

SNOHOMISH HEALTH DISTRICT
RESOLUTION OF THE BOARD OF HEALTH

16-74

RESOLUTION NUMBER: 16-74

RESOLUTION SUBJECT: A RESOLUTION ADOPTING SNOHOMISH HEALTH DISTRICT
REGULATIONS GOVERNING SOLID WASTE HANDLING

WHEREAS the 1969 Legislature of the State of Washington adopted the
SOLID WASTE MANAGEMENT ACT (RCW 70.95), and

WHEREAS the SOLID WASTE MANAGEMENT ACT directs each jurisdictional
board of health to adopt regulations or ordinances governing solid
waste handling implementing the comprehensive solid waste management
plan covering storage, collection, transportation, treatment,
utilization, processing and final disposal including the issuance of
permits; such regulations or ordinances to assure that solid waste
storage and disposal facilities are located, maintained, and operated
in a manner so as properly to protect the public health, prevent air
and water pollution, and avoid the creation of nuisances, and

WHEREAS Snohomish Health District has developed such regulations in
accordance with the SOLID WASTE MANAGEMENT ACT and the Minimum
Functional Standards for solid waste handling developed by the State
Department of Ecology, and

WHEREAS all appropriate administrative procedures including the
distribution of an Environmental Impact Statement have been followed,

NOW THEREFORE the BOARD OF HEALTH of Snohomish Health District does
adopt the attached document titled: "Snohomish Health District
Regulations Governing Solid Waste Handling", such regulations to be
effective immediately.

Adopted this 8th day of October 1974.



Charles Hill, Chairman
Board of Health

ATTEST:



Claris Hyatt, M.D.
Health Officer

Replace with final copy

Draft No. 5

July 26, 1974

SNOHOMISH HEALTH DISTRICT REGULATIONS
GOVERNING SOLID WASTE HANDLING

D-R-A-F-T

I N D E X

ARTICLE I	INTENT	1
ARTICLE II	DEFINITIONS	1
ARTICLE III	ADMINISTRATION	5
3.01	Enforcement	5
3.02	Permits	5
A.	Application	6
B.	Liability Insurance	8
C.	Bond Requirement	8
D.	Annual Permit Fee	9
E.	Inspections	9
F.	Right of Entry	9
G.	Suspension or Revocation	9
H.	Administrative Appeal	9
I.	Exemptions	10
ARTICLE IV	SCOPE OF LEGISLATION	11
4.01	Storage of Solid Waste	11
4.02	Collection and Transportation	12
4.03	Solid Waste Drop Box Site	12
4.04	Woodwaste Landfills	14
4.05	Solid Waste Disposal Site	17
T.	Types of Solid Waste Disposal Sites	19
1.	Transfer Stations	19
2.	Sanitary Landfill	19
3.	Incinerators	22
4.	Compost Plant	23
5.	Reclamation Site	23
6.	Nonconforming Sites & Facilities	24
7.	Other methods of solid waste handling, processing and disposal	24
4.06	Variance Procedure	24
ARTICLE V	UNLAWFUL DUMPING AND PENALTIES	24
5.01	Unlawful Dumping	24
5.02	Name appearing on waste material-presumption	24
5.03	Penalties	24
ARTICLE VI	SEVERABILITY	25
ARTICLE VII	EFFECTIVE DATE	25
ARTICLE VIII	REPEAL	25

SNOHOMISH HEALTH DISTRICT REGULATIONS
GOVERNING SOLID WASTE HANDLING

A regulation relating to the public health, safety and welfare of the citizens of Snohomish County, and providing rules and regulations for the storage, collection, transportation, treatment, processing and final disposal of solid waste by any person within the jurisdiction of the Snohomish Health District, and further to provide assurance that solid waste storage and disposal facilities are located, maintained and operated in a manner so as to properly protect the public health and the county's environment and to avoid the creation of nuisances in accordance with the intent and under the authority of Chapter 70.95 RCW, 70.05 and WAC 173.301.

ARTICLE I INTENT: The intent of this regulation is to set standards for the proper handling of all solid waste originating from residences, commercial, agricultural and industrial operation and all other sources, so as to prevent the spread of any dangerous contagious or infectious disease, to prevent land, air and water pollution, to prevent the creation of health hazards, to prevent damage to the environment, to prevent nuisances, and to conserve the natural and economic resources of this county. To this end it is the intent of this regulation to:

- (1) Establish a permit system regulating the establishment and operation of solid waste disposal sites.
- (2) Upgrade or close existing non-conforming sites.
- (3) Regulate the establishment and operation of woodwaste landfills.
- (4) Vigorously combat unlawful dumping.

ARTICLE II DEFINITIONS: For the purpose of these regulations, the following definitions shall apply:

- 2.01 "Agricultural Solid Wastes" are wastes resulting from the production of farm or agricultural products including manures wherever produced.
- 2.02 "Ashes" are the residue from the burning of wood, coal, coke, or other combustible materials.
- 2.03 "Board of Health" means the Board of Health of the Snohomish Health District.
- 2.04 "Bulky Waste" is any large item of solid waste such as appliances, furniture, trees, stumps, and other oversized wastes.
- 2.05 "Cell" a unit of compacted solid waste which is covered on all surfaces by compacted earth.
- 2.06 "Collecting Agency" is any agency, business or service operated by a person or a private, or municipal corporation for the collection of solid waste or transportation of solid waste.
- 2.07 "Composting" is the controlled microbial degradation of organic waste yielding a nuisance-free product.
- 2.08 "Conforming Permit" is a permit for a solid waste disposal site that conforms to all applicable sections of this regulation.

- 2.09 "Container, Storage, Individual, Reusable," is a durable, corrosion-resistant, rodent resistant, easily cleanable container with a tight fitting lid and equipped with suitable handles with a capacity of 35 gallons or less and an empty weight not exceeding twelve (12) pounds.
- 2.10 "Container, Storage, Individual, Disposable," is a wet strength kraft paper or a polyethylene discardable container that is rigid, free standing, affixed to a wall, or mounted on or in special racks or boxes with a capacity of twenty (20) to thirty-five (35) gallons.
- 2.11 "Container Detachable" is a partially mechanized self-service storage container for individual or bulk use, utilizing special equipment for emptying or transporting to the disposal site.
- 2.12 "Disinfection" To free from infection especially by destroying harmful micro-organisms.
- 2.13 "Disposal Site" is the location where any final treatment, utilization, processing, or deposition of solid waste occurs. This includes, but is not limited to sanitary landfills, incinerators, composting operations, open dumps, grinding operations, transfer stations, salvage and reclamation sites, and hog feeding operations.
- 2.14 "Garbage" is all putrescible material including animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food, swill and carcasses of dead animals, except sewage, sewage sludge and human body wastes.
- 2.15 "Hazardous Wastes" include, but are not limited to, explosives, medical wastes, radioactive wastes, pesticides, and chemicals which are potentially harmful to the public health or the environment.
- 2.16 "Health Officer" means the Health Officer or his representative, of the Snohomish Health District.
- 2.17 "Impervious Soil" shall mean soil which has a percolation rate of 60 minutes per inch or greater when measured in place on the sanitary landfill site.
- 2.18 "Incineration" is the controlled combustion of solid waste, that yields satisfactory, non-putrescible residues and air effluents acceptable to the Snohomish Health District.
- 2.19 "Incinerator" is a furnace and associated building designed to burn solid wastes under controlled conditions, of more than fifty (50) pounds per hour capacity.
- 2.20 "Industrial Wastes" are waste by-products of manufacturing and/or processing operations.
- 2.21 "Inert Material" is inactive or neutral solid waste.
- 2.22 "Leachate" is water that has passed through a solid waste landfill or an accumulation of solid waste, containing dissolved and/or suspended solids and/or microbial contaminants.
- 2.23 "Lift" a horizontal layer of cells covering a designated area of a sanitary landfill.

