

**Title 13**

**SOLID WASTE**

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**Chapter 13.01**

**DEFINITIONS**

**Sections:**

**13.01.01 Definitions From State Administrative Code Apply.**

**Section 13.01.01 Definitions From State Administrative Code Apply.**

The definitions in the Utah State Solid Waste Permitting and Management Rules, as set forth in the Utah Administrative Code, as amended, shall apply to this Title.

**Chapter 13.02**

**DISPOSAL OF SOLID WASTE GENERALLY**

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**13.02.01      Approved Waste Disposal Site.**

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**Section 13.02.01      Approved Waste Disposal Site.**

Unless otherwise provided in this Title, the disposal of all solid waste, whether residential or commercial, systematically collected, transported, stored, processed, or recovered in Wasatch County shall occur at the Blue Bench Landfill in Duchesne County.

**Section 13.02.02      Alternate Waste Disposal Site.**

The disposal of construction and demolition waste and inert waste systematically collected, transported, stored, processed, or recovered in Wasatch County may occur at solid waste disposal facilities other than the Blue Bench Landfill, provided that the intended disposal facility is licensed to receive and dispose of such waste and the person or entity doing so complies with all other provisions of this Title.

**Section 13.02.03      Health Department Authorized to Inspect Waste Disposal Facilities.**

The Health Department shall have authority to inspect all privately owned and operated solid waste disposal facilities, solid waste incinerators, and transfer stations in Wasatch County to determine compliance with state regulations, local regulations, and business license conditions. The owner of the facility, incinerator, or station shall pay the costs of inspections. Failure to permit inspections or take corrective action as required by the Health Department shall constitute grounds for license revocation.

**Chapter 13.03**

**LICENSE REQUIRED**

**Sections:**

**13.03.01 Waste Disposal Business License Requirement.**

**Section 13.03.01 Waste Disposal Business License Requirement.**

Any person or entity systematically collecting, transporting, storing, processing, or recovering solid waste in Wasatch County shall be required to obtain a business license.

**Chapter 13.04**

**SOLID WASTE REMOVAL SERVICES FOR RESIDENTIAL AND COMMERCIAL  
PROPERTY**

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**13.04.01 Exclusive Service Provider.**

**13.04.02 Application for Solid Waste Removal Service-New Construction.**

**Section 13.04.01 Exclusive Service Provider.**

The Wasatch County Solid Waste Disposal Special Service District shall be the exclusive provider of solid waste collection, transportation, and disposal for occupied residential and commercial properties within the District's jurisdiction.

**Section 13.04.02 Application for Solid Waste Removal Service-New Construction.**

No residential or commercial building permit shall be issued within the District's jurisdiction until the applicant has applied to the District for solid waste removal and paid generally applicable fees and charges associated with commencing that service.

**Chapter 13.05**

**USE, PLACEMENT, AND REMOVAL OF GARBAGE RECEPTACLE**

**Sections:**

**13.05.01        Approved Receptacle.**

**13.05.02        Receptacle Use Responsibilities.**

**Section 13.05.01        Approved Receptacle.**

Every owner, tenant, or occupant of property generating solid waste shall use the garbage receptacle provided by the District.

**Section 13.05.02        Receptacle Use Responsibilities.**

(1) On the scheduled day for solid waste removal service, each owner, tenant or occupant of property shall place his or her garbage receptacle at the curb or roadside so as to be easily accessible. As soon as practicable after the garbage receptacle is emptied, the owner, tenant, or occupant shall remove the garbage receptacle from the curb or roadside; however, in no case shall the garbage receptacle remain at the curb or roadside for longer than 48 hours after being emptied.

(2) The owner, tenant or occupant of property shall keep his or her garbage receptacle in a clean and sanitary condition, tightly covered at all times except when garbage is being deposited in or removed therefrom.

(3) The owner, tenant or occupant using a garbage receptacle shall be responsible to replace, at his or her expense, the receptacle in the event it is lost, damaged, or destroyed.

**Chapter 13.06**

**CONSTRUCTION SITES**

**Sections:**

**13.06.01 Construction and Demolition Waste Container Required.**

**13.06.02 Portable Toilet Required.**

**Section 13.06.01 Construction and Demolition Waste Container Required.**

(1) All construction sites shall obtain and maintain on site a closed container of suitable size and design to hold and confine construction and demolition waste accumulated on site. This requirement shall not apply to remodels involving less than 30 percent of the floor space of the existing structure.

(2) Containers required under this section may be placed within the setback area on a lot, provided that the placement of the container does not obstruct the view of motorists or otherwise create a public safety hazard and not on public right of way or road.

