

COMMONWEALTH OF KENTUCKY
OLDHAM COUNTY
ORDINANCE NO. KOC-04- 830-181

AN ORDINANCE RELATING TO THE AMENDMENT OF THE EXISTING OLDHAM
COUNTY SOLID WASTE ORDINANCES, KOC-94-800-846,
KOC 97-830-53 & 99-830-199 COMBINED DOCUMENT

WHEREAS, the Oldham County Fiscal Court has the authority pursuant to the provisions of KRS Chapters 67 and 109, and other applicable law, to enact an ordinance regulating the management of solid waste within the county; and,

WHEREAS, the Oldham County Fiscal Court did advertise and conduct a public hearing on the recommended ordinance amending the Oldham County Solid Waste Ordinances KOC-94-800-846, KOC-97-830-53 & 99-830-199 Combined Document, and the said Fiscal Court having voted to adopt the proposed changes at its regular meeting conducted on November 2, 2004.

NOW THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF THE
COUNTY OF OLDHAM, COMMONWEALTH OF KENTUCKY, THAT:

- (1) Section 1 is amended to delete and add language as follows:

Cabinet: Environmental and Public Protection Cabinet [~~The Natural Resources and Environmental Protection Cabinet.~~]

Commercial solid waste: All types of solid waste generated by stores, offices, restaurants, warehouses, farms and other services and non-manufacturing activities, excluding household and industrial solid waste.

County: Oldham County

Court: Oldham County Fiscal Court

Franchise contract: A contract entered into between the County and a private contractor for the collection, transportation and disposal of solid waste within an established franchise area.

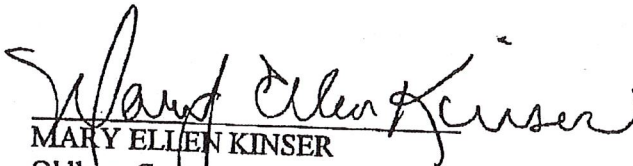
- (2) Section 2.1 is amended as follows:

Effective February 1, 2005, no person shall engage in the collection of solid waste in the county without obtaining a permit from the Solid Waste Coordinator. The County shall provide coordination for the collection of all [~~residential~~] solid waste in the county from all private residences, apartment dwellings, and other dwelling units and from all professional, business or commercial activities. The type of collection system provided shall conform to Section 2.4 herein. Coordination of collection shall include, but not be limited to, the

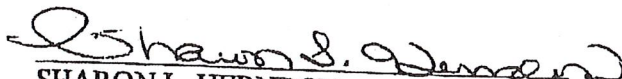
- (G) No later than January 15th of each year, the contractor shall submit to the county's Solid Waste Coordinator a current permit from the appropriate federal and/or state agency permitting the operation of the solid waste disposal facility to which the solid waste collected by the contractor will delivered to for disposal. The contractor must obtain all permits required by this ordinance before engaging in the collection and transportation of solid waste.
- (H) The Court shall require the contractor to maintain insurance coverage by insurers acceptable to the county and with limits of liability specified by the Court. The county shall be named an additional insured on all policies.
- (I) Placement of solid waste containers in a proper location for collection shall be the responsibility of the customer. If the contractor and the customer cannot agree on the proper container location, the county's solid waste coordinator will determine proper placement.
- (J) Persons using the collection services of the county's contractor shall place all of their solid waste for collection in containers that satisfy the container requirements set forth in the franchise contract.

This ordinance shall become effective upon its passage and advertisement according to law.

Dated this 2nd day of November, 2004.


MARY ELLEN KINSER
Oldham County Judge Executive

ATTEST:


SHARON L. HERNDON
Oldham County Fiscal Court Clerk