

ORDINANCE NO. 116

AN ORDINANCE TO ESTABLISH AN OPERATING POLICY FOR JAMES CITY COUNTY LANDFILL.

I. IN GENERAL

- A. Definitions. For purposes of this Ordinance, the following definitions shall apply:
1. Commercial refuse. Refuse or wastes resulting from the operation of commercial or business establishments, including but not limited to stores, markets, offices, restaurants, shopping centers or theaters.
 2. Director. The Director of Public Works or his authorized designee.
 3. Household refuse. Refuse or waste resulting from residential operation.
 4. Industrial refuse. Refuse or waste resulting from industrial and/or manufacturing operations.
- B. The director shall be authorized to establish reasonable rules and regulations to determine the origin or refuse presented at the landfill for disposal.
- C. No refuse originating outside the boundaries of James City County shall be accepted for disposal at the landfill unless a contract exists between James City County and the jurisdiction in which the refuse originates.

II. INDUSTRIAL REFUSE

- A. Prior to the acceptance of industrial refuse at the landfill, the person, firm or corporation desiring to dispose of same shall secure a permit from the director. Prior to the issuance of such a permit, the director shall determine the compatibility of the specific refuse with the landfill method of disposal. In determining such compatibility, the director shall consider disposal volume, difficulty of handling, employee safety, likelihood of equipment damage and any unusual health or environmental problems.

III. PROHIBITED REFUSE OR WASTES; EXCEPTIONS

- A. Refuse materials or wastes resulting from land clearing,
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demolition, construction or tree trimming activities are declared to be incompatible with the method of landfill disposal in terms of volume, difficulty in handling and the potential for damaging equipment and as such shall not be accepted for disposal at the landfill, except as follows:

1. Tree trimming wastes that have been processed by a mechanical chipper; or
2. Tree trimming wastes and home repair wastes from residences within the County in quantities not exceeding 4 cubic yards per month from any one residence; or
3. Home repair or improvement wastes from persons so engaged not exceeding 4 cubic yards per month per person, firm or corporation so engaged.

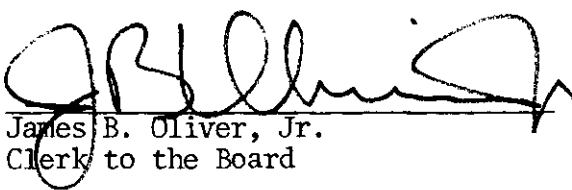
IV. VIOLATION

- A. Any person, firm or corporation who shall violate a provision of this Ordinance shall be guilty of a misdemeanor, and upon conviction shall be subject to a fine not exceeding One Thousand Dollars (\$1,000.00) or thirty (30) days imprisonment, or both, for each violation.

This ordinance shall be in full force and effect from the date of its adoption.


Jack B. Edwards, Chairman
Board of Supervisors
James City County, Virginia

ATTEST:


James B. Oliver, Jr.
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, on the 8th day of May, 1978.