(Ord. 09-01, Amended, 02/02/2009)

**Section 13.06.02 Portable Toilet Required.**

(1) The owner of any construction site shall obtain and maintain at all times during construction a portable toilet on site for use by workers on the site. This section shall not apply to remodels where at least one indoor toilet remains unaffected by the remodel.

(2) The portable toilet required under this section may be placed within the setback area on a lot, provided that the placement of the portable toilet does not obstruct the view of motorists or otherwise cause a public safety hazard.

(3) The owner of the property and general contractor shall be responsible for servicing the portable toilet as frequently as needed to prevent overflowing or other unsafe or unsanitary condition.

**Chapter 13.07**

**CONSTRUCTION AND DEMOLITION WASTE AND INERT WASTE-PRIVATE  
SERVICE PROVIDERS**

**Sections:**

**13.07.01 Private Service Providers and Disposal Requirements.**

**13.07.02 Record-Keeping.**

**Section 13.07.01 Private Service Providers and Disposal Requirements.**

(1) Under this Title, the term “private service provider” means any private person or entity systematically collecting, transporting, storing, processing, or recovering construction and demolition waste or inert waste in Wasatch County and disposing of said waste at a solid waste facility other than Blue Bench Landfill.

(2) Private service providers shall dispose at the Blue Bench Landfill 50% of all construction and demolition waste and inert waste, measured by weight, that they collect or recover from within Wasatch County less any amounts thereof recycled.

**Section 13.07.02 Record-Keeping.**

Private service providers shall maintain and submit to the County Clerk quarterly records demonstrating by weight: (a) the construction and demolition waste and inert waste the private service provider collected, transported, stored, processed or recovered from within Wasatch County during each quarter of the year; and (b) the construction and demolition waste and inert waste the private service provider disposed of at the Blue Bench Landfill during the same quarter of the year. Failure to maintain or submit these records in a timely manner shall be grounds for revocation of the private service provider’s business license.

**Chapter 13.08**

**UNLAWFUL ACTIVITIES**

**Sections:**

- 13.08.01      Unsafe Placement of Garbage Receptacle.**
- 13.08.02      Spilling Refuse In Streets.**
- 13.08.03      Littering.**
- 13.08.04      Unlawful Solid Waste Collection or Storage.**
- 13.08.05      Construction Sites-Solid Waste Containers and Portable Toilets.**
- 13.08.06      Private Service Provider— Failure to Meet Disposal Requirements.**
- 13.08.07      Health Department Inspection.**

**Section 13.08.01      Unsafe Placement of Garbage Receptacle.**

Any person intentionally or knowingly placing a garbage receptacle on any street or public way so as to constitute a nuisance or safety hazard shall be guilty of a class C misdemeanor.

**Section 13.08.02      Spilling Refuse In Streets.**

It shall be unlawful for any person transporting solid waste or refuse of any kind, including but not limited to any garbage, gravel, manure, rubbish, brush, ashes, and stumps, to permit any of the transported material to be dropped or strewn on or along any street, public way, sidewalk, irrigation ditch or watercourse. A person violating this section shall be guilty of an infraction.

**Section 13.08.03      Littering.**

Except where state law provides for a more serious penalty, any person who intentionally or knowingly dumps or deposits any garbage, gravel, manure, rubbish, brush, ashes, stumps, or refuse of any kind upon or in any street, sidewalk, irrigation ditch, or water source within the County shall be guilty of a class C misdemeanor.

**Section 13.08.04      Unlawful Solid Waste Collection or Storage.**

It shall be unlawful for any person intentionally or knowingly to collect or store solid waste, garbage or refuse of any kind on his or her property for a period of time or in a manner that creates a risk to public health, safety or welfare. A person violating this section shall be guilty of a class B misdemeanor.

**Section 13.08.05      Construction Sites-Solid Waste Containers and Portable Toilets.**

It shall be unlawful for the owner or general contractor on a construction site intentionally or knowingly to violate any of the provisions of section 13.06 of this Title. A violation of this section is a class C misdemeanor.

**Section 13.08.06 Private Service Provider— Failure to Meet Disposal Requirements.**

It shall be unlawful for a private service provider intentionally or knowingly to violate any of the provisions of section 13.07 of this Title. A violation of this section shall be a class C misdemeanor.

**Section 13.08.07 Health Department Inspection.**

It shall be unlawful for the owner of any privately operated solid waste disposal facility, solid waste incinerator, or transfer station, or the owner's agent or employee, to:

- (1) refuse to permit an inspection of the facility, incinerator or transfer station by any Health Department representatives; or
- (2) fail to take corrective action mandated by a lawful order of the Health Department following an inspection. A violation of this section shall constitute a class B misdemeanor.