- 2.24 "Light Material" is paper, plastic, cardboard and other wastes which may be wind transported.
- 2.25 "Litter" Means all solid waste including but not limited to disposable packages or containers thrown or deposited upon any public or private property within the jurisdiction of the Snohomish Health District whether from a vehicle or otherwise except:
1. When such property is designated for the disposal of solid waste.
 2. Or when such solid waste is deposited into a litter receptacle in such a manner that the litter will be prevented from being carried away or deposited by the elements upon any part of said private or public property.
- 2.26 "Litter Receptacle" is a specialized storage container for non-putrescible litter approved under the Model Litter Control Act. (RCW 70.93)
- 2.27 "Local Fire Control Agency" is a public or private corporation providing fire protection such as a local department or district, the Department of Natural Resources and the U.S. Forest Service.
- 2.28 "Nuisance" consists of unlawfully doing an act, or omitting to perform a duty which act or omission either annoys, injures, or endangers the comfort, repose, health or safety of others, offends decency, or unlawfully interferes with, obstructs, or tends to obstruct any lake or navigable, bay, stream, canal, or basin, or any public park, square, street or highway; or in any way renders other persons insecure in life or in the use of property.
- 2.29 "Non-conforming Permit" is a permit for a non-conforming site.
- 2.30 "Non-conforming Site" is a solid waste disposal site existing at the time these regulations are adopted which does not meet the minimum acceptable requirements of these regulations, but which will conform on a compliance schedule acceptable to the Health Officer.
- 2.31 "Notice of Construction" shall mean the Notice of Construction and Application for Approval made to the Puget Sound Air Pollution Control Agency, on it's forms, and in accordance with Article 6 of Regulation I of said Agency or as amended.
- 2.32 "Open Burning" is the burning of solid wastes in any open area, or pile, or in a barrel or furnace with inadequate controls which yields a residue and/or an air effluent which is unsatisfactory to the Snohomish Health District.
- 2.33 "Permit" shall mean a solid waste disposal site permit as issued by the Snohomish Health District.
- 2.34 "Person" is an individual, firm, association, co-partnership, political subdivision, government agency, municipality, industry, public or private corporation, or any entity whatsoever.

- 2.35 "Premises" is a tract or parcel of land with or without habitable buildings.
- 2.36 "Problem Wastes" are bulky wastes, abandoned vehicles, waste oil, scrap tires, construction and demolition wastes, industrial wastes, manure, fly ash, and such other solid waste that may take special handling.
- 2.37 "Processing" is the operation of solid waste handling that converts it into a useful product or prepares waste materials for intermediate or final disposal.
- 2.38 "Reclamation" is a disposal process in which there is hand and/or mechanical segregation of solid waste for sale and reuse.
- 2.39 "Reclamation Site" is a location used for the processing or storage of reclaimed material.
- 2.40 "Recycling" is a process of reclamation.
- 2.41 "Salvage" shall mean the same as reclamation.
- 2.42 "Salvage Site" shall mean the same as reclamation site.
- 2.43 "Sanitary Landfill" is a method of disposing of solid waste on land without creating nuisances or hazards to public health or safety, by utilizing the principles of engineering to confine the solid waste to the smallest practical area, to reduce it to the smallest practical volume, and to cover it with a layer of earth at the conclusion of each day's operation or at such more frequent intervals as may be necessary. In addition sanitary landfill shall mean an operation that utilizes these principles.
- 2.44 "Scavenging" is the uncontrolled removal of material at a disposal site or solid waste drop box.
- 2.45 "Sewage Sludge" shall mean the material pumped out of septic tanks, grease traps, cesspools, seepage pits, or other receptacles built and maintained to receive and collect sewage from buildings not connected to a sewer and in addition shall include sewage treatment residues from sewage treatment plants.
- 2.46 "Solid Waste" is all putrescible and non-putrescible solid and semi-solid waste including garbage, sewage sludge, rubbish, ashes, industrial wastes, swill, demolition and construction wastes, abandoned vehicles and parts thereof, and discarded commodities.
- 2.47 "Solid Waste Disposal Site" shall mean the same as disposal site.
- 2.48 "Solid Waste Drop Box" is a container used for the temporary consolidation of the solid wastes from the general public and commonly used by a rural or small town population.
- 2.49 "Solid Waste Drop Box Site" is the site used for the placement of a solid waste drop box including the entrance and exit roads, unloading and turn-around area. This shall not apply to private drop box sites.

- 2.50 "Solid Waste Handling" means the storage, collection, transportation, treatment, utilization, processing, and final disposal of solid waste.
- 2.51 "Special Permit" is a permit for a method of solid waste handling not otherwise provided for in these regulations.
- 2.52 "Tipping Floor" is the unloading area for delivering solid waste to an incinerator, transfer station, reclamation site, compost site, or a special permit site if applicable.
- 2.53 "Transfer Station" is a fixed, supplemental, collection/transportation/disposal facility, used by persons and route collection vehicles to deposit solid wastes into a larger transfer vehicle for transport to the disposal site. This does not include a detachable container or solid waste drop box.
- 2.54 "Vector" is a living animal, insect or arthropod which transmits an infectious disease from one animal or person to another.
- 2.55 "Woodwaste" a by-product resulting from the handling and processing of wood, including, but not limited to, hog fuel, sawdust, shavings, chips, bark, small pieces of wood, stumps, limbs, or any other material composed largely of wood which has no significant commercial value at the time in question, but shall not include slash developed from logging operations unless disposed of on a different site.
- 2.56 "Woodwaste Landfill" is a method and operation of disposing of woodwaste on land without creating nuisances or hazards to public health or safety, by utilizing principles of engineering. This includes, but is not necessarily limited to, all landfills using woodwaste as at least 50% of the fill material (the other 50% shall be inert waste) covering an area of one (1) acre or more filled to a depth of 1½ feet or more; or all those landfills filled to a depth of thirty (30) feet or more regardless of the area covered; and shall include landfills whose individual size or area would not qualify, but whose total size or area would qualify if such landfills are located on the same contiguous property. However, any woodwaste landfill regardless of size, that creates a nuisance, health hazard, or violates the receiving water standards of the Department of Ecology shall comply with all items of Section, 4.04.
- 2.57 "Woodwaste Landfill Permit" is a permit to operate a woodwaste landfill site.

