

ADOPTED

MAR 18 1991

ORDINANCE NO. 131A-4

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 7, GARBAGE AND REFUSE, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY ADDING ARTICLE IV. SOLID WASTE RECYCLING REPORT.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 7, Garbage and Refuse, is hereby amended and reordained by adding Article IV. Solid Waste Recycling Report, Section 7-24. Purpose, Section 7-25. Definitions, Section 7-26. Annual report, Section 7-27. Contents of annual report, Section 7-28. Volume or weight reported, Section 7-29. Proprietary information, and Section 7-30. Scope.

Chapter 7. Garbage and Refuse

ARTICLE IV. Solid Waste Recycling Report

Section 7-24. Purpose.

The purpose of this Article is the furtherance of solid waste management and the recycling of solid waste in the county as provided for in § 10.1-1411, Code of Virginia, as authorized by § 15.1-11.5:2, Code of Virginia.

Section 7-25. Definitions.

For the purposes of this Article, the following words and phrases shall have the meaning respectfully ascribed to them by this section:

Generators. Any entity whose act or process produces solid waste as defined in this section.

Manage. To collect, store, treat, transport and dispose of solid waste as defined in this section.

Reused. Once having been a waste and being:

- (1) Employed as an ingredient (including use as an intermediate) in a process to make a product, excepting those materials possessing distinct components that are recovered as separate end products; or
- (2) Employed in a particular function or application as an effective substitute for a commercial product or natural resources.

Recycling. The process of separating a given waste material from the waste stream and processing it so that it is used again as a raw material for a product, which may or may not be similar to the original product.

Solid Waste. Any garbage, refuse, sludge or other discarded material, including solid, liquid, semisolid or contained gaseous material, resulting from industrial, commercial, residential, mining and agricultural operations, or community activities but not including: 1) solid or dissolved material in domestic sewage; 2) solid or dissolved material in irrigation return flows or in industrial discharge which are sources subject to a permit from the State Water Control Board; or 3) source, special nuclear, or by-product material as defined by the Federal Atomic Energy Act of 1954, as amended.

Source Reduction. Any action that reduces or eliminates the generation of waste at the source, usually within a process. Source reduction measures include among others, process modifications, feedstock substitutions, improvements in feedstock purity, improvements in housekeeping and management practices, increases in the efficiency of machinery, and recycling within a process.

Section 7-26. Annual Report.

All nonresidential solid waste generators and companies that manage solid waste or recycle materials within the county shall submit an annual report to the County Administrator, on or before March 1, 1992, and every year thereafter.

Section 7-27. Contents of Annual Report.

Each annual report required to be submitted hereunder shall be submitted on a form prescribed by the County Administrator and shall include the following information with respect to the reporting party for the period covered by the report:

- (1) The name and address of the reporting party;

- (2) The total quantity of solid waste: a) generated; b) managed; and c) principal and-or supplemental recycling materials, by type, recycled by the reporting party during the past calendar year; and
- (3) The total quantity or volume of solid waste that has been the subject of source reduction or reuse as defined in this Article.

Section 7-28. Volume or Weight Reported.

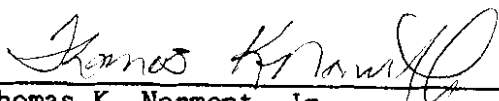
The report required under this Article shall be based on actual volume or weight. Where actual volume or weight cannot be accurately determined, carefully estimated data may be used. The report shall include a description of the basis for the reported data.

Section 7-29. Proprietary Information.

This Article shall not be construed to require any party to report information of a proprietary nature. Where any party fails to report any information otherwise required under this Article based upon an assertion that such information is of a proprietary nature, the party shall specify in its report the nature of the information withheld and the basis for its determination that such information is of a proprietary nature.

Section 7-30. Scope.

Recycled solid waste included in the report shall include only those solid wastes delivered to market from within the county.


Thomas K. Norment, Jr.
Chairman, Board of Supervisors

ATTEST:


David B. Norman
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
DEPUE	AYE
TAYLOR	NAY
EDWARDS	AYE
KNUDSON	AYE
NORMENT	AYE

Adopted by the Board of Supervisors of James City County, Virginia,
this 18th day of March, 1991.

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