



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

Ordinance 18893

Proposed No. 2018-0375.4

Sponsors Dembowski, Balducci, von
Reichbauer and Gossett

1 AN ORDINANCE related to solid waste management;
2 adopting the 2019 Comprehensive Solid Waste
3 Management Plan as a revision of the 2001 Comprehensive
4 Solid Waste Management Plan; amending Ordinance
5 14236, Section 3, and K.C.C. 10.25.010 and Ordinance
6 14236, Section 12, and K.C.C. 10.25.100, adding a new
7 section to K.C.C. chapter 10.25, adding a new section to
8 K.C.C. chapter 10.08 and repealing Ordinance 14236,
9 Section 4, and K.C.C. 10.25.020, Ordinance 14236, Section
10 5, as amended, and K.C.C. 10.25.030, Ordinance 14236,
11 Section 6, as amended, and K.C.C. 10.25.040, Ordinance
12 14236, Section 7, as amended, and K.C.C. 10.25.050,
13 Ordinance 14236, Section 8, as amended, and K.C.C.
14 10.25.060, Ordinance 14236, Section 9, as amended, and
15 K.C.C. 10.25.070, Ordinance 14236, Section 10, as
16 amended, and K.C.C. 10.25.080 and Ordinance 14236,
17 Section 11, and K.C.C. 10.25.090.

STATEMENT OF FACTS:

1. The purpose of the Comprehensive Solid Waste Management Plan is to

20 plan for solid waste and materials reduction, collection, and handling and
21 management services and programs in the geographic area for which King
22 County has comprehensive planning authority for solid waste management
23 by law or by interlocal agreement or both.

24 2. The 2019 Comprehensive Solid Waste Management Plan was prepared
25 in accordance with RCW 70.95.080, which requires that each county
26 within the state, in cooperation with the various cities located within such
27 county, prepare and periodically update a coordinated, comprehensive
28 solid waste management plan.

29 3. King County and all cities in King County except Seattle and Milton
30 have executed the Amended and Restated Interlocal Agreement ("the
31 interlocal agreement"). Under the interlocal agreement, King County
32 serves as the planning authority for solid waste.

33 4. On January 8, 2018, the solid waste division of the department of
34 natural resources and parks made available the public review draft
35 comprehensive solid waste management plan for a sixty-day public
36 comment period and transmitted the plan to the Washington state
37 Department of Ecology for a one-hundred-twenty-day comment period.
38 On April 16, 2018, the solid waste division transmitted the public
39 comment it had received to the Washington state Department of Ecology,
40 and on May 7, 2018, the Washington state Department of Ecology
41 provided comment on the plan, which the division incorporated.

42 5. The county solid waste advisory committee and metropolitan solid

43 waste management advisory committee reviewed and commented upon
44 the draft plan.

45 6. The solid waste division conducted the public review and comment
46 procedures required by the state Environmental Policy Act.

47 7. The interlocal agreement sets forth the process for adoption of the
48 comprehensive solid waste management plan within the meaning of the
49 interlocal agreement, including approval by the council, approval by the
50 cities, and transmittal of the plan to the Washington state Department of
51 Ecology for its approval which is required by RCW 70.95.094.

52 8. The interlocal agreement also provides that the county shall codify
53 solid waste financial policies at the same time as comprehensive solid
54 waste management plan updates.

55 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

56 SECTION 1. The 2019 Comprehensive Solid Waste Management Plan,
57 Attachment A to this ordinance, is hereby approved.

58 SECTION 2. Ordinance 14236, Section 3, and K.C.C. 10.25.010 are each hereby
59 amended as follows:

60 ~~((A. The solid waste policies, as set forth in this chapter,))~~ Solid waste policies
61 shall be set forth in the comprehensive solid waste management plan. The policies shall
62 provide direction for the operation and further development of the solid waste
63 management system, its capital improvement program and, as necessary, the
64 development of subsequent policies. ((If there is any inconsistency between solid waste
65 policies adopted in this chapter and the text in the solid waste plan, Attachment A to

66 Ordinance 14236, the policies control.

67 ~~B. The explanatory material, as set forth in this chapter, provides background~~
68 ~~information and generally describes the objectives of these policies.))~~

69 SECTION 3. The following are each hereby repealed:

70 A. Ordinance 14236, Section 4, and K.C.C. 10.25.020;

71 B. Ordinance 14236, Section 5, as amended, and K.C.C. 10.25.030;

72 C. Ordinance 14236, Section 6, as amended, and K.C.C. 10.25.040;

73 D. Ordinance 14236, Section 7, as amended, and K.C.C. 10.25.050;

74 E. Ordinance 14236, Section 8, as amended, and K.C.C. 10.25.060;

75 F. Ordinance 14236, Section 9, as amended, and K.C.C. 10.25.070;

76 G. Ordinance 14236, Section 10, as amended, and K.C.C. 10.25.080; and

77 H. Ordinance 14236, Section 11, and K.C.C. 10.25.090.

78 SECTION 4. Ordinance 14236, Section 12, and K.C.C. 10.25.100 are each
79 hereby amended as follows:

80 ~~((A. For the purposes of subsection B of this section, the financing and rates~~
81 ~~policies provide broad policy guidelines governing payment for the solid waste~~
82 ~~management system in the county. The policies are based on the principle that the solid~~
83 ~~waste management system should be paid for by those who use it and should be kept as~~
84 ~~low as possible. The policies provide opportunities for jurisdictions that have a~~
85 ~~contractual agreement with King County for the cooperative management of solid waste~~
86 ~~to expand their role in developing regional solid waste policies and rates.~~

