

RULES AND REGULATIONS
GOVERNING SOLID WASTE COLLECTION AND DISPOSAL IN
FREMONT COUNTY, WYOMING
REVISED APRIL 15, 2013

CHAPTER I
GENERAL PROVISIONS

Section 1. Authority. The authority to adopt rules and regulations governing solid waste collection and disposal by the Fremont County Solid Waste Disposal District Board is granted by Wyoming Statute §18-11-102 (2001). These rules and regulations are adopted pursuant to the Wyoming Administrative Procedure Act, Wyoming Statute §16-3-101 et. seq. (2001).

Section 2. Title. These rules and regulations shall be cited as "Rules and Regulations Governing Solid Waste Collection and Disposal in Fremont County, Wyoming".

Section 3. Purpose. The purpose of these rules and regulations is to protect the health and general welfare of Fremont County residents through the promulgation of rules and regulations to assure that solid waste is collected, transported and disposed of in a safe and healthy manner.

Section 4. Organization. Fremont County Solid Waste Disposal District is a duly organized solid waste disposal district created by resolution of the Board of County

Commissioners of Fremont County, Wyoming, on October 3, 1979, pursuant to Wyoming Statute §18-11-101 (1977).

Section 5. Definitions.

- a. "Asbestos" is a naturally occurring fibrous mineral defined by two categories:
 1. "Friable Asbestos" containing materials is any material that contains more than one percent asbestos by weight or area, depending on whether it is a bulk or sheet material and can be crumbled, pulverized, or reduced to powder by the pressure of an ordinary human hand.
 2. "Non-Friable Asbestos" containing materials is any material that contains one or more percent asbestos, but cannot be pulverized under hand pressure.
- b. "Board" means the Board of Directors of the Fremont County Solid Waste Disposal District.
- c. "Commercial Operator" means a person or firm engaged in the activity of collecting solid waste from residences, commercial firms or industrial plants within the District, for a fee or compensation of any type or kind.
- d. "Construction/Demolition Waste" shall mean any and all material generated from, construction, reconstruction, remodeling or demolition of a structure, and shall include, but is not limited to stone, wood, concrete, asphaltic concrete, cinder blocks, brick, sheetrock, plastic, plaster, metal, shingles, electrical materials, and plumbing materials.

- e. "District" means the Fremont County Solid Waste Disposal District.

- f. "Electronic Waste" (e-waste) shall mean items and components of items containing Cathode Ray Tubes, which includes but is not limited to computer monitors and televisions. It shall also mean, computers, key boards, mice, networking equipment, exterior modems, exterior CD/FDD, tape drives, mainframes, cell phones, printers, stereo equipment, VCR/DVD players, calculators, adding machines, laptop computers, facsimile machines, copy machines, UPS backups, any component part of the above, and any other such units or components which contain materials banned by the DEQ or EPA from being placed in the landfills or as may be designated by the District superintendent from time to time.

- g. "Hazardous Waste" means those wastes that are defined as hazardous wastes in Wyoming Department of Environmental Quality Hazardous Waste and Regulations, Chapter 2, Identification and Listing of Hazardous Waste.

- h. "Household Waste" means solid waste resulting from or incidental to residential activities, and includes waste produced from domestic use of a household as a residence only. Household Waste is also known as "Municipal Solid Waste" or MSW.

- i. "Landfill" means a solid waste management facility for the land burial of solid wastes, utilizing an engineered method of controls to avoid creating a hazard to public health, the environment, plants, or animals.

- j. "Municipal Operator" means an incorporated city or town engaged in the activity of collecting solid waste from residences, commercial firms or industrial plants within the District.
- k. "Municipal Solid Waste", commonly referred to as "MSW", means solid waste resulting from or incidental to residential activities, and includes waste produced from domestic use of a household as a residence only. Municipal Solid Waste is also known as "Household Waste".
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- l. "Person" means any institution, public or private corporation, municipality, individual, partnership, firm or other entity.
- m. "Solid Waste" means garbage, and other discarded solid materials, materials, including solid waste materials resulting from industrial, commercial and agricultural operations, and from community activities, but, unless disposed of at a solid waste management facility, does not include:
 - 1. Solids of dissolved material in domestic sewage or other significant pollutants in water resources, such as silt, dissolved, or suspended solids in industrial waste water effluents, dissolved materials in irrigation return flows or other common water pollutants;
 - 2. Liquids, solids, sludge's or dissolved constituents which are collected or separated in process units for recycling, recovery or reuse including the recovery of energy within a continuous or batch manufacturing or refining process; or

