8000000027

ORDINANCE NO. 2-84

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF BUTTE COUNTY, STATE OF IDAHO, DECLARING THE PURPOSE OF THIS ORDINANCE; DESIGNATING AREAS FOR DISPOSAL OF SOLID WASTES; PROHIBITING DISPOSAL OF SOLID WASTES OUTSIDE DESIGNATED AREAS; DESIGNATING LOADING AND TRANSPORTATION REQUIREMENTS; REPEALING ORDINANCE NO. 1-70; 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) ARCO: 1.5 miles East of City of Arco; legal description: E½ of Section 32, Township 4 North, Range 27 East, Boise Meridian.

(c) 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 required by such signs.

SECTION 4: Solid wastes shall be divided into three (3) types, defined as follows:

ANIMAL AND PLANT WASTES: Which shall be defined as all dead animals, products and parts of animals, and all waste products from plant growth, including, but not limited to, potatoes and potato wastes.

AUTOMOBILES: Which shall be defined as all automobiles and parts of automobiles.

OTHER WASTES: Which shall be defined as all wastes other than animal and plant wastes and automobiles, 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, cover and drive the transporting vehicle so that no waste falls from the vehicle.

SECTION 6: Any person violating the provisions of the preceding 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: Ordinance No. 1-70, of the Butte County Commissioners is hereby repealed.

SECTION 8: This Ordinance shall be in full force and effect one month after passage.

DATED This 14 day of May, 1984.

James O. Anderson
Chairman, Board of Commissioners

ATTEST:

Judith R. Bailey
Clerk, Board of Commissioners

WILLIAM G. CARLSON
PROSECUTING ATTORNEY

TELEPHONE:
AREA CODE 208
OFFICE 527-3054

PROSECUTING ATTORNEY
OF BUTTE COUNTY
MEMORIAL BUILDING
P. O. BOX 736
ARCO, IDAHO 83213-0736

April 13, 1984

Board of Commissioners
Butte County
Arco, ID 83213

Re: Solid Waste Ordinance

Gentlemen:

We have reviewed and revised the Solid Waste Ordinance, 1-70. This Ordinance included the Moore Dump Site, and this has been deleted in the enclosed revision. No other substantial changes have been made.

Please review this Ordinance and suggest any revisons. I recommend that, at a minimum, we delete the Moore Dump Site.

Very truly yours,

William G. Carlson
Prosecuting Attorney

WGC/sm

Enclosure