

BENTON COUNTY, MINNESOTA

WHEREAS, the Benton County Board of Commissioners on its own motion instituted proceedings to amend Ordinance #162, the Benton County Solid Waste Management Ordinance, to provide for the regulation of the collection and transportation of solid waste; and

WHEREAS, on March 17, 1992, Notice of Public Hearing was published in the official newspaper; and

WHEREAS, on April 7, 1992, the Board of County Commissioners held a public hearing on the proposed amendments to the Solid Waste Management Ordinance;

NOW, THEREFORE, THE BENTON COUNTY BOARD OF COMMISSIONERS ORDAINS as follows:

The Benton County Solid Waste Management Ordinance is hereby amended by adding Section 4.5 as follows:

4.5 COLLECTION AND TRANSPORTATION OF SOLID WASTES

Subd. 1. Unless otherwise provided in these regulations, the owner, lessee and occupant of any premises, business establishment or industry is responsible for the collection and transportation of solid waste from the premises, establishment or industry, and shall collect and remove all solid waste accumulated at the premises, business establishment or industry and transport it to an appropriate solid waste management facility for which a permit has been issued by the Agency and the county.

Subd. 2. Debris, litter, garbage, papers, or junk should not be piled outside of disposal containers on any property except in public or other licensed refuse disposal facilities.

Subd. 3. Vehicles or containers used for the collection and transportation of garbage and other putrescible wastes, or solid waste containing such materials, shall be covered, leakproof, durable and of easily cleanable construction. These shall be cleaned to prevent offensive odors, pollution or insect breeding, and shall be maintained in good repair.

Subd. 8. Solid waste must be disposed of at an operation possessing a permit from the Agency and a license from the County.

Subd. 9. All licenses issued pursuant to this section shall expire on the 5th of March of the year following the date of issuance of the license.

Subd. 10. Any solid waste transportation license issued pursuant to this section may be revoked or suspended pursuant to Section 2.9 of this ordinance in the event of noncompliance with the conditions of license or the provisions of this section.

Subd. 11. Except for the sanitary operation of solid waste hauling vehicles, as described in subdivisions 2, 3 and 4, the Benton County Board, and its agents, shall not undertake the inspection or regulation of the appearance or condition of motor vehicles used in the collection and transportation of solid waste, regardless of whether said vehicles operated within the county are licensed or unlicensed. Benton County assumes no liability for the safe operation of these vehicles. This section shall not affect the rights, duties and responsibilities of Law Enforcement Personnel who are acting within the course of their duties.


APPROVED AND ADOPTED by the Benton County Board of

Commissioners this 7 th. day of April, 1992.



Duane Walter, Chairman
Benton County Board of Commissioners

ATTEST:



William E. Scott, III, Clerk

207892

OFFICE OF
BENTON COUNTY RECORDER
BENTON COUNTY, MN
CERTIFIED TO BE FILED
AND/OR RECORDED ON

APR 23 10 46 AM '92

ALICE C. ENGELMEYER
COUNTY RECORDER

BY  DEPUTY