

Regulation No. 98

A REGULATION FOR THE STORAGE AND COLLECTION OF SOLID WASTE AND FOR THE CONSTRUCTION AND OPERATION OF SOLID WASTE TRANSFER STATIONS IN THE WAYNE COUNTY GENERAL HEALTH DISTRICT AND TO DECLARE AN EMERGENCY.

A regulation establishing standards for the handling of solid waste on premises; the collection of solid waste; requiring registration certificates to operate solid waste collection equipment; the construction and operation of solid waste transfer station; requiring plans for solid waste transfer stations; and requiring registration certificates to operate solid waste transfer stations in order to protect the public health and welfare and prevent insanitary conditions and nuisances.

NOW THEREFORE, BE IT RESOLVED by the Board of Health of the Wayne County General Health District as follows:

SECTION 1- DEFINITIONS

As used in this regulation

- 1.1 "Board of Health" means the board of health of a city or general health district, or the authority having the duties of a board of health in any city as authorized by section 3709.05 of the Revised Code.
- 1.2 "Health Commissioner" means the person occupying the office created by section 3709.11 and section 3709.14 of the Revised Code or his authorized representative.
- 1.3 Person means the state, any political subdivision, public or private corporation, individual, partnership, or other entity.
- 1.4 Premises means any land, buildings, or structures upon or in which solid waste may be temporarily stored, placed, or accumulated.
- 1.5 Solid Waste means such unwanted residual solid or semi-solid material as results from industrial, commercial, agricultural, and community operations excluding earth or materials from construction, mining, or demolition operations and slag and other substances which are not harmful or inimical to public health, and includes garbage, combustible and non-combustible material, street dirt, and debris.
- 1.6 Solid Waste Transfer Station means a location, not at the point of solid waste generation, in the solid waste handling system that is used to facilitate the transfer of waste from locally operated collection vehicles to those intended to convey the material to the solid waste disposal site or facility; the transfer of such wastes being from vehicle to vehicle or from vehicle to location to vehicle.

SECTION 2- PREMISE MAINTENANCE

- 2.2 No person shall store, place, burn, or dispose on his premises or the premises of another or permit to accumulate on his premises, any solid waste in such a manner whereby it will become a rodent or insect harborage or breeding place, or create a health menace, insanitary condition, or nuisance.

SECTION 3- REGISTRATION CERTIFICATE REQUIRED

- 3.1 No person shall engage in the business of solid waste collection or operate a solid waste transfer station unless he possesses a registration certificate issued by the Board of Health of the Wayne County General Health District.

- 3.2 The Board of Health shall issue registration certificates to collect solid waste or to operate solid waste transfer stations only to persons having proper equipment, as required by this regulation and personnel for collecting of solid waste or for operating solid waste transfer stations, and agreeing to comply with all conditions of issuance or possession of the registration certificate and otherwise complying with the requirements of this regulation.
- 3.3(a) Any person intending to collect solid waste or to operate a solid waste transfer station shall make written application for a registration certificate to the board of health on a form provided by the board of health.
- (b) For a registration certificate to collect solid waste, such application shall contain the name and address of such person, a description of the equipment to be used in the collection of such solid waste, the area where solid waste collections are to be made, and such other information as the board of health determines will reasonably aid in the administration and enforcement of this regulation.
- (c) For a registration certificate to operate a solid waste transfer station, such application shall contain the name and address of such person, the location of the transfer station, the point of final disposition of the solid waste and such other information as the board of health determines will reasonably aid in the administration and enforcement of this regulation.
- 3.4 Upon approval of such application and determination that the applicant has the proper equipment in good condition, and personnel to meet the requirements of this regulation, the board of health shall issue a registration certificate to the applicant. The board of health may state on the registration certificate or by a writing attached to the registration certificate the conditions under which it is issued to insure the proper collection of all refuse and the proper operation of all solid waste transfer stations in accordance with this regulation.
- 3.5 The Board of Health may revoke or suspend the registration certificate of any person to collect solid waste or operate a solid waste transfer station who has demonstrated inability or unwillingness to comply with this regulation.
- 3.6 Any person whose application for a registration certificate has been denied, suspended, or revoked may make written request for a hearing before the Board of Health of the Wayne County General Health District within 30 days. The board of Health shall grant such hearing within a reasonable time after request is made therefor.
- 3.7 All registration certificates issue under this regulation shall expire one year from date of issuance.

SECTION 4- SOLID WASTE COLLECTION

- 4.1 All vehicles used for the collection and transportation of solid waste unless all the solid waste is kept in watertight covered containers shall have enclosed bodies or suitable provisions for covering the body of the vehicle. All vehicles shall be leak proof, of easily cleanable construction, shall be cleaned at sufficient frequency to prevent odor, nuisance, or insect breeding, and shall be maintained in good repair.
- 4.2 Any person making application for a registration certificate to collect solid waste shall present his equipment for inspection by the health commissioner of the Wayne County General Health District, or his authorized representative, to determine if applicant is in compliance with Section 3.4 and 4.1 of this regulation.
- 4.3 Any person making application for a registration certificate to collect solid waste shall have equipment to satisfactorily clean all vehicles or containers used in the conduct of his business.

SECTION 5- PLANS REQUIRED FOR SOLID WASTE TRANSFER STATIONS

- 5.1 Each person proposing to place in use or to construct a new solid waste transfer station shall submit plans and specifications to the board of health for approval at least sixty days before the proposed operation of the transfer station.

