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ORDINANCE NO. 2-79

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF BUTTE COUNTY, STATE OF IDAHO, DECLARING THE PURPOSE OF THIS ORDINANCE; DESIGNATING AREAS FOR DUMPING OF SOLID WASTES; PROHIBITING DUMPING OF SOLID WASTES OUTSIDE DESIGNATED AREAS; DESIGNATING LOADING AND TRANSPORTATION REQUIREMENTS; AND, PROVIDING FOR PENALTIES FOR OFFENSES;

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BUTTE COUNTY, IDAHO:

SECTION 1: It is the purpose and policy of the Board of County Commissioners to establish and maintain disposal sites for the proper and sanitary disposal of solid wastes within Butte County, and, to achieve this end, to designate convenient areas within the County where such wastes may be disposed of in a manner which will allow proper maintenance of the disposal sites, to insure the health, welfare and safety of the residents of the County;

SECTION 2: It shall be unlawful for any person, whether or not a resident of this County, to transport or deposit any solid wastes in this County, except as hereinafter permitted.

SECTION 3: Solid wastes may be transported to, and disposed of in, the following sites:

(a) MOORE: 2.2 miles East of the City of Moore, legal description: N½SW¼NE¼ and S½NW¼NE¼, of Section 26, Township 5 North, Range 26, East, Boise Meridian.

(b) ARCO: 1.5 miles East of City of Arco; legal description: E½ of Section 32, Township 4 North, Range 27 East, Boise Meridian.

(c) HOWE: One-half mile North of Howe Townsite; legal description: NW¼ of the SW¼ of Section 4, Township 5 North, Range 29, East, Boise Maridian.

(d) CLYDE: 3/4 of a mile Northwest of the Clyde School; legal description: S½NW¼NW¼NE¼; N½SW¼NE¼NE¼ and NW¼SE¼NW¼NE¼, all in Section 5, Township 9 North, Range 27, East, Boise Meridian.

The above designated areas are hereby established as disposal sites. Within these areas, persons disposing of solid wastes shall place the wastes in areas designated by signs therein, and shall separate different types of wastes as provided hereinafter, disposing of such separated wastes as required by such signs.

SECTION 4: Solid wastes shall be divided into two (2) types, defined as follows:

AUTOMOBILES AND LARGE TREE TRUNKS: Which shall be defined as all automobiles and parts of automobiles, and large portions or parts of tree trunks.

OTHER WASTES: Which shall be defined as all wastes other than automobiles and large tree trucks as previously defined, including, but not limited to, household garbage.

SECTION 5: In transporting wastes to the designated sites, every person shall be required to load and drive the transporting vehicle so that no waste falls from the vehicle.

SECTION 6: Any person violating the provisions of the proceding Sections shall be guilty of a Misdemeanor and, on conviction thereof, shall be fined in any sum not less than $25.00 nor more than $100.00.

SECTION 7: This Ordinance shall be in full force and effect upon its passage and publication according to law.

DATED this 10th day of September, 1979.

Kenneth L McAffee
Chairman, Board of Commissioners

ATTEST:

James B. Backman
Member

Judith R. Bailey
Clerk, Board of Commissioners

Richard E. Bean
Member