ARTICLE III ADMINISTRATION:

- 3.01 **Enforcement:** It shall be the duty of the Health Officer to enforce the provisions of these regulations equally on all persons.
- 3.02 **Permits for Solid Waste Disposal Site:** A solid waste disposal site shall not be established or substantially altered until the site location, facilities, and proposed method of operation have been approved by permit from the Snohomish Health District. After approval of the Snohomish County Comprehensive Solid Waste Management Plan as per RCW 70.95 by the Department of Ecology, no solid waste disposal site shall be operated or maintained until the county, city, or other

person operating such site has obtained a permit from the Snohomish Health District. There shall be the following kinds of permits:

- (1) "Conforming Permit" which shall be issued for disposal sites which meet all of the requirements of these regulations;
- (2) "Non-Conforming Permit" which shall be issued for disposal sites which do not meet all of the requirements of these regulations, but which will be upgraded to meet these requirements based on a compliance schedule acceptable to the Health Officer or which will be closed on a schedule acceptable to the Health Officer;
- (3) "Woodwaste Permit" which shall be issued for woodwaste landfill sites;
- (4) and "Special Permit" which shall be issued for disposal sites not otherwise provided for in these regulations. The Health Officer shall determine on a case by case basis which of these requirements shall apply to such disposal sites.

It shall be unlawful to establish or operate a solid waste disposal site within the following areas:

1. Within 200 feet of any watercourse,
2. Within 200 feet of any navigable river or stream,
3. Within the 50 year flood plain of any watercourse,
4. Within an area from which solid waste or leachate therefrom may have, in the judgement of the Health Officer, a detrimental effect on surface water, or ground water,

unless the applicant can prove to the satisfaction of the Health Officer that the operations of a specific disposal site will not: pollute a water table, or a body of water, create a nuisance, not create a safety hazard or not otherwise harm the environment. The Snohomish Health District, and the Department of Ecology, and other agencies having jurisdiction must concur with the applicant's proof.

A. APPLICATIONS:

1. Applications for a disposal site permit shall be made on forms prescribed by the Department of Ecology. Four (4) copies of the "Complete Application" shall be prepared and submitted to the Snohomish Health District. The "Complete Application" shall apply only to Conforming Permits, Special Permits, and to Woodwaste Landfill Permits. Application for a non-conforming permit shall be made on forms provided by the Snohomish Health District and shall include a compliance schedule which shall indicate the specific date upon which the disposal site will comply with this regulation or the specific date upon which it will be closed.
2. The application shall be prepared in the following manner:
 - a. A feasibility report generally consisting of the name of the applicant, location of the proposed site, the approval of all concerned governmental agencies, an itemization of the type, volume, and projected volume of wastes to be disposed of, a summary of the disposal site design and

operation, and supporting data such as maps, charts, and studies. Any proposed method using a landfill shall also include a description of the soil and geological characteristics of the proposed site.

- b. A design and operation report generally including a detailed description of the disposal site design and operation, supporting data such as maps, charts, and studies, and other pertinent information.
 - c. An Environmental Assessment as per the State Environmental Policy Act RCW 43.21C.
 - d. Any additional information such as test wells, plans for wet weather operations, or other items required by the Health Officer and/or the Department of Ecology application form for solid waste disposal sites.
 - e. An incinerator application shall be accompanied by a "Notice of Construction," and evidence indicating an "Application for Approval" has been filed with the Puget Sound Air Pollution Control Agency.
 - f. Application submitted by non-governmental entities shall be accompanied by: 1) a financial report showing all assets and liabilities of the applicant, 2) a title report issued by a title company doing business in the State of Washington, showing any liens against the property and showing that the applicant has complete control of the subject property, and 3) a credit report on the applicant.
3. Items a,b,c,d (e & f if applicable) of the preceding section shall hereby constitute a "Complete Application." The "Complete Application" shall be accompanied by the established permit fee.
 4. When applicable, plans for a solid waste disposal site shall include provisions for sampling, testing, interception and treatment and disposal of leachate.
 5. The applicant may request in writing a waiver of certain items in the application.
 6. Upon receipt of the "Complete Application" for a disposal site permit, the Snohomish Health District shall do the following:
 - a. Review the "Complete Application" to determine if it is complete. If not complete, the applicant will be notified in writing, detailing deficiencies. If additional information is adjudged necessary by the Snohomish Health District, such additional information shall be requested in writing and a new deadline not to exceed an additional ninety (90) days shall be set by the Health Officer. If the additional information requested by the Snohomish Health District is not supplied before the new deadline expires, the application shall be rejected.

- b. Shall approve or disapprove every "Complete Application" within ninety (90) days after its receipt.
 - c. The Snohomish Health District shall send two (2) copies of the "Complete Application" to the Department of Ecology for review and comment.
 - d. When the Snohomish Health District finds that the permit should be issued, it shall issue such permit.
 - e. When the proposed disposal site and operation does not fully meet these regulations or is not specifically covered by these regulations, a special permit or a non-conforming permit may be issued. The Health Officer shall determine which items of this regulation shall apply to the proposed disposal site on a case by case basis and these items shall be in keeping with the intent of this regulation so as to properly protect the public health and the county's environment and to avoid the creation of nuisances. The conditions of the Non-conforming Permit shall be itemized by the Health Officer and shall include a compliance schedule or closure schedule as appropriate.
 - f. If it is adjudged by the Health Officer that the applicant does not fully meet these regulations and is not capable of fully meeting these regulations, then the permit shall be denied.
 - g. If the permit is denied, the reasons for denial shall be in writing to the applicant with a copy to each of the "interested agencies."
- B. **LIABILITY INSURANCE:** After the "Complete Application" is approved and before the permit is issued, the owner or operator, if other than a governmental agency, of the site shall furnish the Snohomish Health District with evidence of liability insurance in an amount no less than \$100,000.
- C. **BOND REQUIREMENT:** The following shall apply to non-governmental applicants only. As a further condition of granting to the applicant a "Solid Waste Disposal Site Permit", the applicant shall furnish to the SNOHOMISH HEALTH DISTRICT a satisfactory surety bond or equivalent thereof as determined by the Health Officer. Said bond shall be issued by a Surety Company doing business in the State of Washington. Said bond shall be conditioned such that the applicant will complete the improvement of the solid waste disposal site as designated on the permit and in accordance with the plans, drawings and specifications submitted by applicant and approved by the SNOHOMISH HEALTH DISTRICT. The amount of said bond shall be in such sum as determined by the Health Officer of the SNOHOMISH HEALTH DISTRICT, to be appropriate and reasonable, taking into consideration all factors which are material to the completion of the projected disposal site in accordance with its design and specifications as approved by the District. Said bond shall be filed with the SNOHOMISH HEALTH DISTRICT and shall be in full force and effort during the entire period of the waste disposal project and for such additional period of years, after the completion of the project as may be required by the Rules and

Regulations Governing Solid Waste Handling as adopted by the
SNOHOMISH HEALTH DISTRICT.

