

ORDINANCE NO. 1594

CITY OF LACEY

AN ORDINANCE OF THE CITY OF LACEY RELATING TO SOLID WASTE MANAGEMENT, DESIGNATING THE THURSTON COUNTY SOLID WASTE SYSTEM FOR SOLID WASTE ORIGINATING IN THE CITY, AMENDING SECTION 8.04.040 OF THE LACEY MUNICIPAL CODE, AND APPROVING A SUMMARY FOR PUBLICATION.

WHEREAS, The City of Lacey, Washington (“City”) and Thurston County (“County”) entered into an Interlocal Agreement to cooperatively manage solid waste planning and management, and for periodic updates of the County Comprehensive Solid Waste Management Plan (including the moderate risk waste management plan) (collectively, the “SWMP”); and

WHEREAS, Under RCW 70A.205 and RCW 70A.300, all cities and counties in the state are mandated to adopt and implement a comprehensive solid waste plan and a moderate risk waste management plan; and

WHEREAS, The County operates and maintains a system of solid waste collection and disposal under Chapter 36.58 RCW (the “system”), including regulation of solid waste handling at the disposal sites of the system, including the Thurston County Waste and Recovery Center, the Rainier and Rochester Drop-Box Facilities and such other sites designated by the County (“system disposal sites”); and

WHEREAS, The integrity of the system and the system disposal sites, and their effective administration, are essential to reduce waste, control pollution and protect and promote the public health, safety and general welfare of the County and the City. Consistent with the SWMP and state law, it is therefore necessary to designate the system disposal sites as the exclusive disposal sites for all solid waste generated and collected within the system areas, including the City; and

WHEREAS, The County, City and other cities participating in the County system of solid waste management and planning have worked collaboratively to develop the SWMP; and

WHEREAS, It is in the public interest for the City and consistent with its authority under RCW 35.21.152 to designate disposal sites for solid waste originating within the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, as follows:

Section 1. Section 8.04.040 of the Lacey Municipal Code is hereby amended as follows:

## Disposal

A. All persons, associations and corporations shall dispose of all garbage and refuse through the use of licensed garbage and refuse contractors, or by other means approved by the health officer or agent in accordance with the state health standards such as burial, hauling to sanitary landfills, etc.

B. The Thurston County system for solid waste handling and disposal is hereby designated for the disposal of all solid waste generated and/or collected within the City. The City authorizes the County to designate disposal sites for the disposal of solid waste. No solid waste generated or collected within the City shall be diverted from the County's designated disposal site(s) without the County's prior approval. Residential self-haul of solid waste generated or collected within or outside of the City is not subject to penalties of this provision. For purposes of this subsection, "residential self-haul" means the transport and disposal of solid waste by individual County residents and not waste handling for fee or other consideration. The designation of the County for solid waste disposal shall not otherwise affect the City's programs for and control over solid waste collection, waste reduction and recycling.

Section 2. This Ordinance shall take effect five (5) days after its passage and publication as provided by law.

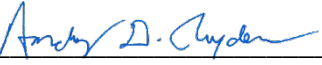
Section 3. SEVERABILITY. If any section, sentence, clause or phrase of this ordinance should be held to be invalid by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make corrections to this ordinance including, but not limited to, the corrections of scrivener's/clerical errors, references, ordinance numbering, section/subsection number and any references thereto.

Section 5. The Summary attached hereto is hereby approved for publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, at a regularly-called meeting thereof, held this 17<sup>th</sup> day of June, 2021.

CITY COUNCIL

By:   
Mayor

Attest:

*Peter Edmonds*

\_\_\_\_\_  
City Clerk

Approved as to form:



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City Attorney

SUMMARY FOR PUBLIC ATION  
ORDINANCE NO 1594  
CITY OF LACEY

The City Council of Lacey, Washington passed on June 17, 2021, Ordinance No. 1594, entitled “AN ORDINANCE OF THE CITY OF LACEY RELATING TO SOLID WASTE MANAGEMENT, DESIGNATING THE THURSTON COUNTY SOLID WASTE SYSTEM FOR SOLID WASTE ORIGINATING IN THE CITY, AMENDING SECTION 8.04.040 OF THE LACEY MUNICIPAL CODE, AND APPROVING A SUMMARY FOR PUBLICATION.”

The main points of the Ordinance are described as follows:

1. The Ordinance amends section 8.04.040 of the Lacey Municipal Code to designate the Thurston County system for solid waste handling and disposal for the disposal of all solid waste generated within the city.
2. The Ordinance approves this summary for Publication.

A copy of the full text of this Ordinance will be mailed without charge to any person requesting the same from the City of Lacey.

Published: June 21, 2021.