


**WHATCOM COUNTY COUNCIL AGENDA BILL**

**NO. 2008 - 343**

<b>CLEARANCES</b>	<b>Initial</b>	<b>Date</b>	<b>Date Received in Council Office</b>	<b>Agenda Date</b>	<b>Assigned to:</b>
Originator:		9/30/2008		10/7/2008	PW & Introduction
Division Head:				10/21/2008	Council
Dept. Head:		9.30.08		3/31/2009	Introduction
Prosecutor:				4/14/2009	PW/Council
Purchasing/Budget:					
Executive:					

**TITLE OF DOCUMENT:**

Ordinance amending WCC 2.78, Solid Waste Advisory Committee

**ATTACHMENTS:**

<b>SEPA review required?</b> (    ) Yes     (    ) NO	<b>Should Clerk schedule a hearing ?</b> (    ) Yes     (    ) NO
<b>SEPA review completed?</b> (    ) Yes     (    ) NO	<b>Requested Date:</b>

**SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:** (If this item is an ordinance or requires a public hearing, you must provide the language for use in the required public notice. Be specific and cite RCW or WCC as appropriate. Be clear in explaining the intent of the action.)

Discussion of an Ordinance amending Whatcom County Code 2.78, Solid Waste Advisory Committee

**COMMITTEE ACTION:**

10/07/2008: Substitute version amended  
4/14/2009: Forwarded to Council for approval

**COUNCIL ACTION:**

10/07/2008: Introduced amended version  
10/21/2008: To be discussed at a later date-  
forwarded to SWAC for review  
and recommendation  
3/30/2009: Receive recommendation from  
SWAC to "adopt the ordinance  
as presented..."  
3/31/2009: Introduced  
4/14/2009: Council Adopted 7-0  
Ord. 2009-022

**Related County Contract #:**

**Related File Numbers:**

**Ordinance or Resolution  
Number:** Ord. 2009-022

**Please Note: Once adopted and signed, ordinances and resolutions are available for viewing and printing on the County's website at: [www.co.whatcom.wa.us/council](http://www.co.whatcom.wa.us/council).**

**PROPOSED BY: Brenner, Weimer**  
**SPONSORED BY: Consent**  
**INTRODUCTION DATE: March 31, 2009**

**ORDINANCE NO. 2009-022**

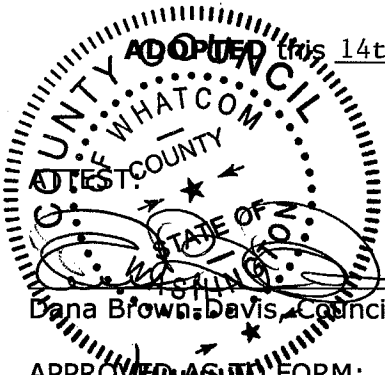
**AMENDING WHATCOM COUNTY CODE 2.78,  
SOLID WASTE ADVISORY COMMITTEE**

**WHEREAS**, the intent of the Solid Waste Advisory Committee is to have a diverse cross-section of individuals interested in solid waste/recycling issues on the committee; and

**WHEREAS**, the intent of the citizen and business/industry positions is to have individuals interested in these issues who have no financial ties to the solid waste industry; and

**WHEREAS**, the Council wishes to clarify language in the Solid Waste Advisory Committee section of the Code.

**NOW, THEREFORE, BE IT ORDAINED** by the Whatcom County Council that Whatcom County Code Section 2.78 is hereby amended as outlined in Exhibit A to this ordinance.



this 14th day of April, 2009.

Dana Brown-Davis, Council Clerk

APPROVED AS TO FORM:

Karen A. Fikes  
Civil Deputy Prosecutor

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WASHINGTON

Seth Fleetwood  
Seth Fleetwood, Council Chair

Approved  Denied

Pete Kremen  
Pete Kremen, County Executive

Date: 4-16-09

**EXHIBIT A**  
(Ordinance amending WCC 2.78)

**Chapter 2.78**

**SOLID WASTE ADVISORY COMMITTEE**

Sections:

- 2.78.010 Committee – Established.
- 2.78.020 Committee – Members.
- 2.78.030 Committee – Advice and recommendation to county executive.
- 2.78.040 Committee – Duties.
- 2.78.050 Appointments to committee.
- 2.78.060 Eligibility to serve on committee.
- 2.78.070 Filling of vacancies.
- 2.78.080 Terms of office.
- 2.78.090 Meetings – Rule promulgation.
- 2.78.100 Public works department to provide administrative support.
- 2.78.110 Members not to be compensated.

