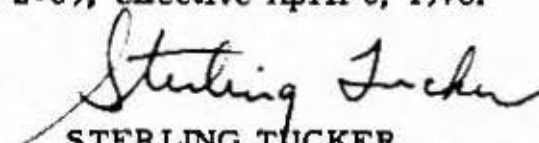


COUNCIL OF THE DISTRICT OF COLUMBIA**NOTICE****D. C. Law 2-69****"Solid Waste Control Act of 1977"**

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 2-99, on first, amended first, second amended first, and final readings July 26, 1977, September 13, 1977, October 11, 1977 and October 25, 1977, respectively. Following the signature of the Mayor on January 27, 1978, this legislation was assigned Act No. 2-135, published in the February 17, 1978, edition of the D. C. Register and transmitted to both Houses of Congress for a 30-day review, in accordance with Section 602 (c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired and, therefore, cites the following legislation as D. C. Law 2-69, effective April 6, 1978.


STERLING TUCKER
Chairman of the Council

(Vol. 24, D. C. Register, 6800, February 17, 1978)

2-69

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

April 6, 1978

To amend the Solid Waste Regulations of the District of Columbia, and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,
That this act may be cited as the "Solid Waste Control Act
of 1977".

Sec. 2. The "Solid Waste Regulations", enacted June 29,
1971 (Reg. No. 71-21) is amended as follows:

(a) Section 8-3:602 is amended by inserting in
alphabetical sequence the following definition:

"Enclosed Collection Vehicle means a vehicle that is
specifically made or has been adapted for the collection of
solid waste refuse, having a watertight body, either
entirely enclosed or having a cover made of metal or other
rigid material, with only the loading hopper exposed."

(b) Section 8-3:603 is amended as follows:

(1) subsections (b) and (c) are amended to read as
follows:

"(b) No person shall deposit, throw or place
or cause to be deposited, thrown or placed any solid waste
in any alley, street, catch basin, or other public space, or

into the Potomac River or other waters in the District, or onto any premise under the control of others. In conformance with this subsection (b), the person or persons responsible for the distribution of commercial handbills, leaflets, flyers or any other advertising or informational material shall be responsible for assuring that these items are either distributed directly to persons or attached to doorknobs at private residences or places of business. This provision shall not apply to persons who have received a permit from the Director of the Department of Economic Development under section 1401 of the Building Code of the District of Columbia. Persons distributing such material shall take whatever reasonable measures may be necessary to prevent such materials from littering streets, sidewalks or any other public space.

“(c) After July 1, 1978, all containers sold, offered for sale or used in the District for the on-site storage and collection of solid wastes shall be of a design and manufacture approved by the Mayor in accordance with standards adopted by the National Sanitation Foundation of Ann Arbor, Michigan, or its equivalent, and such containers shall have displayed thereon in a conspicuous location the appropriate symbol of compliance established by the Mayor: PROVIDED, That before July 1, 1980, this subsection (c)

shall not apply to containers used by residential property owners whose solid waste is collected by the District of Columbia government.";

(2) subsection (h) is amended by deleting the words "or is collected by licensed collectors for animal feeding"; and

(3) the following new subsection (k) is added:

"(k) Every owner, tenant or lessee, or the agent of any such person, who has control of or occupies any building, lot or land within the District abutting a public sidewalk shall daily (excluding Sundays and legal public holidays) remove and containerize for collection all solid waste refuse which may be on any public space between the curb line (or the lateral lines of a roadway) and the property line of his or her building, lot or land. For the purposes of this provision the word 'building' does not include a building containing three (3) or fewer dwelling units or a building used for religious purposes."

(c) Section 8-3:604 is amended as follows:

(1) subsection (d) is amended to read as follows:

"(d) Carry containers used for collection service shall be of a design and material approved by the Mayor."

(2) subsections (f) and (g) are amended to read as follows:

"(f) Collection vehicles shall be properly maintained and cleaned and shall be constructed and operated to prevent spillage. All collection vehicles shall be equipped with a dumping mechanism. All such collection vehicles shall be registered with the Mayor in accordance with Title 40 of the District of Columbia Code (50 Stat. _____ 679; D.C. Code, sec. 40-101 et seq.).

"(g) After July 1, 1978, the collection of a combination of wrapped food waste (garbage) and non-compacted rubbish in vehicles other than enclosed collection vehicles is prohibited, with the following exceptions:

"(1) the collection of rubbish, bulky waste, construction and demolition wastes in open body collection vehicles when securely covered with heavy duty canvas;

"(2) the transport of enclosed containers of compacted and non-compacted rubbish and construction and demolition wastes in collection vehicles specifically designed or adapted for that purpose, so long as such containers have a minimum capacity of six (6) cubic yards with all openings securely closed while such waste is being transported; and

"(3) the transport of open-top containers of non-compacted construction and demolition wastes in collection vehicles specifically designed or adapted for such purposes, so long as the open-top containers have a minimum capacity of three (3) cubic yards and are securely covered with heavy canvas while such waste is being transported."; and

(3) the following new subsection (h) is added:

"(h) The collection and transporting of food waste (garbage) for animal feeding purposes is prohibited."