87 ~~B. The financing and rates policies are~~

88 ~~FIN-1. The county shall maintain, conduct, operate and account for the disposal~~

89 ~~of solid waste as a utility of the county. The solid waste system shall be a self-supporting~~
90 ~~utility financed primarily through fees for disposal.~~

91 ~~FIN-2. The county shall charge garbage disposal fees directly to users of the~~
92 ~~solid waste disposal system to pay for solid waste services.~~

93 ~~FIN-3. The county shall maintain a rate structure based on tonnage, recognizing~~
94 ~~that the structure does not provide a self-hauler subsidy, unless the executive~~
95 ~~demonstrates that a different rate structure would benefit the system as a whole.~~

96 ~~FIN-4. The county should keep garbage disposal fees as low as possible and~~
97 ~~should manage the solid waste system to keep rate increases as low as possible while~~
98 ~~meeting the costs of managing the system and providing service to solid waste customers.~~

99 ~~FIN-5. The county should provide technical assistance to the cities in~~
100 ~~developing collection contracts and grants.~~

101 ~~FIN-6. The county should develop and implement a grant program for the cities~~
102 ~~that will consolidate grant programs and contracts wherever possible. The county should~~
103 ~~provide technical assistance to aid the cities in identifying, applying for and~~
104 ~~administering grants.~~

105 ~~FIN-7. The county should provide opportunities to expand the role of cities in~~
106 ~~developing and reviewing regional solid waste policies and rates by establishing a solid~~
107 ~~waste policy work group to work in conjunction with the solid waste advisory committee~~
108 ~~to make recommendations regarding system operations to the King County executive. As~~
109 ~~part of these recommendations, the executive shall evaluate the costs and benefits of~~
110 ~~alternative rate structures on individual customer classes.~~

111 ~~FIN-8. The county is committed to working with the cities that are impacted by~~

112 ~~transfer stations to explore funding to mitigate potential impacts from these facilities.~~
113 ~~Any statutorily authorized host fees should be in amounts directly attributable to the solid~~
114 ~~waste facility provided that the cities can establish that the fee is reasonably necessary to~~
115 ~~mitigate for impacts of the solid waste facility as required in state law.)) The following~~
116 ~~solid waste system financial policy provides broad policy guidance for the solid waste~~
117 ~~management system in the county:~~

118 F-1. Keep tipping fees as low as reasonable, while covering the costs of
119 effectively managing the system, protecting the environment, encouraging recycling and
120 providing service to customers.

121 NEW SECTION. SECTION 5. There is hereby added to K.C.C. chapter 10.25 a
122 new section to read as follows:

123 The solid waste division shall report to the council annually on progress in
124 establishing and maintaining the buffer as required by policy D-5 in chapter six of the
125 2019 Comprehensive Solid Waste Management Plan, with the first report filed no later
126 than April 1, 2020. Reports shall be filed in the form of a paper original and an electronic
127 copy with the clerk of the council, who shall retain the original and provide an electronic
128 copy to all councilmembers, the council chief of staff and the lead staff to the committee
129 of the whole or its successor.

130 NEW SECTION. SECTION 6. There is hereby added to K.C.C. chapter 10.08 a
131 new section to read as follows:

132 The solid waste division shall transmit to the council annually by April 1 the
133 report required by WAC 173-351-200 (11), as amended. The report shall be filed in the
134 form of a paper original and an electronic copy with the clerk of the council, who shall

135 retain the original and provide an electronic copy to all councilmembers, the council chief
136 of staff and the lead staff to the committee of the whole or its successor.

137 SECTION 7. Sections 1 through 6 of this ordinance take effect forty-five days
138 after the solid waste division transmits the 2019 Comprehensive Solid Waste

- 139 Management Plan to the Washington state Department of Ecology, unless the
140 Washington state Department of Ecology disapproves the plan.
141

Ordinance 18893 was introduced on 7/30/2018 and hearing held/closed and passed by the Metropolitan King County Council on 4/24/2019, by the following vote:

Yes: 5 - Mr. McDermott, Mr. Dembowski, Mr. Upthegrove, Ms. Kohl-Welles and Ms. Balducci
No: 2 - Ms. Lambert and Mr. Dunn
Excused: 2 - Mr. von Reichbauer and Mr. Gossett



KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this 10th day of MAY, 2019.

Dow Constantine, County Executive

RECEIVED
2019 MAY 10 PM 2:36
CLERK
KING COUNTY COUNCIL

Attachments: A. 2019 Comprehensive Solid Waste Management Plan, updated April 17, 2019