**2.78.010 Committee– Established.**

The county solid waste advisory committee is established to be comprised of a county-wide group of representatives of citizens, public interest groups, business, the waste management industry, and local elected public officials or their appropriately appointed designees to provide for coordination and information exchange between the groups about solid waste issues and to provide ongoing public input and advice to Whatcom County on solid waste management issues. (Ord. 2002-050; Ord. 93-023; Ord. 91-002 (part); Ord. 85-90 § 1).

**2.78.020 Committee– Members.**

The county solid waste advisory committee shall be composed of 11 members. Two of the members shall be local elected officials or their appropriately appointed designees, who shall serve for a one-year period, with one representative from the city of Bellingham and one representative from other cities in the county. One member shall be a Whatcom County councilmember. The remaining eight members shall represent a balance of interest from the following sectors: two citizen representatives with no financial ties to other included sectors, two representatives from public interest groups, one business/industry representative, one representative from the waste collection industry, one recycling industry representative, and one solid waste disposal facility representative. No two representatives can be from the same company or public interest group. (Ord. 2002-050; Ord. 93-023; Ord. 91-002 (part); Ord. 85-90 § 2).

**2.78.030 Committee– Advice and recommendation to county executive.**

The county solid waste advisory committee shall advise and make recommendation to the county executive and council on matters within their scope and charge. (Ord. 85-90 § 3).

**2.78.040 Committee– Duties.**

The scope and charge of the county solid waste advisory committee shall be to:

- A. Advise Whatcom County of all aspects of solid waste management planning;
- B. Review no less frequently than once annually, the county comprehensive solid waste management plan, and recommend appropriate changes, amendments, or modifications thereof;
- C. Assist Whatcom County in the development of programs and policies concerning solid waste management;

D. Review and comment on proposed solid waste management rules and policies, or ordinances prior to their adoption. (Ord. 85-90 § 4).

E. Review and comment on the proposed solid waste management budget before it is submitted to the Solid Waste Executive Committee.

**2.78.050 Appointments to committee.**

The county executive shall be able to appoint nonvoting ex officio members who shall serve at the executive's discretion. The county council shall nominate and appoint members to the committee in accordance with its rules of procedure as required by RCW 70.95.165. (Ord. 2002-050; Ord. 93-023; Ord. 91-002 (part); Ord. 85-90 § 5).

**2.78.060 Eligibility to serve on committee.**

The term of office of any committee member shall be limited to two consecutive full terms. Reappointment shall be subject to confirmation by council action motion. If, during the term of office, a public official is defeated in a general election, or for any other reason loses his/her political office, the public officer is no longer eligible to sit on the committee as an elected official and the position shall immediately be vacated by that reason and refilled. (Ord. 85-90 § 6).

**2.78.070 Filling of vacancies.**

A vacancy shall be filled for the remainder of the term of the vacant position in the manner described in the initial appointment. (Ord. 89-90 § 7).

**2.78.080 Terms of office.**

Four members shall initially serve a term ending December 31, 1987, and the remaining five members shall serve a term ending December 31, 1988, or until their successor is appointed and confirmed as provided in this chapter. Thereafter, all terms shall be for three years. (Ord. 85-90 § 8).

**2.78.090 Meetings– Rule promulgation.**

The solid waste advisory committee shall meet as required to carry out the purposes of the committee. The committee shall promulgate rules for the election of officers and the conduct of its business. (Ord. 85-90 § 9).

**2.78.100 Public works department to provide administrative support.**

Ongoing administrative support to the committee shall be provided by the county department of public works. (Ord. 85-90 § 10).

**2.78.110 Members not to be compensated.**

Members of the committee shall serve without compensation. (Ord. 85-90 § 11).