(d) Section 8-3:606(a) is amended to read as follows:

"(a) No person shall engage in the commercial collection and transportation of solid wastes by vehicle, in or through the District, without first having obtained a collector's license, and a collection vehicle license for each vehicle so used: PROVIDED, That any non-profit religious, hospital, charitable, educational (where providing a student/teacher relationship), or scientific organization shall be exempt from the requirement of having a collector's license when engaged in the collection and transportation of solid waste generated exclusively by such organization, and shall be further exempt from the requirement contained in section 8-3:604(a)."

(e) Section 8-3:606(d) is amended to read as follows:

"(d) No collection vehicle license may be issued until the vehicle sought to be licensed has been inspected by the Mayor and found to comply with the requirements prescribed in section 8-3:604(f) of this regulation and all fees assessed against the licensee in accordance with this regulation have been paid in full."

(f) Section 8-3:608 is amended in its entirety to read as follows:

"8-3:608 Disposal of Solid Wastes at the District's Incinerators"

"(a) It shall be unlawful for any person using a District incinerator to dispose of solid wastes which do not conform to the following requirements:

- "1. Shall be readily combustible.
- "2. Shall not contain hazardous wastes except as approved.
- "3. Shall not contain heavy timbers, logs, stumps or large quantities of ashes, dirt or rubble.
- "4. Shall not contain large quantities of rubbish with a high moisture content.
- "5. Bulky combustible materials shall not exceed three (3) feet in length or two (2) feet by two (2) feet in cross-section.

"(a) Brush and tree debris shall not exceed three (3) feet in length or four (4) inches in diameter.

"(b) Timbers shall not exceed three (3) feet in length, or four (4) inches by four (4) inches, or two (2) inches by twelve (12) inches in cross-section."

(g) The term "Commissioner" is deleted in each place it appears and the term "Mayor" is inserted in lieu thereof.

Sec. 3. The title of Part 6 of Chapter 3 of Title 8 of the District of Columbia Regulations is redesignated "Solid Waste Control Regulations".

Sec. 4. (a) The second paragraph under the subheading "Disposal of City Refuse" of section 1 of the Act entitled "An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and eleven, and for other purposes", approved May 18, 1910 (36 Stat. 389; D.C. Code, sec. 6-502), is amended to read as follows:

"The Mayor is authorized to enter into contracts for the collection and disposal of garbage, waste, refuse, ashes, sewage, and sludge for periods not exceeding twenty (20) years, subject to such criteria as the Council may by act establish and to annual appropriations by Congress: PROVIDED, That any such contract which is for a period of more than five (5) years shall not be valid unless, with

respect to that particular contract, the Council by a two-third (2/3) vote of its members present and voting has first authorized such an extended contract.

(b) The proviso appearing under the subheading "Disposal of City Refuse" of section 1 of the Act entitled "An Act Making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and sixteen, and for other purposes", approved March 3, 1915, (38 Stat. 904; D.C. Code, sec. 6-502), is hereby repealed.

Sec. 5. Section 8 of the Act entitled "An act to provide for the regulation of motor vehicle traffic in the District of Columbia, increase the number of judges of the police court, and for other purposes", approved March 3, 1925 (43 Stat. 1123; D.C. Code, sec. 40-303(a)) is amended by inserting the following sentence at the end of the first sentence:

"This exemption shall not apply to any solid waste collection vehicle required to be licensed to engage in the collection or transportation of solid wastes in or through the District of Columbia under Title 8 of the District of

Columbia Regulations.".

Sec. 6. This act shall take effect as provided in section 602(c)(1) of the "District of Columbia Self-

Government and Governmental Reorganization Act², approved
December 24, 1973 (87 Stat. 814; D.C. Code, sec.
1-147(c)(1)).

