement methods; and

WHEREAS, amendments are not necessary to the actual fee rates.

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

SECTION 1. That commercial sources (generators which include, but are not limited to, waste transporters that haul on a contractual basis or as a business) disposing of waste types called out in this section shall be charged fees as specified in Section 3 of this resolution.

The Mayor may limit the acceptance of any items at any site based on capacity or ability to handle the material at that site.

Loads of mixed material shall occasionally be deposited. The Borough shall determine if the loads fall under the categories as called out below and shall determine the appropriate fee.

Fee materials shall include:

- a. Land Clearing Debris - Stumps, brush, trees, limbs from land clearing operations, wood pieces, wood waste generated as a by-product from the manufacturing of wood products including, but not limited to, sawdust, chips, shavings, bark, hog fuel.

- b. Construction/Demolition Debris and Metals - Wastes from construction, remodeling, repairing, demolishing of buildings or other structures. Wastes include, but may not be limited to, concrete, bricks, plaster, lumber, shingles, roofing, plumbing, heating and electrical parts, demolition asphalt, scrap metal, drums, appliances and white goods, tanks, vehicle parts, tires, and similar items.
- c. Special Wastes - Non-hazardous waste materials from industrial processes, ash, street sweepings, equipment, waste and residue from industrial facilities, fish and meat processing waste, and materials that require prior notice and arrangements for special handling at the landfills.
- d. Junk Vehicles - Motorized and non-motorized transportation items such as cars, trucks, vans, trailers, rail cars, boats, motor homes, rolling stock (dozers, forklifts) and similar items.
- e. Conditionally Exempt Small Quantity Generators - Businesses who generate no more than 100 kilograms (220 pounds) of hazardous waste in a calendar month.
- f. Asbestos - Asbestos containing material as called out in 40 CFR, Part 61.

If a material is not explicitly described above, the borough shall categorize the waste and determine the appropriate fee.

Establishment of fees by this resolution does not negate or in any way waive other requirements established by the borough for proper handling and preparation of items for disposal.

SECTION 2. All solid waste fees shall be the obligation of the party disposing of the material. All fees must be paid at the time of disposal unless prior arrangements have been made with the borough or the borough has established an alternative method of collecting the fees. Any disposal fee not paid at the time of disposal must be paid in accordance with instructions from the borough. Any collection and billing plan established by the borough must provide for payment within 30 days of disposal of the materials. If payment is not submitted in the time stipulated, further use of the borough solid waste services and facilities shall be denied until the amounts due together with any expenses of collecting them are paid in full.

Section 3.

That fees as set out below are established for the disposal of wastes as delineated in Section 1 of this resolution. Fees shall be charged for commercially generated or commercially hauled waste when delivered in vehicles with carrying capacity of five (5) cubic yards or more. Capacity shall be determined by adding the cumulative volume of vehicle capacity of the transport vehicle, any trailers, hoppers and containers. Special wastes, asbestos, fish waste and other wastes requiring special handling or arrangements are not subject to the five cubic yard minimum and shall be charged for any volume. Waste requiring special handling and/or processing may be subject to additional fees.

a. Sites With Weigh Scales

Disposal fees shall be \$20/ton.

Charges will be based on actual weights acquired on landfill scales. In the event that weigh scales are inoperable, disposal rates as called out in Section 3.b. shall be used.

b. Sites Without Weigh Scales

Disposal fees for 5-10 cubic yard capacity vehicles shall be \$40.00/vehicle.

Disposal fees for 10-20 cubic yard capacity vehicles shall be \$75.00/vehicle.

Disposal fees for more than 20 cubic yard capacity vehicles shall be \$125.00/vehicle.

A fee of \$5.00/cubic yard may be charged for disposal that does not fall within the disposal fee categories as called out above (5 cubic yards or more). Measurement shall be the cubic yardage of the outermost dimensions.

c. Junk Automobiles/Vehicle Disposal

Commercial users shall be charged a fee of \$10/vehicle for junk automobiles, pickups and light trucks at all sites.

A fee of \$5.00/cubic yard at sites with no weigh scales, and \$20/ton at sites with weigh scales, shall be charged for the disposal of items that do not fall within other disposal fee categories. Cubic yardage shall be by measuring the outermost dimensions.

The Mayor may limit acceptance of any items in this group at any site based on capacity or ability to handle the waste at that site.

d. Asbestos Disposal

Bagged or containerized asbestos, and asbestos containing material, shall be charged 10 cents per pound. Asbestos is accepted only at the Central Peninsula Baling Facility, by appointment, and completion of contract and tracking documents as required by State and Federal Regulations.

e. Conditionally Exempt Small Quantity Generator Hazardous Waste

Commercial users of the borough's hazardous waste program shall be charged for specific materials as follows:

Waste Type Units Price

Paints, solvents, fuels, oils, etc. Per Gallon \$4.00
Solids or sludge's Per Gallon \$6.00
Acids/bases, pesticides, etc. Per Gallon \$15.00
Solid Pesticides Per Pound \$3.00
Reactives and oxidizers Per Pound \$30.00

The unit cost applies to the container size regardless of its contents. Material which does not fit into any of these categories will be evaluated on a case by case basis.

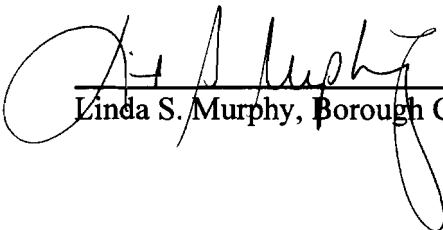
SECTION 4. This resolution takes effect immediately upon its adoption with the actual implementation dates to be determined by the Solid Waste Division.

ADOPTED BY THE KENAI PENINSULA BOROUGH ASSEMBLY THIS 13TH DAY OF OCTOBER, 1998.



Jack Brown, Assembly President

ATTEST:



Linda S. Murphy, Borough Clerk

