

**RULES AND REGULATIONS
GOVERNING SOLID WASTE COLLECTION AND DISPOSAL IN
FREMONT COUNTY, WYOMING**

Adopted by:

Fremont County Solid Waste Disposal District Board

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GOVERNING SOLID WASTE DISPOSAL IN
FREMONT COUNTY, WYOMING
LAST REVISION AUGUST 2023**

**CHAPTER I
GENERAL PROVISIONS**

Section 1. **Authority.** The authority to adopt rules and regulations governing solid waste 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 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 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. "Bio/Medical Solid Waste" means any material that contains or has been contaminated by a biohazardous agent. Bio-waste includes, but is not limited to, Petri dishes, surgical wraps, culture tubes, syringes, needles, blood vials, absorbent material, personal protective equipment, and pipette tips.

- c. "Board" means the Board of Directors of the Fremont County Solid Waste Disposal District.
- d. "Commercial Operator" means a person, firm, public entity, governmental agency, or Tribal program engaged in the activity of collecting, transporting, and disposing of solid waste from residences, commercial firms or industrial plants within the District, for a fee or compensation of any type or kind.
- e. "Confidential Records" means an acceptable material type that a customer requests to have buried while they observe. These materials will be incorporated into the waste at a District landfill.
- f. "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.
- g. "Contract Manager" shall mean any person, persons, firm, or entity that has entered into a contract with the District to manage operations of any District site, in accordance with the District Rules and Regulations.
- h. "District" means the Fremont County Solid Waste Disposal District.
- i. "Electronic Waste" (e-waste) means any electrical or electronic equipment that has been discarded, including working and broken items.
- j. "Executive Director" or "Director" means the person hired as the administrative head over the daily operations of all District sites, District equipment, and personnel employed by the Fremont County Solid Waste Disposal District.
- k. "Flow Control" means the requirement that all solid waste generated within the District be delivered to a District facility.
- l. "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.
- m. "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.
- n. "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.

- o. “Low-Hazard Low-Volume Transfer Station” or “LHLV Transfer Station” means any solid waste facility managed by the District, that accepts small quantities of MSW and C&D materials for transport to a final disposal facility.
- p. “Mobile Home/ Motor Home/ House Trailer/ Camper:” for purposes of this Section shall be construed to mean a transportable prefabricated structure that can be situated in one particular place or moved and used as a permanent or temporary living accommodation.
(W.S. 31-1-101 Definitions)
- q. "Municipal Operator" means an incorporated city or town engaged in the activity of collecting, transporting, and disposal of solid waste from residences, commercial firms or industrial plants within the District.
- r. "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.”
- s. "Person" means any individual, institution, public or private corporation, municipality, partnership, firm or other entity.
- t. "Solid Waste" means any garbage, refuse, sludge, and other discarded material, including solid, semisolid, or contained gaseous material, resulting from residential habitation, industrial, commercial, and agricultural operations, and from community activities, but, unless disposed of at a landfill, 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 wastewater effluents, dissolved materials in irrigation return flows or other common water pollutants.
 - 2. Solids, sludges, 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.
- u. "Solid Waste Disposal Site" means any area designated by the Board for the acceptance and/or disposal of solid waste. Solid Waste Disposal Site includes landfills, transfer stations, bale stations, and recycling facilities.

- v. "Special Waste" means those wastes that require special handling as described in Chapter 8 of the DEQ Solid Waste Rules and Regulations.
- w. "Specialty Waste" means waste types that have a specific disposal fee and require special handling and/or review and approval prior to acceptance. The waste types identified in this category are defined below.
 - 1. Asbestos.
 - 2. Bio/Medical Solid Waste.
 - 3. Confidential Records.
 - 4. Electronic Waste.
 - 5. Mobile Home, Motor Home, House Trailer and Camper
 - 6. Sump Mud.
 - 7. Tires.
- x. "Sump Mud" means waste materials removed from a sump used for collection at businesses, including but not limited to car washes, mechanic shops, and industrial facilities, requiring lab analysis prior to acceptance.
- y. "Tires" means a worn, damaged, defective, or discarded tire from a vehicle or equipment.
- z. "Transfer Station" means any solid waste facility managed by the District that accepts MSW and C&D materials for transport to a final disposal facility, including loading docks, parking areas, storage areas, and ancillary features.
- aa. "Volunteer" shall mean any person or persons who have been authorized by the Board to operate a District site, in accordance with the District Rules and Regulations, without compensation of any type. All volunteers must meet District requirements prior to operating a District site.

CHAPTER II **OPERATIONS**

Section 1. Solid Waste Disposal Sites. The District shall maintain and operate, through its own staff or through contract managers, or volunteers, 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 shall be determined by the Board, 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 District staff as to where such wastes shall be disposed of at any site and subject to such other requirements as set forth in these rules or as authorized by the Board. Access to District sites and the right to dispose of waste is a privilege and not a right. No person shall dispose of solid waste at a District solid waste disposal site 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. No waste shall be accepted from out-of-county locations without the formal approval of the Executive Director. The Board has the right to suspend disposal privileges.