- D. **ANNUAL PERMIT FEE:** The permit shall be renewed on or before June 30th of each year and the permit shall expire on June 30th of the following year. Application for renewal of a permit shall be made on forms provided by the Snohomish Health District and shall be accompanied by the appropriate permit fee. The annual permit fee for disposal sites shall be as follows:

Sanitary Landfill	\$100
Incinerators less than 1000 LBS/HR	\$15
Greater than 1000 LBS/HR	\$50
(Volumes are to based on design capacity)	
Transfer Station	\$25
Compost Plant	\$30
Reclamation Site - Non Profit	No fee
Commerical	\$20
All non-conforming permits	\$15
All special permits	\$25
Woodwaste Landfill	\$25

- E. **INSPECTIONS:** Prior to renewing any permit, the Health Officer shall conduct such inspections as he deems necessary to assure that the solid waste disposal site and facilities located on the site meet these regulations. A written report shall be given to the operator with the recommendations for corrective action for any deficiencies noted.
- F. **RIGHT OF ENTRY:** Any duly authorized officer, employee, or representative of Snohomish Health District or other official having jurisdiction may enter and inspect any property, premise or place at any reasonable time for the purpose of determining compliance with this regulation and relevant laws and regulations.
- G. **SUSPENSION OR REVOCATION:** Any permit for a solid waste disposal site issued as provided herein shall be subject to suspension or revocation at any time the Health Officer determines that the disposal site or solid waste disposal facilities located on the site are being operated in violation of this regulation, or the regulations of the Department of Ecology or local laws and regulations.
- H. **ADMINISTRATIVE APPEAL:** Whenever a permit for a solid waste disposal site is denied, suspended or revoked, the Health Officer shall, upon receipt of written request submitted by the permit applicant or the permit holder, arrange a hearing before the Board of Health on such denial, suspension, or revocation within thirty (30) days after the request therefore is made. The applicant has thirty (30) days from the day of denial, suspension, or revocation to request such hearing. Notice of the hearing shall be given to all interested parties including the county or city having jurisdiction over the site and the Department of Ecology. Pending the hearing before the Board of Health, the denial, suspension, or revocation shall be effective unless specifically waived by the Health Officer. Within thirty (30) days after the hearing, the Health Officer shall notify the permit applicant or permit holder in writing of the

Board of Health's determination and the reasons therefor. Any party aggrieved by such determination may appeal to the Department of Ecology by filing with the Director of the Department of Ecology a notice of appeal within thirty (30) days after the receipt of notice of the determination of the Board of Health. Pending the hearing before the Department of Ecology, the denial, suspension or revocation shall be effective unless specifically waived by the Health Officer. The Department of Ecology shall hold a hearing in accordance with the provisions of the Administrative Procedure Act, Chapter 34.04 RCW, as now or hereafter amended.

- I. **SOLID WASTE OPERATIONS EXEMPT FROM PERMITS:** Any solid waste operation herein exempt from obtaining a permit must be established, maintained, managed, and/or operated in compliance with all the other requirements contained herein as well as any other local, State or Federal health rules, regulations or codes pertaining to such operations.

The following solid waste disposal operations or facilities are hereby exempted from obtaining a permit to be established, maintained, managed or operated:

- a. Dumping or depositing solid waste generated by a single family or household produced incidental to routine household activities onto or under the surface of the ground owned or leased by that family or household.
- b. Wrecking automobiles and parts thereof including storage and handling facilities, minor reclamation of scrap metal, glass, discarded clothing, paper, and their associated facilities which leads to resale or reuse of said material.
- c. Depositing soil, rock, tree stumps, gravel, broken concrete, broken asphalt, and similar inert wastes onto the surface of the ground whereby such depositing is to be temporary in nature, graded, and otherwise worked to fill an existing depression or low area of ground.
- d. Depositing agricultural solid waste onto or under the surface of the ground when said waste is being utilized primarily for fertilizer or a soil conditioner, or is being deposited on ground owned or leased by the person responsible for the production of said waste; as long as depositing such waste does not create a nuisance.
- e. Depositing sewage and/or sewage sludge onto or under the surface of the ground at a disposal site which has otherwise been issued a permit by a local, State or Federal agency to be operated, maintained or managed for that purpose.
- f. Depositing hazardous waste onto or under the surface of the ground at a disposal site which has otherwise been issued a permit by a local State or Federal agency to be operated, maintained, or managed for this purpose.

ARTICLE IV SCOPE OF LEGISLATION:

4.01 Storage of Solid Waste: The owner and/or occupant of any premises, business establishment or industry shall be responsible for the safe and sanitary storage and removal of all solid waste accumulated at the premises until it is removed. In addition, all solid waste shall be stored in a nuisance-free manner, so as not to be esthetically displeasing, hazardous to public health, or create an adverse impact on the environment.

A. GARBAGE:

1. Garbage shall be stored in either:
 - a. Individual or detachable containers as approved by the Snohomish Health District which are durable, corrosion-resistant, non-absorbent, water-tight, rodent-resistant, and easily cleanable containers with a close fitting cover and which are suitable for handling, with no sharp edges or hazardous conditions.
 - b. Containers of a size and weight acceptable to the collecting agency subject to agreement with the Snohomish Health District, the municipality, and the customer.
2. Where garbage and similar putrescible wastes are stored in combination with non-putrescible wastes, containers for the storage of the mixture shall meet garbage storage standards.
3. Garbage shall be removed from the premises at least once a week.
4. Any litter container required and approved pursuant to the Model Litter Control Act, RCW 70.93, shall be exempt from the provisions of Section 4.01 (A).

B. **LIGHT MATERIAL:** Light material shall be contained to prevent blowing.

C. **HAZARDOUS WASTES:** Hazardous waste shall be properly labeled and stored inaccessible to the public. Waste from medical and dental clinics, laboratories, hospitals, nursing homes, and the like containing pathogenic, or highly infectious wastes, hypodermic needles, and body parts, shall be stored in disposable opaque plastic or special paper containers or liners with special identification; and shall be stored inaccessible to the public.

D. **AGRICULTURAL WASTES:** Agricultural wastes shall be stored so as to minimize nuisances, fly, rodent, and odor problems, and water pollution.

E. **PROBLEM WASTES:** Problem wastes or other wastes unsuitable for storage containers shall be stored in a nuisance-free manner.

F. **STORAGE AREAS AND CONTAINERS:** The storage area and storage containers shall be maintained by the owner or occupant of any premise in a clean and nuisance-free condition. Provisions shall be made for sanitary disposal of leakage and drainage water from stationary compactors and storage areas.