3. Agricultural materials which are recycled in the production of agricultural commodities.
- n. "Solid Waste Disposal Site" means any area designated by the Board for the collection and/or disposal of solid waste. Solid Waste Disposal Site includes both landfills and transfer stations.
 - o. "Special Waste" means those wastes that require special handling as described in Chapter 8 of the DEQ Solid Waste Rules and Regulations.
 - p. "Specialty Waste" means those wastes which are listed below:
 1. Bio/Medical Solid Waste,
 - a. Bio/Medical Solid Waste is accepted at the following locations (following disposal guidance): Lander Landfill, Sand Draw Landfill, and the Dubois Landfill.
 2. Confidential Records,
 - a. Confidential Records disposal is accepted at the following locations (following disposal guidance): Lander Landfill and the Sand Draw Landfill.
 3. Sump Mud,
 - a. Sump Mud disposal is accepted at the following locations (following disposal guidance): Lander Landfill and the Sand Draw Landfill.

4. Electronic Waste.

- a. Electronic Waste disposal is accepted at the following locations (following disposal guidance): Lander Landfill, Sand Draw Landfill, Dubois Landfill, and the Riverton Bale Station.

5. Asbestos

- a. Only Non-Friable Asbestos materials can be accepted by the District (absolutely no Friable Asbestos accepted), following a case-by-case approval process for the materials, provided a minimum of 24-hours in advance. The materials will need to be covered, secured to the transport vehicle, and encapsulated in the transport vehicle. The generator will need to complete a "Hazardous Waste Disposal" form, which can be acquired from the District scalehouse attendants. The generator will be required to unload all of the materials, without District assistance, into a designated location.
 - b. Non-Friable Asbestos is accepted, upon approval, at the Lander Landfill, Sand Draw Landfill, Dubois Landfill, and the Shoshoni Landfill.
- q. "Superintendent" means the person hired as the administrative head over the daily operations of all equipment and personnel employed by the Fremont County Solid Waste Disposal District.
- r. "Transfer Station" means any solid waste transportation related facility including loading docks, parking areas, storage areas, and ancillary features.

CHAPTER II
OPERATIONS

Section 1. Solid Waste Disposal Sites. The District shall maintain and operate, through its own staff or through contract managers or operators, one or more solid waste disposal sites within the District, for the use and benefit of residents of the District. The number of sites, locations of sites, and services provided at the sites are subject to the Board of Directors discretion and may be adjusted.

Section 2. Access to Disposal Sites. Any resident of the District may dispose of solid waste at the solid waste disposal sites provided, subject to direction of the site manager or operator as to where such wastes shall be dumped at any site and subject to such other requirements as set forth in these rules or as authorized by the Board, however, this is a privilege and not a right. No person shall dispose of solid waste at a landfill or transfer station at any time except the times that the same are open for operation. The Board shall have the authority to set times when the transfer stations and landfills are open. Such designation of open times for disposal shall be set by resolution. No waste shall be accepted from out of county residents or locations without the formal approval of the superintendent. The Board has the right to suspend disposal privileges.

Section 3. Fees

Returned Checks & Delinquent Payments Fees: The District will impose a \$30.00 fee on all returned checks, as well as impose any collection service charges (i.e. attorney fee's and collection service fees) to accounts not paid in full within 90-days, in addition to the full account balance.

Transfer Stations: The fee for disposing of municipal solid waste and construction and demolition solid waste in District transfer stations shall be as follows:

- a. Up to two bags of household waste \$5.00
- b. Delivery by car or pickup (beyond two bags of waste) \$10.00
- c. Delivery by trailer
 - 1. Single axle \$35.00
 - 2. Tandem Axle \$50.00
- d. White goods (if/when allowed) \$ 5.00/each
- e. Other metal items \$ 5.00/cy
- f. No Commercial loads allowed
- g. No loads larger than 4-cubic yards allowed.

For items b. and c. above there shall be a recycling credit for waste recycled. In order to receive the recycling credit the recyclable material must be separated into appropriate bins as provided by the District and there must be a minimum of 2 bags of recyclable material. The credit shall be as follows:

- b. \$ 3.00
- c.1. \$ 8.00
- c.2. \$10.00

Shoshoni Landfill (C&D): In addition to the above fees for transfer stations, the following additional fees shall be applicable at the Shoshoni landfill:

- a. Triple Axle Trailer \$50.00
- b. Deliveries by Dump Truck \$5.00/cy
- d. Deliveries by Semi Truck \$5.00/cy
- e. Deliveries by Semi Flat Bed \$5.00/cy (minimum 20 cy capacity charge)

Lander Landfill & Bale Station, Riverton Bale Station, Dubois Landfill & Transfer Station, and Sand Draw Landfill: The fee for disposing of municipal solid waste and construction and demolition solid waste at the Lander Landfill, Riverton Bale Station, Dubois Landfill, Sand Draw Landfill and other facilities where weight scales are available shall be \$0.04 per pound as read by the scale.