Section 3. Customer Cell Phone Use. No person shall use any cellular or satellite telephone while they are on any District landfill, transfer site, or recycling site. Use of cellular or satellite telephones shall include speaking on the phone, texting on the phone, or using internet. This prohibition shall not include District personnel who are authorized to conduct such telephone use.

Section 4. Fees and Special Handling Requirements.

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

- b. **Lander Landfill & Transfer 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 Transfer 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 for the first 200 pounds and an additional \$0.04 per pound for all waste in excess of 200 pounds.

c. **Rate Structure when the scales are not operational:**

- | | <u>Fee</u> |
|---|------------|
| 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 a single or tandem axle trailer	\$35.00
d. Delivery by a triple axle trailer.	\$50.00
e. Delivery by Commercial Compaction Truck	\$400.00
f. Deliveries by Roll-Off or Dump Truck	\$10 per cubic yard
g. Delivery by Semi Truck	\$10 per cubic yard

d. **LHLV Transfer Stations (District Staffed):** The fee for disposing of municipal solid waste and construction and demolition solid waste at District owned and operated/staffed transfer stations shall be as follows.

	<u>Fee</u>
a. Minimum Fee.	\$10.00
b. Cost per cubic yard of waste.	\$10.00
c. No loads larger than 4-cubic yards of waste allowed per customer or customer group per open event, or per week, whichever is less frequent.	

e. **LHLV Transfer Stations (Community-Based Volunteer Staffed):** The fee for disposing of municipal solid waste and construction and demolition solid waste at District owned and community-based volunteer staffed transfer stations shall be as follows.

	<u>Fee</u>
a. Minimum Fee.	\$5.00
b. Cost per cubic yard of waste.	\$5.00
c. No loads larger than 4-cubic yards of waste allowed per customer or customer group per open event, or per week, whichever is less frequent.	

f. **LHLV Transfer Stations (Lysite Community-Based Volunteer Staffed):** The fee for disposing of municipal solid waste and construction and demolition solid waste at District owned and the Lysite community-based volunteer staffed transfer stations shall be as follows.

	<u>Fee with Participation</u>	<u>Fee w/out Participation</u>
a. Up to two bags of household waste.	\$5.00	\$5.00
b. Delivery by car or pickup (beyond two bags of waste).	\$7.00	\$10.00
c. Delivery by trailer.	\$27.00	\$35.00
d. White goods (if/when allowed).	\$5.00/each	\$5.00/each
e. Other metal items.	\$5.00/cy	\$5.00/cy
f. No Commercial Operator loads allowed.		
g. No loads larger than 4-cubic yards allowed.		

g. **Specialty Waste:**
a. Specialty Waste Fees.

1. Bio/Medical Waste. All Bio/Medical Waste must be bagged in Bio/Medical Waste bags purchased from the District. The Bio/Medical Waste Bag shall cost \$5.00 for each bag. Bio/Medical Solid Waste is accepted at the following locations: Lander Landfill, Sand Draw Landfill, and the Dubois Landfill.
2. Confidential Records. The fee for confidential records shall be an additional \$0.25 per pound. Confidential Records disposal is accepted at the following locations with 24-hours advanced notice: Lander Landfill, Sand Draw Landfill, and Dubois Landfill.
3. Sump Mud. The fee for Sump Mud disposal at a District landfill is \$0.08 per pound. Sump Mud disposal is accepted at the following locations (following advance review and approval by the District): Lander Landfill, Sand Draw Landfill, and Dubois Landfill.
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. There is no fee for disposal of E-waste. Electronic Waste disposal is accepted at the following locations: Lander Landfill, Sand Draw Landfill, Dubois Landfill, and the Riverton Transfer Station.
5. Non-Friable Asbestos. The District landfills are permitted to only allow acceptance of Non-Friable Asbestos (the District sites are not permitted for the acceptance of Friable Asbestos). All non-friable asbestos disposal will require a case-by-case review and approval process. If acceptance is approved, the generator must provide a minimum 24-hrs advanced notice, the materials will need to be wetted, encapsulated, and sealed in plastic, covered, and secured to 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.

Non-Friable Asbestos is accepted, upon approval, at the Lander Landfill, Sand Draw Landfill, and Dubois Landfill. Disposal fees are as follows.