- 4.02 Collection and Transportation: The owner and/or occupant of any premise, business establishment, or industry shall be responsible for the satisfactory and legal arrangement for the handling of all solid waste accumulated by him on his property at that premise.
- A. PREVENTION OF NUISANCES: The person collecting or transporting solid waste shall be responsible for prevention of littering, or the creation of other nuisances during loading operations at the loading point, and during transport; and for proper unloading of the solid waste at an authorized solid waste disposal site or solid waste drop box.
 - B. VEHICLE CONSTRUCTION: Vehicles or containers used for the collection and the transportation of garbage and light material shall be tightly covered and durable and of easily cleanable construction. These shall be cleaned frequently to prevent nuisances and insect breeding and shall be maintained in good repair. The Health Officer may require that any vehicle that has transported infectious waste be disinfected prior to reuse.
 - C. VEHICLE SPILLAGE: Vehicles or containers used for the collection and transportation of any solid waste shall be loaded and moved in such a manner that the contents will not fall, leak or spill therefrom. Where spillage does occur, the waste shall be picked up immediately by the collector or transporter and returned to the vehicle or container and the area otherwise properly cleaned.
- 4.03 Solid Waste Drop Box Site: A solid waste drop box site shall not be established nor substantially altered until the site location, facilities and proposed method of operation have been approved in writing by the Health Officer.
- A. APPLICATION AND PLANS: Application for approval of a solid waste drop box site shall be made to the Snohomish Health District accompanied by plans and specifications as required by the Health Officer.
 - B. PREVENTION OF NUISANCE: The solid waste drop box site shall be located, designed, constructed, operated and maintained so as to prevent the creation of a nuisance and shall comply with all state and local requirements including but not limited to, if applicable zoning, land use, building codes, fire protection, water pollution prevention, air pollution prevention and esthetics.
 - C. ARCHITECTURE AND LANDSCAPING: A solid waste drop box site shall be designed and constructed so as to:
 - 1. Be esthetically compatible with its environs.
 - 2. Be surrounded by a fence or rapidly growing trees or shrubbery or by natural features.
 - 3. Not be attractive to rodents nor provide a harborage.
 - 4. Have an adequate buffer zone around the operating area to minimize noise and dust nuisances.

- D. **POLLUTION CONTROL AND CLEANLINESS:** To insure a minimum level of protection against pollution of surface and ground water and air from degradation.
1. Surface run-off water from around the solid waste drop box site and from roof drains shall be intercepted and diverted around or under the site.
 2. Surface run-off from the solid waste drop box site itself shall not violate receiving water standards.
 3. Air pollution controls and dust controls, shall be provided as needed. Applicable provisions of Regulation I of the Puget Sound Air Pollution Control Agency shall be observed.
 4. Open burning is prohibited.
 5. Odor shall be controlled in compliance with Section 9.12 (A) of Regulation I of the Puget Sound Air Pollution Control Agency.
 6. Noise control shall be provided as needed.
 7. The solid waste drop box site shall be maintained in a reasonably clean and sanitary condition.
 8. The solid waste drop box shall be designed and constructed so as to be leakproof.
 9. The owner or operator of the site shall be responsible for off-site litter control, on public property only, within 1/2 mile of the site.
- E. **ROADS:** The approach, turn-around, dumping area and exit roads to and from the nearest public highway to the solid waste drop box site shall be of hard surface all weather construction and maintained in good condition. Traffic separation and control at the site entrance, both on the site and on the public access road shall be provided when traffic warrants, as determined by the local traffic engineer.
- F. **IDENTIFICATION:** A sign, readable from a distance of thirty (30) feet, that identifies the solid waste drop box and shows at least the name of the site, hours during which the site is open for public use, what constitutes materials not to be accepted, emergency telephone number, and other pertinent information shall be posted at the site entrance.
- G. **FIRE PROTECTION:** Arrangements shall be made with the local fire protection agency to immediately acquire their services when needed.
- H. **SAFETY:** An adequate safety program shall be provided as outlined by the Department of Labor and Industries in WAC 296.25 (Safety Standards General).
- I. **VECTOR CONTROL:** Effective means approved by the Health Officer shall be taken to control vectors, rodents and other vermin.

J. RECORDS:

Records, on appropriate forms, of weights (or volumes) of wastes received for disposal and major deviations from the plan of operation shall be maintained and shall be available upon request for inspection.

K. SCAVENGING: There shall be no scavenging at a solid waste drop box site.

L. SALVAGING: Salvaging may be permitted only with the written permission of the Health Officer.

M. BIRD CONTROL: Bird control shall be provided as needed.

N. OPERATION: The solid waste drop box site shall be operated in the following manner.

1. A collecting agency or any other operation that collects or produces volumes in excess of five (5) cubic yards per day shall use the solid waste drop box only with the written permission of the Health Officer.
2. At no time will car bodies, logs, stumps, hazardous wastes, septic tank pumpings, dead animals, or other wastes that may require special handling be placed into a solid waste drop box without the written permission of the Health Officer.
3. The solid waste drop box should be serviced as often as necessary to insure adequate dumping capacity is available at all times, but in no case shall it be emptied less than once per week.
4. Special provisions shall be made by the owner or operator of the solid waste drop box site for events that may produce "larger than usual" quantities of solid waste.

4.04 Woodwaste Landfills:

A. PERMIT: A woodwaste landfill site shall not be established nor substantially altered until the site location, facility and proposed method of operation have been approved by permit from the Snohomish Health District. Ninety (90) days after this regulation is adopted by the Snohomish Health District's Board of Health no woodwaste landfill site shall be operated or maintained until the county, city, or other person operating such site has applied for a woodwaste landfill site permit from the Snohomish Health District. In addition before operations commence, the site must satisfactorily pass a pre-operation inspection to insure it was constructed in accordance with these regulations.

B. OPERATION:

1. The woodwaste landfill site shall comply with the intent of the Snohomish County Comprehensive Solid Waste Management Plan and these regulations as required by Chapter 70.95 RCW.