In the case of cars and pickups, there shall be a minimum fee of \$5.00 up to 200 pounds and an additional \$0.04 per pound for all pounds in excess of 200 pounds.

Specialty Waste: Fees in addition to the \$0.04 per pound shall be paid by residents and non-residents for the disposal of special and specialty wastes. The amount of the fee is determined by the board.

a. Specialty Waste Fees.

1. Bio/Medical Waste. All Bio/Medical Waste must be bagged in Bio/Medical Waste bags bought from the District. The Bio/Medical Waste Bag shall cost \$5.00. There is no additional fee beyond the \$0.04 per pound, except for the Bio-Medical Waste bag cost.

2. Confidential Records. The fee for confidential records shall be an additional \$0.21 per pound.
3. Sump Mud. The fee for Sump Mud generated outside the District and transported into the District for disposal at a district landfill is an additional \$0.04 per pound.
4. Electronic Waste (E-waste). E-waste shall not be placed in any district landfill or transfer station in any manner. E-waste shall be placed in specially designated containers. The fee for disposal of E-waste shall be an additional \$0.30 per pound of E-waste units or components thereof, or such other fee as may be designated by the Board of the Fremont County Solid Waste Disposal District.
5. Non-Friable Asbestos. The District will only accept Non-Friable Asbestos (absolutely no Friable Asbestos will be accepted). There is no additional fee beyond the standard waste disposal rate charged across the District scales.

Section 4. Accounts

Charge Accounts: Fremont County businesses, commercial/municipal operators, governmental entities, and non-profit entities that desire to maintain an active charge account with the District must meet and maintain the following criteria:

- a. A formal Fremont County Solid Waste Disposal District – Charge Account Request application must be submitted along with a non-refundable \$25.00 processing fee,

and gain approval by the Superintendent of Operations.

- b. The account balance must be paid in full monthly.
- c. Any accounts not paid in full monthly, and allowed to reach a 90-day period without full payment, will be terminated and the account will be imposed collection service charges (i.e. attorney fees and collection service fee's) in addition to the account balance.
- d. Any account holder with an account terminated due to non-payment will not be allowed to create another charge account with the District.
- e. Any account holder with an account terminated due to non-payment will have their disposal privileges suspended at all Fremont County Solid Waste Disposal District sites.

Section 5. One Time DEQ Authorizations. Due to emergencies, accidents, and other occurrences, the Department of Environmental Quality (DEQ) occasionally issues one time authorizations to dump wastes that are not normally allowed to be dumped at disposal sites operated by the District. The Board reserves the right to charge a fee for these one time DEQ authorizations. The fee shall be assessed by the Board at their discretion. The fee will be set according to time and materials expended.

Section 6. Non-Resident Use of Disposal Sites. Non-residents of the District may not use disposal sites of the District, except upon prior issuance of formal written permission from the District for such use and prior payment of a fee for such use.

- a. Commercial operators may not dispose of solid waste collected from outside the District, unless advance formal written permission has been provided, defining appropriate disposal fees and locations. In such cases, the requests shall state the amount of solid waste to be allowed from outside the District. No permission shall

be granted for solid waste from outside the District if the area from which the solid waste originates includes a solid waste disposal site.

- b. The fee for use of the disposal site of the District by non-residents shall be set by the Board.
- c. The District shall not be obligated to allow use of disposal sites of the District by non-residents; the allowance of such use on one occasion, or the issuance of a permit therefor, shall not be considered as grant of a right to renewal of such use or such permit, and such use may be terminated by the Board at any time, in its sole and absolute discretion. No formal permission for use of disposal sites by a non-resident shall be for more than thirty (30) days, and each such permit shall state the user accepts the permit with the understanding that there is no right of renewal and that the District reserves the right to discontinue such use in its sole discretion.
- d. No deposits of any kind shall be received at any disposal sites of the District, from out-of-state sources, or from other sources which might tend to subject the District to provisions of the Federal Interstate Commerce Laws.

Section 7. Disposal Permission Revocation. Any permission for deposit of solid waste issued by the Board to any person may be revoked at any time for violation of these rules.

Section 8. Transportation of Solid Waste to Solid Waste Disposal Site.