	<u>Fee</u>
a. Residential (owner).	\$80 per ton
b. Commercial/Contractor Rate.	\$128 per ton

6. Mobile Homes, Motor Homes, Trailers and Campers (“Units”)
 - a. A valid title is required for all units prior to disposal

- b. Units that can fit across a site scale without damaging District property shall be directed across the scale with a disposal fee based on the prevailing District MSW rate and the weight read by the District site scale system.
 - c. Units that will not fit across a District site scale without damaging District property shall be assigned a flat disposal fee \$2,000 if the unit is empty of all trash
 - d. Units that do NOT fit on the scale and are full of trash will be charged a flat rate of \$2,500
7. Tires. Waste tires received at a District site with a scale system shall have the following disposal rate applied.
- I.
 - a. Co-mingled loads of tires and other waste streams shall pay a disposal fee based on the prevailing District MSW rate and the weight read by the District site scale system, plus an additional \$40.00 for one (1) to five (5) tires in the load.
 - b. Six (6) or more tires in a mixed load shall be removed from the load and weighed at the \$232/ton rate
 - c. Bulk tire loads (no other waste types within the load).
\$232 per ton.
 - II.
 - a. All tires shall be placed in the tire segregation area as directed by the Scalehouse attendant
 - b. NO tires accepted at all Rural Transfer Stations

Section 4. Charge Accounts. Fremont County businesses, commercial/municipal operators, governmental entities, Tribal programs 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 (this fee is not required by governmental agencies) and gain approval by the executive director.
- 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 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, until the account balance is paid in full.

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 dispose of wastes that are not normally allowed to be disposed of 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.

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.
- b. The fee for use of a District disposal site by non-residents of the District shall be twice the established District disposal rates.
- c. The District shall not be obligated to allow use of District disposal sites by non-residents; the allowance of use, or the issuance of a permit therefor, shall not be considered as grant for continued use or renewal of such permit, and such use may be terminated by the Board at any time. No formal permission for use of disposal sites by a non-resident shall be for more than thirty (30) days unless provided for in writing, 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 at any time.
- d. No disposal of any kind shall be received at any District disposal sites, from out-of-state sources, or from other sources which might subject the District to provisions of the Federal Interstate Commerce Laws.

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

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

- a. Solid waste transported to any solid waste disposal site within the District, whether a landfill, transfer station, baling station, or recycling facility, must be secured. A secured load is securely covered and/or fastened to the transport vehicle. Gravity is not an acceptable method of securement. Any visible effort will be recognized as adequate.
- b. Any person who transports waste to a solid waste disposal site in violation of this Section shall have imposed upon them the following.
 2. A \$10.00 fee will be applied.

Section 9. Demolition Notice. Notice shall be provided to the District for any projects that will generate 100 cubic yards or more of waste that will be disposed of at a District facility. Notice requirements are as follows.

- a. Notice timeline. The project owner or responsible party shall provide notice to the District at least 2 weeks prior to the start of the project.
- b. Notice information.
 1. Project description.
 2. Physical address of the project.
 3. Estimated quantities of waste by type.
 4. Project schedule.
 5. Desired disposal location.
 6. Waste disposal fee handling (existing charge account or payment by load).
 7. Confirmation of an asbestos review.

The District shall respond to the notice with any necessary conditions that may apply within two weeks of the notice.

Section 10. Disposal of Solid Waste Within the District (Flow Control).

- a. Purpose: The purpose of Flow Control is to protect the health, safety and general well-being of the citizens of the District and Fremont County, enhance and maintain the quality of the environment, conserve natural resources and to prevent water and air pollution by providing for a comprehensive, rational and effective means or regulating the disposal of Solid Waste in the Fremont County Solid Waste Disposal District.
- b. Geographic Area, Facilities and Solid Waste Disposal: The geographic area covered by this flow control regulation shall be all of the geographic area of the District, with the exception of the Wind River Indian Reservation. Provided however, that this regulation may extend to the Wind River Indian Reservation by contract with the District.

- c. Solid Waste Disposal: All solid waste, as defined in these regulations that is generated within the District, except as provided above shall be delivered to a District transfer station or District landfill. This requirement shall not apply to solid waste generated within the District that is not or cannot be accepted by the District, and such waste shall be disposed of in accordance with federal and state laws. This requirement also does not apply to recyclable solid waste if the collector accumulates and then delivers the recyclables out of the District for recycling.
- d. Applicable Waste Subject to Flow Control: All solid waste collectors and other persons shall deliver all household solid waste, commercial waste, municipal solid waste, specialty waste, and construction and demolition debris generated within the District, except as provided for in section 10.3 above to a District Landfill or to a District Transfer Station, for disposal.
- e. Penalty: Any person, firm or entity that fails to deliver solid waste generated by them or collected by them to a District site as provided herein, shall be assessed a fee of \$250.00 for the first violation, \$500.00 for the second violation and \$750.00 for subsequent violations. In additions to the fees imposed herein, the District shall have the ability to suspend disposal privileges of the violator after the second violation. With regards to commercial haulers, the failure to deliver identified waste to a designated facility within 3-days of collection shall be presumptive evidence that the waste was illegally dumped or disposed of at a location other than a designated facility.

CHAPTER III **RESTRICTIONS**

Section 1. 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 anything whatsoever from the District Solid Waste Disposal Sites without the permission of the District Executive Director.

- 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. All specialty waste fees must be paid and the proper paperwork filled out, prior to entering an active site.
- g. 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 \$750.00 plus the cost of the load. Failure to comply may result in the company or individual to losing their right to access the District sites.
- h. 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 \$750.00 fine and may result in the company or individual to losing their right to access the District sites.