2. The woodwaste landfill site shall be located, designed, constructed, operated, and maintained so as to prevent a creation of a nuisance and shall comply with all state and local requirements, including but not limited to, if applicable, zoning, land use, building codes, fire protection, water pollution prevention, air pollution prevention and esthetics.
 3. Woodwaste shall be the only type of waste landfilled at a woodwaste landfill site unless written permission is first obtained from the Health Officer to dispose of other types of waste.
- C. WOODWASTE LANDFILL SITE DESIGN, ARCHITECTURE AND LANDSCAPING:
A woodwaste landfill site shall be designed by a qualified person and operated so as to:
1. Be esthetically compatible with its environs and minimize the environmental impact.
 2. Have an adequate buffer zone around the operating area.
 3. Provide for suitable measuring of incoming waste.
 4. Comply with local zoning and building codes.
- D. POLLUTION CONTROL: Adequate pollution control measures shall be provided as follows:
1. Surface run-off and leachate, if any, from the woodwaste landfill operation itself shall not violate the receiving water standards of the Department of Ecology.
 2. Surface run-off water from around the woodwaste landfill site and from roof drains shall be intercepted and diverted around or under the woodwaste landfill when deemed necessary by the Health Officer.
 3. Ground water pollution controls shall be provided when deemed necessary by the Health Officer.
 4. Air pollution controls and dust controls shall be provided as needed.
 5. Open burning is prohibited.
 6. Odor shall be controlled in compliance with Section 9.12 (A) of Regulation I of the Puget Sound Air Pollution Control Agency.
 7. Noise control shall be provided as needed.
 8. The woodwaste landfill site shall be maintained in a reasonably clean and sanitary condition.
 9. The distance separating the bottom of the woodwaste landfill and the maximum seasonal high ground water table shall be determined on a case by case basis by the Health Officer. Generally, a separation equivalent to 4 feet of impervious soil shall be the minimum separation between the bottom of the

fill and the highest ground water.

10. The owner or operator of the site shall be responsible for off-site litter control, on public property only, within 1/2 mile of the site.
- E. **ROADS:** The approach and exit roads to and from the nearest public highway to the woodwaste landfill shall be constructed so as to permit egress and ingress at all seasons of the year and shall be maintained in a good condition.
- F. **IDENTIFICATION:** A sign readable from a distance of thirty (30) feet that identifies the woodwaste landfill site and shows at least the permit number, name of the site, what constitutes materials not to be accepted, emergency telephone number, and other pertinent information shall be posted at the site entrance.
- G. **FIRE PROTECTION:** Arrangements shall be made with a local fire protection agency to immediately acquire their services when needed. Adequate on-site fire protection shall be provided as determined by the fire control jurisdiction.
- H. **SAFETY:** A defined safety program shall be provided as required by the Department of Labor and Industries in WAC 296-25 (Safety Standards-General).
- I. **RECORDS:** Records, on appropriate forms, shall be maintained of the volumes of woodwaste received for disposal, and major deviations from the plan of operation and shall be available for inspection.
- J. **FINAL SURFACE:** Where natural vegetation has not formed naturally, the finished surface of a filled area shall be seeded with native grasses or other suitable vegetation immediately upon completion of the woodwaste landfill or as soon as conditions permit. If the surface of the woodwaste landfill is such that it will not support a vegetative growth, soil in quantities sufficient to support such growth shall be placed on the fill and seeded as above.
- K. **EQUIPMENT:** Adequate operational as well as reserve operational equipment shall be available to maintain minimum operating requirements at all times.
- L. **COMPLETION INSPECTION:** At the completion of the woodwaste landfill, the Health Officer shall be notified at least five (5) days in advance in order that a site investigation may be conducted before operating equipment is removed from the property.
- M. **RECURRENT INSPECTION AND MAINTENANCE:** Following the completion or abandonment of a woodwaste landfill site and inspection by the Health Officer, necessary maintenance shall be conducted by the owner of the site until relieved of this responsibility by the Health Officer, but in no case shall this time period be less than one year. This obligation shall be a covenant running with the land and shall be burdening upon all successors or assigns of the original permit holder.

N. RECORDING WITH THE COUNTY AUDITOR: Maps and a statement of fact concerning the woodwaste landfill site shall be recorded as part of the deed with the County Auditor not later than three months after the completion of operation. Records and plans specifying materials, location and periods of operation shall be available for inspection.

4.05 Solid Waste Disposal Site: A solid waste disposal site shall not be established nor substantially altered until the site location, facilities, and proposed method of operation have been approved by permit from the Snohomish Health District. After approval of the Snohomish County Comprehensive Solid Waste Management Plan by the Department of Ecology, no solid waste disposal site or disposal site facilities shall be operated or maintained until the county, city or other person operating such site has obtained a permit from the Snohomish Health District. In addition before operations commence, the site must satisfactorily pass a pre-operation inspection to insure it was constructed in accordance with these regulations.

A. RESPONSIBILITY: The owner and/or occupant of any premises shall be responsible for the satisfactory and legal disposal of solid wastes generated by his activity.

B. SITE DEVELOPMENT AND OPERATION:

1. The disposal site shall comply with the intent of the Snohomish County Comprehensive Solid Waste Management Plan and these regulations, as required by Chapter 70.95 RCW.
2. The disposal site shall be located, designed, constructed, operated and maintained so as to prevent the creation of a nuisance, and shall comply with all state and local requirements, including, but not limited to, if applicable, zoning, land use, building codes, fire protection, water pollution prevention, air pollution prevention and esthetics.

C. DISPOSAL SITE DESIGN, ARCHITECTURE AND LANDSCAPING: A disposal site shall be designed by a qualified engineer except where stipulated otherwise by the Health Officer and constructed, and operated so as to:

1. Be esthetically compatible with its environs and minimize the environmental impact.
2. Be surrounded by a fence or by rapidly growing trees or shrubbery or by natural features so as to be screened from the view of immediately adjacent public highways.
3. Have buildings (when needed) of sturdy construction, made of easily cleanable material and designed to prevent rat harborages.
4. Have the unloading area protected to prevent blowing light material onto adjoining areas.
5. Have an adequate buffer zone around the operating area.

6. Provide for measuring or weighing incoming waste.
 7. Comply with local zoning and building codes.
- D. **POLLUTION CONTROL:** Adequate pollution control measures shall be provided as follows:
1. Surface run-off water from around the disposal site and from roof drains shall be intercepted and diverted around or under the disposal site.
 2. Surface run-off and treated or untreated leachate from the disposal operation itself shall not violate receiving water standards.
 3. Ground water pollution controls shall be provided as needed. The detailed plans for such controls shall be provided as needed.
 4. Air pollution controls and dust controls shall be provided as needed. Applicable provisions of Regulation I of the Puget Sound Air Pollution Control Agency shall also be observed.
 5. Open burning is prohibited.
 6. Odor shall be controlled in compliance with Section 9.12(A) of Regulation I of the Puget Sound Air Pollution Control Agency.
 7. Noise Control shall be provided as needed.
 8. The disposal site shall be maintained in a reasonably clean and sanitary condition.
- E. **ROADS:** The approach and exit to and from the nearest public highway to the disposal site shall be of hard surface all weather construction and maintained in good condition. Traffic separation and control at the site entrance both on the site and on the public access roads, shall be provided when traffic density warrants as determined by the local traffic engineer.
- F. **GATE:** A gate shall be provided at the entrance to the site and it shall be closed whenever the site is not open to the public.
- G. **ATTENDANT:** When the site is open to the public, it shall be manned.
- H. **EMPLOYEE FACILITIES:** Where an attendant is required, provisions shall be made for employee facilities including a heated shelter with lighting, toilets, handwashing facilities, and potable drinking water. At reclamation sites, such facilities shall also be provided for volunteer labor, whenever it is used.
- I. **IDENTIFICATION:** A sign readable from a distance of thirty (30) feet that identifies the site and shows at least the permit number, name of the site, and hours during which the site is open for public use, what constitutes materials not to be accepted, emergency

telephone number, and other pertinent information shall be posted at the site entrance.

