

RESOLUTION 2001-11

RESOLUTION PROVIDING FOR SANCTIONS FOR THE YARD WASTE BAN AT THE LANDFILL, RESOLUTION 2000-23

WHEREAS, the Barton County Solid Waste Management Plan provides for the segregation of yard waste from municipal waste; and

WHEREAS, on October 2, 2000, Resolution 2000-23, A Resolution Banning Yard Waste at the Barton County Municipal Solid Waste Landfill, was adopted by the Board of County Commissioners of Barton County, Kansas; and

WHEREAS, in part that Resolution provided that:

1. As of January 1, 2001, yard waste will no longer be disposed of in the Barton County Municipal Solid Waste Landfill; and
2. That yard waste shall mean grass, leaves, decorative rocks, dirt and Christmas trees. Additionally, for the purpose of composting, yard waste may also include grass and leaves in combination with chipped trees and branches and other organic material collected as a result of the care of ornamental plants, lawns, shrubbery, vines and gardens; and
3. That citizens are encouraged to dispose of yard waste at composting sites operated throughout the County and that these sites are generally operated free of charge to the citizens of the cities; and
4. That the ban of yard waste is in compliance with the Barton County Solid Waste Management Plan; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Barton County, Kansas, pursuant to K.S.A. 19-101, et seq, that:

1. Any yard waste readily identified at the Barton County Landfill scale will be refused by staff and directed to a composting site. Scale House staff will not inspect loads for yard waste, but concealed waste may be revealed when dumped. Should concealed yard waste be found, sanctions will be implemented.
2. Reasonable amounts of waste will be accepted for disposal. While "reasonable amounts" cannot be defined, the Landfill staff has been instructed to use common sense with regard to what are reasonable amounts of yard waste. For example, bags of grass clippings are not acceptable, discarded house plants and cut flowers are acceptable.

3. Sanctions are as follows for yard waste found to be in violation of the ban:

First Offense – Written Warning – Patrons will receive a written warning from Barton County Landfill Staff.

Second Offense – 50% Fee & Written Warning - An additional fee of 50% of the total weight of the load will be assessed to the patron.

After 3-50% penalties are incurred, patrons will lose their Landfill privileges for a period of 7 calendar days.

4. Commercial haulers will receive notification of each offense by certified mail.

5. Should any patron find that sanctions imposed are unreasonable, sanctions may be appealed to the Board of Barton County Commissioners.
6. Commercial haulers who find themselves with problematic consumers, individuals who repeatedly attempt to put yard waste in their receptacles, will be encouraged to notify the Landfill Manager to help with the education process; and

FURTHER, that this Resolution shall be published once in the official County newspaper.

ADOPTED THIS 16th day of April, 2001.

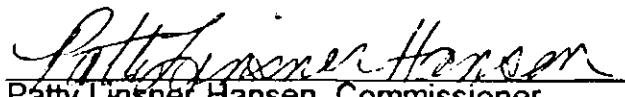
BOARD OF COUNTY COMMISSIONERS



Kirby Krier, Chairman




Pat Keenan, Commissioner

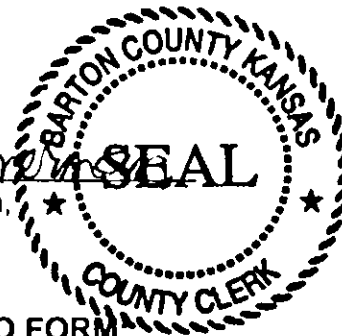


Patty Linsner-Hansen, Commissioner

ATTEST:

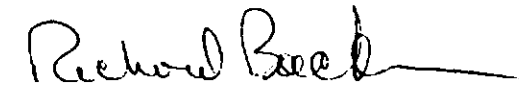


Donna Zimmerman,
County Clerk



The seal is circular with a double-line border. The outer ring contains the text "BARTON COUNTY KANSAS" at the top and "COUNTY CLERK" at the bottom, separated by two stars. The inner circle contains the word "SEAL" in the center.

APPROVED AS TO FORM.



Richard A. Boeckman,
County Counselor