**(Insert City or Tribal Name Here) Solid Waste Environmental Code**

Terms used by (Insert City or Tribal Name Here) in this Environmental Code are used and defined as follows:

1. “Environment” – refers to the air, water, land, living organisms, birds, and mammals within the boundary of the (Insert City or Tribal Name Here).
2. “Pollute/Pollution” -- to contaminate or make foul, as with chemicals or waste products.
3. “Solid Waste” – means garbage, refuse, abandoned, or other discarded solid or semi-solid material, regardless of whether subject to decomposition, originating from any source including construction and demolition debris, mining waste, industrial waste, polluted soil, and sewage sludge.
4. “Hazardous Material” -- any material that, because of its quantity, concentration, or physical and chemical characteristics, poses a significant present or potential hazard to human health and safety or to the environment if released into the workplace or environment.
5. “Municipal Solid Waste- General household waste including but not limited to durable goods, non-durable goods, containers and packaging, food wastes and yard trimmings, and miscellaneous inorganic wastes. A general household is a single family residence or a multi-family residence only.
6. “Disposal” means the discharge, abandonment, deposit, injection, dumping, spilling, leaking or placing of any solid waste or hazardous waste into or on any soil, air or water.
7. “Solid Waste Generator” – Any entity including but not limited to contractors, businesses, local, state, or federal entities generating solid waste other than municipal solid waste in the community of (Insert City or Tribal Name Here).

Any local or nonlocal Solid Waste Generator will be held liable and responsible for any violation against the Environmental Code. The (Insert City or Tribal Name Here) will exercise its given authority to take action against violator(s) of the Environmental Code. Failure to comply with the Environmental Code will result in the violator(s) paying a $50 per day fine to (Insert City or Tribal Name Here) until the violation has been corrected.

1. Solid Waste Generator will be responsible for cleaning up the construction site or business site after the construction period or business operation is completed.
2. Solid Waste Generator will be responsible for backhauling, at Solid Waste Generator’s expense, any hazardous waste generated during or remains after the construction period or business operation.
3. Solid Waste Generator will be responsible for backhauling any solid waste that is generated during or remains after the construction period or business operations that the landfill does not or will not have the capacity to manage properly. Solid Waste Generator will have the option of leaving any reusable solid waste to the community members or entities upon written approval by (Insert City of Tribal Name Here).
4. Solid Waste Generator may not dispose of anything other than municipal solid waste at the landfill or within the community boundaries unless approved in writing by (Insert City or Tribal Name Here).
5. Disposal fees will be negotiated on a case by case basis by (Insert City or Tribal Name Here) and the Solid Waste Generator, and will be agreed to in writing by the Solid Waste Generator, prior to disposal of solid waste in the local landfill.
6. Solid Waste Generator will provide applicable personal protective equipment and provide appropriate training when hiring local labor to assist in disposal of the generated solid waste.
7. Equipment used during the construction period or business operation that is no longer operational will not be abandoned within the community boundaries or at the local landfill; equipment that is no longer operational will be backhauled by the Solid Waste Generator.
8. Solid Waste Generator will use the safe disposal method when handling hazardous items, hazardous items generated during the period will not be allowed at the local landfill or within the community boundaries including staging or offloading of polluted soils.
9. Solid Waste Generator will be responsible and liable for cleaning up a site that the Solid Waste Generator polluted with hazardous waste or solid waste.
10. Solid Waste Generator will not be allowed to burn any solid waste within the community boundaries or at the local landfill.

This code becomes effective upon its adoption by the City/Tribal Council;

 Introduction and First Reading:
 Second Reading:
 Third Reading and Approval:

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE CITY COUNCIL/TRIBAL COUNCIL OF THE CITY/TRIBE OF ALASKA on this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20XX.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
 Title

Attest:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
Title

Solid Waste Written Agreement

The (City or Tribe) has approved the disposal or has agreed to accept waste from Solid Waste Generator. The anticipated date of disposal is \_\_\_\_\_\_\_\_ and the estimated volume or quantity of waste is \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
The Solid Waste Generator will pay the agreed upon fee \_\_\_\_\_\_\_\_\_\_\_\_ as calculated below. The following special conditions apply to the waste accepted from Solid Waste Generator entity titled: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Check all the apply:
\_\_\_\_\_ The waste will need additional processing prior to or after disposal.

 \_\_\_\_\_\_\_\_Waste will be supersacked
 \_\_\_\_\_\_\_\_Waste will be processed and delivered in \_\_\_\_\_\_\_\_\_ft sections only
 \_\_\_\_\_\_\_\_Waste must be separated using the separation criteria already in place at the landfill

\_\_\_\_\_\_\_\_Waste must be placed in area of the landfill designated by (Insert City or Tribe)

\_\_\_\_\_\_\_\_Waste from demolished buildings must have an EPA building survey report prior to disposal
 \_\_\_\_\_\_\_\_Waste must be consolidated, compacted, and covered by Solid Waste Generator

\_\_\_\_\_\_\_\_Waste that has been agreed to as salvageable will be organized in a safe manner

\_\_\_\_\_\_\_\_Polluted soils will only be accepted at the landfill with ADEC approval
 \_\_\_\_\_\_\_\_Other: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_Solid Waste Generator is required to provide a deposit of \_\_\_\_\_\_\_\_\_\_ prior to disposal. This is required so the (City/Tribe) has the financial capacity to manage the waste in the event the Solid Waste Generator does not follow checked special conditions in this agreement.

Disposal Fee:

|  |
| --- |
| Disposal Fee Calculation |
| Heavy Equipment Fee | Operator Fee | Labor Fee | Disposal Fee | Processing Fee | Other Fee:\_\_\_\_\_ | Total |
|  |  |  |  |  |  |  |

Special Note: NA or Not Applicable can be used if in-kind donations are being used in lieu of payment.

In Kind Donation Explanation:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

This agreement must be signed by (the Mayor and Vice Mayor/City Administrator or the First and Second Chief/Tribal Administrator) of the City/Tribe.

In good faith the Solid Waste Generator shall sign in agreement to abide by the above mentioned terms of the Environmental Code of (Insert City or Tribal Name Here) and this written agreement.

 (Insert City or Tribal Name Here) SOLID WASTE GENERATOR

Sign:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Sign:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Title: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Title: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Sign:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Sign:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Title: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Title: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_