ORDINANCE NO. 2906

AN ORDINANCE of the City of Kent, Washington, relating to solid waste management, adopting the proposed King County Comprehensive Solid Waste Management Plan, determining that King County shall not exercise any powers regarding the levels and types of solid waste services for any aspect of solid waste handling in the City of Kent, and designating the plan for the exercise of substantive authority under SEPA.

WHEREAS, RCW 70.95.080 requires that each city develop its own comprehensive solid waste management plan, enter into an agreement, prepare a joint city/county plan, or authorize the County to prepare the plan for the city's solid waste management; and

WHEREAS, the City of Kent and King County entered into an interlocal agreement for the disposal of solid waste collected within the City of Kent; and

WHEREAS, the City of Kent and the Suburban Cities Association have worked cooperatively with the County in the development of the draft Comprehensive Solid Waste Management Plan; and

WHEREAS, King County has prepared and proposed a draft Comprehensive Solid Waste Management Plan and submitted it to the City for approval and adoption; and

WHEREAS, the Suburban Cities Association, through Resolution 89-005, has recommended approval and adoption of the draft Comprehensive Solid Waste Management Plan with addenda; and

WHEREAS, Section 10 of Chapter 431 of the Laws of the State of Washington, 1989 Regular Session, amending RCW 70.95.160, authorizes the City to determine that King County shall not exercise any powers regarding the levels and type of service for
any aspect of solid waste handling in the City of Kent; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. The City of Kent hereby adopts the draft King County Comprehensive Solid Waste Management Plan with addenda as recommended by the Solid Waste Interlocal Forum through Resolution 89005 (hereinafter "Plan"). The Plan as adopted herein is further designated for the exercise of substantive authority under the State Environmental Policy Act rules pursuant to RCW 43.21C.060.

Section 2. Pursuant to RCW 70.95.160, the City of Kent hereby determines that King County shall not exercise any powers regarding the levels and types of service for any aspect of solid waste handling in the City of Kent. King County regulations and ordinances regarding levels and types of service for any aspect of solid waste handling shall not apply within the corporate limits of the City as may be now or hereafter determined by the City.

Section 3. Pursuant to RCW 70.95.030, the City of Kent hereby designates the following materials as recyclable materials:
1. container glass
2. paper
3. aluminum
4. tin cans
5. plastic

Other materials may be designated as recyclable as markets become available and as the net cost of collecting and recycling that material becomes equal to or less than the cost of collection, transfer, long haul and disposal. Items in the above list may be removed due to market or other variation.

Section 4. The City shall determine solid waste and recycling collection rates, if any, by ordinance and not as set forth in the Plan.
Section 5. The Public Works Director is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this ordinance.

Section 6. Effective Date. This ordinance shall take effect and be in force thirty (30) days from the time of its final passage as provided by law.

[Signature]
DAN KELLEHER, MAYOR

ATTEST:

[Signature]
BRENDA JACOBER, DEPUTY CITY CLERK

APPROVED AS TO FORM:

[Signature]
SANDRA DRISCOLL, CITY ATTORNEY

PASSED the 20 day of February, 1990.
APPROVED the 21 day of February, 1990.
PUBLISHED the 23 day of February, 1990.

I hereby certify that this is a true copy of Ordinance No. 2906, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

[Signature]
BRENDA JACOBER, DEPUTY CITY CLERK

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