

13.04.030 Permit - Requirements.

1. The Washington State Administrative Code (WAC 246-272A) is adopted by reference.
1. No person shall install a new OSDS, nor perform alterations, repairs, extensions, or relocations of an existing OSDS, without a valid permit issued by KCPHD. Application for a permit shall be submitted to KCPHD with applicable fees. All permits expire one year from the date of issuance. Application for permit renewal may be submitted to KCPHD prior to expiration if no changes in design, location, or other factors are necessary to meet the requirements of these rules and regulations. Renewal OSS permits are valid for one year from the date of issuance.
2. Permits are non-transferable from person to person or property to property.
3. Applicants for a new OSDS shall meet the following requirements:
 - a. Site Evaluation. Submit a completed application with any applicable fees to KCPHD. Conducted site evaluations are valid for 5 years from the date conducted.
 - b. Design submittal and installation permit. Submit an OSS design prepared by a Washington State licensed designer or homeowner and a completed permit installation application and supporting documents with any applicable fees to KCPHD.
 - i. The OSS system design shall conform to design requirements outlined by WAC 246-272A or as amended hereafter. (Ord. 2022-007, 2022; Vol. 6, p. 697 § 10, 1979)

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Chapter 13.12 SOLID WASTE DISPOSAL SITES

Sections

13.12.010 Purpose and authority. State regulations adopted by reference

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1. The Washington State Administrative Code Relating to Minimum Functional Standards for Solid Waste Handling (WAC 173-304) is adopted by reference.
2. The Washington State Administrative Code Relating to Solid Waste Handling Standards (WAC Chapter 173-350) is adopted by reference.
3. The Washington State Administrative Code Relating to Criteria for Municipal Solid Waste Landfills (WAC Chapter 173-351) is adopted by reference.

13.12.020 Definitions.

13.12.030 State regulations adopted by reference.

13.12.040 Disposal site permit – Required.

13.12.050 Disposal site permit – Application.

13.12.060 Disposal site permit – Renewals.

13.12.070 Disposal site permit – Suspension.

13.12.080 Hearing and appeals.

13.12.090 Transportation of hazardous, industrial, and solid waste.

13.12.100 Waiver.

13.12.105 Disposal fees.

13.12.110 Violation – Penalty.

13.12.010 Purpose and authority.

The purpose of these rules and regulations is to provide for the proper facilities and handling for wastes. The rules and regulations are adopted pursuant to authority granted this board of health by RCW 70.95.160 and 70.05.060(3). (Vol. 3, p. 373-1 § 1, 1979).

13.12.020 Definitions.

The definitions as found in WAC 173-301 shall apply except as modified under this section:

Health officer

The duly appointed health officer of the county health department or his/her authorized representative.

Transfer station

A fixed, supplemental, collection/transportation/disposal facility, used by persons and/or route collection vehicles to deposit wastes for transport to another disposal site. (Vol. 3, p. 373-1 § 2, 1979).

13.12.030 State regulations adopted by reference.

The Washington State Department of Ecology Regulation Relating to Minimum Functional Standards for Solid Waste Handling (WAC 173-301) is adopted by reference. (Vol. 3, p. 373-1 § 3, 1979).

13.12.040 Disposal site permit – Required.

1. — Every person shall obtain and have in possession a valid permit from the health officer, prior to establishing, constructing, and/or operating, a waste disposal site. A permit for a site not conforming to WAC 173301-180 to -500 may be issued upon concurrence of the health officer and the board of health as provided in WAC 173-301-610.

2. — The permit shall be valid for a period of one year from the date of issue unless otherwise stated.

3. — Permits are not transferable from person to person or site to site. (Vol. 3, p. 373-1 § 4, 1979).

13.12.050 Disposal site permit – Application.

1. — An application for a disposal site permit shall be submitted in writing to the health officer on forms approved by the State Department of Ecology. All applications shall indicate how the proposed site, facilities, and operational procedures will assure compliance with WAC 173-301, the Cooperative Countywide Solid Waste Management Plan for Kittitas County and its municipalities, The Washington State Environmental Policy Act, and other applicable laws or regulations. Such detailed plans shall be prepared by an individual competent in the area of waste system designs.

2. — Prior to the issuance of a permit, the appropriate fee, as established by the environmental health comprehensive fee schedule, adopted May 16, 1977, or hereafter amended, must be remitted to the health department. (Vol. 3, p. 373-1 § 5, 1979).

13.12.060 Disposal site permit – Renewals.

Renewal of a permit shall be accomplished by payment of the disposal site permit fee and a satisfactory review of the site's operation and facilities by the health officer. (Vol. 3, p. 373-1 § 6, 1979).

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13.12.070 Disposal site permit – Suspension.

A disposal site permit may be suspended by the health officer in accordance with RCW 70.95.200. (Vol. 3, p. 373-1 § 7, 1979).

13.12.080 Hearing and appeals.

1. ~~Any decision by the health officer to deny issuance or renewal of, or to suspend, a disposal site permit may be appealed to the board of health in accordance with RCW 70.95.210.~~
2. ~~Upon receipt of a written appeal, the board of health shall hold a hearing as outlined in RCW 70.95.210. (Vol. 3, p. 373-1 § 8, 1979).~~

13.12.090 Transportation of hazardous, industrial, and solid waste.

No hazardous, industrial, or solid wastes may be transported from outside the county and its incorporated municipalities to disposal sites within the county or its incorporated municipalities without approval from the board of health. (Vol. 3, p. 373-1 § 9, 1979).

13.12.100 Waiver.

The board of health may grant waivers to this chapter, provided the waivers are consistent with the intent of this chapter and state law. (Vol. 3, p. 373-1 § 10, 1979).

13.12.105 Disposal fees.

1. ~~Fees shall be set by resolution.~~
2. ~~A copy of the fee schedule shall be made open to the public at the Kittitas County solid waste department.~~
3. ~~All fee schedules shall include a date on which the schedule becomes effective. (Ord. 955, 1995; Res. 81-4, 1981; Res. 80-9, 1980).~~

13.12.110 Violation – Penalty.

Any person violating any of the provisions of this chapter is guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not less than fifty dollars for the first conviction, not less than one hundred fifty dollars for the second conviction, and not less than three hundred dollars for the third and each subsequent conviction and/or imprisoned in the county jail for not more than ninety days for each conviction. Each day a violation occurs shall constitute a separate violation. (Vol. 3, p. 373-1 § 11, 1979).

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