- J. FIRE PROTECTION: Arrangements shall be made with the local fire protection agency to immediately acquire their services when needed. Adequate on-site fire protection shall be provided as determined by the fire control jurisdiction.
- K. COMMUNICATIONS: A telephone, radio or equally reliable means of communication shall be provided.
- L. CONFINED UNLOADING: Unloading of solid waste shall be confined to as small an area as possible.
- M. SALVAGING: Salvaging may be permitted only with the written permission of the health officer, and if permitted, all salvaged materials shall be removed from the disposal site daily or properly stored so they will not create a nuisance, rat harborage or esthetically displeasing appearance.
- N. SCAVENGING: Scavenging at a disposal site is prohibited.
- O. SAFETY: A defined safety program shall be provided as required by the Department of Labor and Industries in WAC 296-25 (Safety Standards-General).
- P. VECTOR CONTROL: Effective means approved by the Health Officer shall be taken to control vectors.
- Q. LIGHT MATERIAL CONTROL: An adequate portable fence or other facility shall be provided around the operating area to confine windblown material to the solid waste disposal site. At the end of each day of operation, windblown materials shall be collected and returned to the active disposal area. In addition, the owner or operator of the site shall be responsible for off-site litter control, on public property only, within 1/2 mile of the site.
- R. BIRD CONTROL: Bird control shall be provided as needed.
- S. RECORDS: Records, on appropriate forms, shall be maintained of weights (or volumes) of wastes received for disposal, problem wastes received, number of vehicles entering facility, and major deviations from the plan of operation shall be available for inspection.
- T. TYPES OF SOLID WASTE DISPOSAL SITES:
 - 1. TRANSFER STATIONS: Transfer stations shall be designed and constructed so as to provide protection of the tipping floor from rain or snow.
 - 2. SANITARY LANDFILL: Any person who maintains, operates, establishes, or substantially alters a sanitary landfill site shall do so only in conformance with these regulations.

- a. **LEACHATE CONTROL:** Leachate control shall include provisions for interception, treatment, sampling and testing of leachate at all sites. The treated effluent from the leachate treatment facility shall be of such quality that its discharge shall have minimal degrading affect on surface or ground waters. The method of disposal of this effluent shall be determined on a case by case basis by the Snohomish Health District, but if sanitary sewers are available they shall be utilized in each case. It shall be the responsibility of the operator to submit "Treated Effluent Reports" to the Snohomish Health District upon request. These reports shall include, but not be limited to, volume, general toxic properties, physical and chemical characteristics, and general microbial analysis of the treated effluent.
- b. **POLLUTION PREVENTION:**
- (1) The distance separating the bottom of a sanitary landfill disposing of organic wastes and hazardous wastes and the maximum seasonal high ground water table shall be determined on a case by case basis by the Health Officer. Generally, a separation equivalent to four (4) feet of impervious soil shall be the minimum separation between the bottom of the fill and the highest ground water.
 - (2) The distance separating hazardous wastes and the maximum seasonal high ground water table shall be determined on a case by case basis by the Health Officer and such wastes shall be covered as soon as possible after deposition. Certain hazardous wastes shall be disposed of only in a designated area at designated sites.
 - (3) When determined to be necessary by the Health Officer, toxic and hazardous wastes shall be neutralized or otherwise made harmless by the person causing such wastes to be brought to the disposal site.
 - (4) Hazardous waste containers shall be disposed of at a sanitary landfill.
 - (5) Septic tank pumpings and sewage treatment plant sludge disposal shall be determined on a case by case basis. Generally a ratio of sludge or pumpings to other solid waste of 1 to 4 such that the moisture content does not exceed 40% will give satisfactory results.
 - (6) Inert materials can be disposed of at landfill sites which afford little or no protection to the ground or surface waters.
 - (7) The disposal of problem wastes shall be determined on a case by case basis.
 - (8) Odorous materials shall be covered as soon as possible.

- c. **GAS VENTING:** Provisions shall be made for on-site venting or redirecting of gases generated by the solid waste, if conditions require, a sampling and testing program shall be conducted by the operator to monitor gas production.
- d. **SINGLE LAYER COMPACTION:** Each layer of incoming solid waste shall be spread, preferably up hill, in layers not more than two (2) feet thick and thoroughly compacted before succeeding layers are added. The slopes of the face preferably shall not exceed thirty (30) degrees nor be less than twenty (20) degrees, or between the slopes of two (2) and three (3) horizontal to one (1) vertical.
- e. **DAILY COVER:** Compacted solid waste shall be compacted and covered fully with at least six (6) inches of compacted soil after each day of operation or as specified by the Health Officer and the Department of Ecology.
- f. **DUST CONTROL:** Dust control shall be provided as necessary.
- g. **WET WEATHER OPERATION:** Adequate provision for wet weather operation shall be made.
- h. **FINAL COVER:** As soon as possible, but in no case longer than ninety (90) days after reaching the final lift of a given area of a site, the area shall be covered with two (2) feet of compacted soil which has a slow permeability rate. The final cover shall be adequately sloped to allow surface water to run off.
- i. **INTERMEDIATE COVER:** Lifts which will not have additional lifts placed on them within six (6) months shall be covered by a minimum of twelve (12) inches of compacted soil which has a slow permeability rate.
- j. **FINAL SURFACE:** The finished surface of a filled area shall be covered with adequate topsoil and seeded with native grasses or other suitable vegetation immediately upon completion of the final cover or as soon as conditions permit. If necessary, slopes shall be covered with straw or other mulch to prevent erosion both before and after seeding.
- k. **EQUIPMENT:** Adequate operational as well as reserve operational equipment shall be available to maintain minimum operating requirements at all times.
- l. **COMPLETION INSPECTION:** At the completion of the final cover of the sanitary landfill, the Health Officer shall be notified at least five (5) days in advance in order that a site investigation may be conducted before earth moving equipment is removed from the property.
- m. **RECURRENT INSPECTION AND MAINTENANCE:** Following the completion or abandonment of a sanitary landfill site and inspection by the Health Officer, necessary maintenance such as treatment of leachate, sampling and testing for gas

production, surface repair necessary leveling and repairs, etc., shall be conducted by the owner of the site until the fill has stabilized for a minimum of five (5) years or until relieved of this responsibility by the Health Officer. This obligation shall be a covenant running with the land and shall be burdening on all successors and assigns of the original permit holder.

- n. RECORDING WITH THE COUNTY AUDITOR: Maps and a statement of fact concerning the disposal area shall be recorded as part of the deed with the County Auditor not later than three (3) months after the completion of operations. Records and plans specifying materials, location and periods of operation shall be available for inspection. Areas used for the disposal of hazardous wastes shall not be sold or transferred without advanced notification of the Health Officer.