- a. Solid waste conveyed to any solid waste disposal site within the District, whether a landfill, transfer station, bailing station, or recycling facility, must be securely

covered. Securely covered is defined as a load that is securely covered and fastened to the transport vehicle in such a manner that the waste shall not, and cannot, be strewn upon the streets, roads and highways within Fremont County. Unsecured loads, including bagged waste, must be secured to the transport vehicle with a separate lid, tarp, or other means ensuring materials cannot blow or travel out of the car, truck, trailer, or any other means of transport.

- b. Any person who transports waste to a solid waste disposal site in violation of this Section shall have imposed upon them the following:
 1. A \$5.00 fee will be applied.
 2. Effective January 1, 2014, a minimum \$8.00 fee will be applied.

Section 9. Demolition Permits Larger than 100 Cubic Yards For any demolition project larger than 100 cubic yards, the owner or contractor must complete a Fremont County Solid Waste Disposal District – Construction/Demolition Permit Application request, and receive approval from the Superintendent of Operations.

- a. Any Commercial/Municipal Operator, person, firm, corporation, or governmental entity may apply for a permit, which application shall set forth the following:
 1. Name and Address of Applicant;
 2. Location of structure that is being constructed or demolished and size of structure in square footage;
 3. Type of trucks and capacity of trucks to be used in hauling the construction and demolition waste;
 4. Number of truckloads estimated to be used to dispose of construction and demolition waste and estimated yardage of construction and demolition waste to be disposed;

5. Estimated amount of time to accomplish the disposal of the construction and demolition waste and date of completion;
 6. A written statement that the applicant will comply with all rules and regulations of the District pertaining to the disposal of solid waste, and applicant will promptly pay the District for any damage done to District property by its employees or activities;
 7. Confirmation and proof of completion of a State of Wyoming Asbestos Abatement.
- b. All applicants shall pay a \$50.00 processing fee with their completed application, which is non-refundable, even if application is later withdrawn by applicant or the permit is denied.
- c. The Superintendent shall review each application and shall issue a Demolition Disposal Permit at his discretion, upon using the following guidelines in his decision-making process:
1. There is enough space available at a District Landfill to hold the amount of construction and demolition waste proposed to be disposed of in the District.
 2. The applicant has the means through manpower and trucking capacity to accomplish the disposal of the construction and demolition waste in a reasonable amount of time and in an efficient manner that fits in with District Operations.

- d. The Superintendent may place conditions upon the permit other than the fee amount including, but not limited to:
 1. Time period of disposal of construction and demolition waste;
 2. Location of disposal of construction and demolition waste.

The Applicant may appeal the denial of a permit, the conditions set by the Superintendent, or any other aspect of the permit to the Board pursuant to the Wyoming Administrative Procedures Act.

CHAPTER III RESTRICTIONS

The disposal of all solid waste at District Solid Waste Disposal Sites shall be subject to the following restrictions:

- a. No solid wastes or other wastes shall be disposed of within the District except as provided for in these rules and according to the rules and regulations of the Wyoming Department of Environmental Quality.
- b. Only solid wastes may be disposed of at the District Solid Waste Disposal Sites. No liquid wastes or hazardous wastes may be disposed of at the District Solid Waste Disposal Sites.
- c. No person shall separate, collect, carry off or otherwise remove or dispose of anything whatsoever from the District Solid Waste Disposal Sites without the permission of the District Superintendent or Board.

- d. It shall be unlawful for any unauthorized person to set a fire within a District Solid Waste Disposal Site.
- e. All solid waste must be placed within containers provided at transfer stations. No solid waste may be left outside of containers.
- f. No material or waste of any nature except for bagged household waste or construction and demolition debris shall be placed in transfer containers at the transfer stations located at Shoshoni, Jeffrey City, Hudson, Pavillion, Crowheart, Missouri Valley, Atlantic City, Lysite, 17-Mile, Ft. Washakie, and Ethete.
- g. All specialty waste fees must be paid and/or the proper paperwork filled out for billing, prior to entering an active site.
- h. Failure to pay fees for specialty waste, failure to follow proper disposal guidance, or failure to apply for and pay for special permits can result in a fine of \$500.00 plus the cost of the load. Failure to comply may at the board's discretion, subject the company or individual to losing their right to access the District transfer stations and landfills.
- i. Failure to dispose of Bio/Medical Waste in official Bio/Medical Waste Bags bought from the District, or failure to follow disposal procedures, shall subject the individual and/or company to a \$500.00 fine and may at the board's discretion, subject the company or individual to losing their right to access the District transfer stations and landfills.