

Calloway County Fiscal Court

ORDINANCE # 22-0216-A

An ordinance establishing a permit process for the licensing of solid waste management facilities.

An ordinance setting forth regulations for the collection and transportation of solid waste in Calloway County and establishing a license fee for engaging in the business thereof.

BE IT ORDAINED by the Fiscal Court of Calloway County:

This ordinance shall be known and may be cited as the "Calloway County Solid Waste Management Facility Licensing Ordinance".

Section I – Definitions

Solid Waste Management Facility – any facility that accepts, stores, disposes, processes or transfers municipal solid waste. This includes transfer stations and recycling centers and any other solid waste handling facility.

Processing – incinerating, composting, baling, shredding, salvaging, compacting and other processes whereby solid waste is modified or reduced.

Person – an individual, trust, firm joint stock company, corporation, partnership, association, federal agency, state agency or any interstate body.

Solid Waste – any garbage, litter, refuse, sludge and other material, including solid liquid, semi-solid or contained gaseous material resulting from industrial, commercial or residential activities.

Transfer Station – any transportation related facility including loading docks, compaction equipment, and other similar facilities where shipments of solid waste are held or transferred during the normal course of transportation.

Section II – Application of this Ordinance

- (A) It shall be unlawful for any person to operate a solid waste management facility without a permit to conduct such business issued upon the approval and authority of the Calloway County Fiscal Court.
- (B) Permits shall be issued for a period of one year, subject to continued conformance with the regulations governing the collection, processing and transportation of solid waste in the county and the State of Kentucky.
- (C) All applications for a permit to operate a solid waste management facility must be made on an official form, which may be obtained on the county website through a link provided on the Solid Waste Haulers Report or the form is Form 5033 through the State of Kentucky. Failure to complete any portion of the application shall be grounds for denial of the requested permit.

- (D) Any Solid Waste Management business that operates in the county will be required to obtain a permit.
- (E) The annual fee of \$250.00 must accompany the application. This fee will be refunded in the event that the permit is not granted.
- (F) Failure to obtain a permit will result in the possibility of fines up to \$1,000.00 for each day during which the violation continues per KRS 224.99.010.

Dated this 16th day of February, 2012.

[Handwritten Signature]

Calloway County Judge/Executive