The plans and specifications shall include:

- a. Specific location of the transfer station and indication of same on a vicinity map.
- b. Location of public roadways, communities, habitable structures, or places of public use on subject and adjoining properties.
- c. Clear indication of the entire property owned or leased by the person proposing the transfer station.
- d. The means of limiting access including fencing, gates, natural barriers, or other methods.
- e. Details of method of treating or disposing of the liquid wastes resulting from operation of the transfer station.
- f. Detailed drawings and specifications of all structures and equipment.
- g. General layout of equipment and flow pattern.
- h. Detailed description of appurtenances and procedures intended to handle heavy or bulky items, for storage of solid wastes beyond the end of the working day, control dust and odors, and to handle hot or burning loads of solid waste and fire control.
- i. Statements from the zoning board, planning commission, and other agencies having interest or jurisdiction over the proposed transfer station indicating that the proposed transfer station is in conformance with policies, regulations, and land use plans.
- j. Location of existing or proposed utilities.
- k. Indicate place and method of final disposition of solid waste, method of volume reduction- compacting, grinding, compression, or tamping equipment.

SECTION 6- SOLID WASTE TRANSFER STATION OPERATION

- 6.1 All solid waste shall be confined to the unloading, loading, and handling area. The transfer station and the adjacent area shall be kept clean and free of litter.
- 6.2 Access to the transfer station shall be limited to those times when operational employees are on duty or definite control rules shall be established in the instance of unmanned transfer stations.
- 6.3 Special provision shall be maintained for the transfer of large, heavy, or bulky items at the transfer station or the large, heavy, or bulky items shall be excluded from the transfer station.
- 6.4 Sewage solids or liquids and other liquid or hazardous substances in quantities considered to be detrimental to the normal operation of the transfer station shall be excluded from the transfer station, except in those instances wherein the nature of the material and the equipment and method of handling has received written approval from the health commissioner.
- 6.5 All liquid wastes shall be disposed of in municipal sewage treatment system or in sewage treatment devices constructed and maintained in accordance with the standards of the Ohio Department of Health.
- 6.6 Salvaging shall not be conducted except with the written approval if and in a manner acceptable to the health commissioner. Scavenging shall not be permitted.
- 6.7 No putrescible solid waste shall remain in the transfer station for more than twenty-four hours. In the event that putrescible solid waste is to remain at the transfer station beyond the end of the working day, the solid waste shall be stored in a leak-proof, fly and rodent-proof structure, bin, or container.

- 6.8 Equipment adequate in size and quantity and in operational condition shall be available at all times to operate the transfer station. If for any reason the transfer station is rendered inoperable for more than twenty-four hours, an alternate method shall be available to transport the solid waste to the disposal site or facility.
- 6.9 Adequate provision shall be made for the routine operational maintenance of the transfer station and all appurtenances.
- 6.10 Dust generated by the unloading of the solid waste and the operation of the transfer station shall be controlled at all times.
- 6.11 Odor resulting from the unloading of the solid waste and the operation of the transfer station shall be controlled at all times.
- 6.12 No solid waste shall be burned at the transfer station.
- 6.13 All necessary operations of the transfer station shall be carried out promptly in a systematic manner so conditions are unfavorable for the harborage and production of insects and rodents. Supplemental effective vector control shall be initiated immediately by the operator when deemed necessary by the health commissioner.
- 6.14 Live domestic and farm animals shall be excluded from the transfer station.
- 6.15 The operator shall maintain a daily log of operations of the transfer station. A copy of the daily log shall be on file and available to the health commissioner upon request.
- 6.16 Arrangements shall be made for adequate fire protection.
- 6.17 Employees shall receive initial and periodic safety and procedure training to prevent accidents. All hazardous machinery shall be equipped with appropriate safety devices. Employees shall be instructed in the principles of first aid and an adequate stock of first aid supplies shall be maintained at the site.
- 6.18 Solid wastes, which are burning or are at a temperature likely to cause fire, or are of a highly flammable or explosive nature, shall not be accepted in the transfer station.
- 6.19 A transfer station shall be operated under close supervision of responsible individuals who are thoroughly familiar with the requirements and the operational procedures of the transfer station.

SECTION 7- PENALTIES

- 7.1 Any person who violates any provisions of this regulation is subject to the penalties provided by Sections 3709.99 of the Ohio Revised Code.

SECTION 8- EFFECT OF PARTIAL INVALIDITY

- 8.1 Should any part of this regulation be declared unconstitutional for any reason, the remainder of the regulation shall not be affected thereby.

SECTION 9- EMERGENCY

- 9.1 This regulation is hereby authorized to be an emergency regulation necessary for the immediate preservation of the public health. Such emergency is being caused by the immediate need for control of the handling of solid waste on premises, the collection of solid waste, the operation of solid waste collection equipment, and the construction and operation of solid waste transfer stations. The need for control is caused by the closing of all open dumping sites in the Wayne

County General Health District in accordance with HB 24-06 Ohio Sanitary Code on December 31, 1970.

SECTION 10- EFFECTIVE DATE

10.1 This regulation shall be effective on and after the thirty-first (31) day of December 1970.

Adopted by the Board of Health of the Wayne County General Health District this 9th day of December 1970.

M. S. Livestone

Presiding Officer of the Board

[Handwritten Signature]

Secretary of the Board