3. INCINERATORS:

- a. APPLICABILITY OF AIR POLLUTION STANDARDS: Incinerators shall be designed and operated in a manner to conform to Regulation I of the Puget Sound Air Pollution Control Agency and all applicable provisions of that Agency's commercial incinerator standard. No incinerator may be installed unless a Notice of Construction and Application for Approval has been filed with, and approval received from the Puget Sound Air Pollution Control Agency.
- b. INCOMING STORAGE: All incoming solid waste shall be confined to the tipping floor. Storage bins shall consist of two or more compartments with separate drains, dust control, and wash down facilities.
- c. PREUSE INSPECTION AND PERFORMANCE TESTS: Upon completion of the plant and prior to initial operation, the Health Officer and Air Pollution Control Authority shall be notified to allow local personnel to inspect the plant both prior to and during the performance tests. A report covering the results of the performance tests, with all supporting data in such case shall be certified by the design engineer of the project and submitted to the Snohomish Health District.
- d. RESIDUE DISPOSAL: All residue removed from the incinerator plant shall be promptly disposed of at an approved sanitary landfill, transfer station or solid waste drop box site.
- e. EMERGENCY DISPOSAL: Satisfactory emergency disposal of input solid waste in the event of major incinerator plant breakdown shall be provided.
- f. DRAINS: Adequate drains shall be provided in the incinerator plant to drain washdown water, dust spray, or surface water carrying organic wastes into the sanitary sewer or special treatment facility. The discharge water after treatment shall not violate applicable water quality standards.

- g. DISPOSAL OF PROCESS WATER: All process water including water from the incinerator shall be discharged into a sanitary sewer or other system approved by the Health Officer or the Department of Ecology. The discharge water after treatment shall not violate water quality standards.
 - h. RECORDING PYROMETER: A continuous recording pyrometer shall be provided to maintain continuous and permanent records of temperatures in the combustion chambers of furnaces having a capacity of two (2) ton per hour or greater. A copy of such record shall be made available to the Snohomish Health District upon request. Such record shall be maintained for three (3) years.
 - i. SAFETY: The charging openings as well as all equipment throughout the plant shall be provided with adequate safety equipment prescribed by the Department of Labor Industries in WAC 296.25 (Safety Standards-General).
 - j. CLEANING: Adequate equipment and space shall be provided in the storage and charging areas, and elsewhere as needed to allow cleaning after each day of operation or as may be required in order to maintain the plant in sanitary and clean condition.
4. COMPOST PLANT:
- a. ODOROUS MATERIALS: Odorous materials such as spoiled foods, blood, and slaughterhouse wastes, shall be immediately covered.
 - b. SAFETY: Materials resulting from composting and offered for use by others, shall contain no pathogenic organisms, shall not reheat upon standing, shall be innocuous, and shall contain no sharp particles which would cause injury to persons handling the compost.
 - c. BYPRODUCTS: Byproducts removed during processing shall be handled in a sanitary and nuisance-free manner.
5. RECLAMATION SITE:
- a. STORAGE: Reclaimed materials, pending use or resale, shall be stored in such a manner so as to prevent vector problems and esthetic degradation. Unusable materials shall be properly stored and removed frequently enough so as to prevent nuisances.
 - b. RECORDS: Records on appropriate forms shall be maintained of the kinds and weights (or volumes) of waste received for reclamation, the destination of unreclaimable waste, and major deviations from the plan of operation.

6. **NONCONFORMING SITES AND FACILITIES:** Solid waste disposal sites existing prior to the effective date of this section, 4.05 (T)(6), shall comply with this regulation on compliance schedules approved by the Health Officer. Upon the effective date of this section, 4.05 (T)(6) all nonconforming sites shall apply for a nonconforming permit. Upon the effective date of this regulation, all open burning of solid waste shall cease except for the burning of brush, lumber, and natural vegetation at solid waste disposal sites when permitted by the Puget Sound Air Pollution Control Board. Such open burning shall cease immediately upon the order of the Health Officer. All abandoned and nonconforming sites shall be compacted, covered and reseeded by the owner on a schedule set by the Health Officer.
7. **OTHER METHODS OF SOLID WASTE HANDLING, PROCESSING AND DISPOSAL:**

Before any method of solid waste handling not otherwise provided for in these regulations, is practiced and placed into operation, complete plans, specifications and design data shall be submitted to the Snohomish Health District for a Special Permit.

4.06 VARIANCE PROCEDURE

If in the opinion of the Health Officer the alteration or omission of any of the provisions of Article IV will not: create a nuisance, pollute ground or surface water or create a hazard to public health, he may alter or omit that specific provision upon written request from the individual desiring the alteration or omission. In addition, the Health Officer may make more stringent requirements, if it is deemed necessary that such action is needed to protect the public health and the environment.

ARTICLE V. UNLAWFUL DUMPING AND PENALTIES:

- 5.01 **UNLAWFUL DUMPING:** It shall be unlawful for any person to dump or deposit or permit the dumping or depositing of any solid waste onto or under the surface of the ground or into the waters anywhere within the jurisdiction of the Snohomish Health District except at an approved solid waste drop box or at a solid waste disposal site for which there is a valid permit, provided, that nothing herein shall prohibit a person from dumping or depositing solid waste from his single family dwelling onto or under the surface of ground owned or leased by him when such action does not violate statutes or ordinances, or create a nuisance.
- 5.02 **NAME APPEARING ON WASTE MATERIAL-PRESUMPTION:** Whenever solid wastes dumped in violation of this regulation contains three (3) or more items bearing the name of one individual, there shall be a rebuttable presumption that the individual whose name appears on such items committed the unlawful act of dumping.
- 5.03 **PENALTIES:** Any person who violates or refuses or neglects to comply with any of the provisions of this regulation shall be guilty of a misdemeanor under RCW 70.05.120. and upon conviction thereof shall be subject to a fine of not less than twenty-five dollars nor more than one hundred dollars or to imprisonment in the county jail not to exceed ninety days or to both fine and imprisonment.

ARTICLE VI SEVERABILITY: Should any section, paragraph, phrase, sentence or clause of this regulation be declared invalid or unconstitutional for any reason, the remainder of this regulation shall not be affected thereby.

ARTICLE VII EFFECTIVE DATE: This regulation shall become effective immediately upon adoption by the Snohomish Health District's Board of Health except for Article IV, 4.05 (T)(6) and Article V, 5.01 which shall become effective upon approval of the Snohomish County Comprehensive Solid Waste Management Plan by the Department of Ecology or within ninety (90) days, whichever figure is greater.

ARTICLE VIII REPEAL: The adoption of these regulations does hereby repeal Article VIII, as amended, of the Sanitary Code of the Snohomish Health District. In addition if any resolution, code, words, rules or regulations of the Snohomish Health District is in conflict with this regulation, they are hereby repealed to the extent necessary to give this regulation full force and effect.