RECORD OF OFFICIAL COUNCIL ACTION

Docket No: 2-99

First Reading Action: July 26, 1977

VOICE VOTE: Adopted Unanimously (1 abs.) D Moore

Robert Williams
Secretary to the Council

ROLL CALL VOTE:

| COUNCIL MEMBER | AYE | NAY | N.Y. | A.B. | COUNCIL MEMBER | AYE | NAY | N.Y. | A.B. | COUNCIL MEMBER | AYE | NAY | N.Y. | A.B. |
|----------------|-----|-----|------|------|----------------|-----|-----|------|------|----------------|-----|-----|------|------|
| TUCKER | | | | | MASON | | | | | SPAULDING | | | | |
| HARDY | | | | | MOORE, D. | | | | | WILSON | | | | |
| BARRY | | | | | MOORE, J. | | | | | WINTER | | | | |
| CLARKE | | | | | ROLARK | | | | | | | | | |
| DIXON | | | | | SHACKLETON | | | | | | | | | |

X—Indicates Vote A. B.—Absent N. Y.—Not Voting

Secretary to the Council

* Amended First Reading Action: September 13, 1977

VOICE VOTE: Adopted Unanimously (All Present)

Robert Williams
Secretary to the Council

ROLL CALL VOTE:

| COUNCIL MEMBER | AYE | NAY | N.Y. | A.B. | COUNCIL MEMBER | AYE | NAY | N.Y. | A.B. | COUNCIL MEMBER | AYE | NAY | N.Y. | A.B. |
|----------------|-----|-----|------|------|----------------|-----|-----|------|------|----------------|-----|-----|------|------|
| TUCKER | | | | | MASON | | | | | SPAULDING | | | | |
| HARDY | | | | | MOORE, D. | | | | | WILSON | | | | |
| BARRY | | | | | MOORE, J. | | | | | WINTER | | | | |
| CLARKE | | | | | ROLARK | | | | | | | | | |
| DIXON | | | | | SHACKLETON | | | | | | | | | |

X—Indicates Vote A. B.—Absent N. Y.—Not Voting

Secretary to the Council

* See Page 2 for Second Amended First Reading Action

RECORD OF OFFICIAL COUNCIL ACTION (Page 2)

Docket No: 2-99

Second

Amended First Reading Action: October 11, 1977

VOICE VOTE: Adopted Unanimously (All Present)

Robert Williams
Secretary to the Council

ROLL CALL VOTE:

| COUNCIL MEMBER | AYE | NAY | N.V. | A.S. | COUNCIL MEMBER | AYE | NAY | N.V. | A.S. | COUNCIL MEMBER | AYE | NAY | N.V. | A.S. |
|----------------|-----|-----|------|------|----------------|-----|-----|------|------|----------------|-----|-----|------|------|
| TUCKER | | | | | MASON | | | | | SPAULDING | | | | |
| HARDY | | | | | MOORE, D. | | | | | WILSON | | | | |
| BARRY | | | | | MOORE, J. | | | | | WINTER | | | | |
| CLARKE | | | | | ROLARK | | | | | | | | | |
| DIXON | | | | | SHACKLETON | | | | | | | | | |

X—Indicates Vote A. S.—Absent N. V.—Not Voting

Secretary to the Council

Final Reading or Emergency Action: October 25, 1977

VOICE VOTE: Adopted Unanimously (3 abs.) Barry, Clarke, Hardy

Robert Williams
Secretary to the Council

ROLL CALL VOTE:

| COUNCIL MEMBER | AYE | NAY | N.V. | A.S. | COUNCIL MEMBER | AYE | NAY | N.V. | A.S. | COUNCIL MEMBER | AYE | NAY | N.V. | A.S. |
|----------------|-----|-----|------|------|----------------|-----|-----|------|------|----------------|-----|-----|------|------|
| TUCKER | | | | | MASON | | | | | SPAULDING | | | | |
| HARDY | | | | | MOORE, D. | | | | | WILSON | | | | |
| BARRY | | | | | MOORE, J. | | | | | WINTER | | | | |
| CLARKE | | | | | ROLARK | | | | | | | | | |
| DIXON | | | | | SHACKLETON | | | | | | | | | |

X—Indicates Vote A. S.—Absent N. V.—Not Voting

Secretary to the Council

RECORD OF OFFICIAL COUNCIL ACTION (Page 3)

Docket No: 2-99

Presented to the Mayor: JAN 12 1978

Robert Williams
Secretary to the Council

Action of the Mayor: JAN 27 1978

- Approved: Disapproved:
- Disapproved in part --*Reference Document:
- *Budget Actions.

Walter Washington
Mayor of the District of Columbia
JAN 27 1978

Returned Without Action _____
Executive Secretary, D. C.

Enacted without Mayor's Signature _____
Secretary to the Council

Council Reenactment: _____

VOICE VOTE: _____

Secretary to the Council

ROLL CALL VOTE:

| COUNCIL MEMBER | AYE | NAY | N.V. | A.B. | COUNCIL MEMBER | AYE | NAY | N.V. | A.B. |
|----------------|-----|-----|------|------|---|-----|-----|------|------|
| TUCKER | | | | | MASON | | | | |
| HARDY | | | | | MOORE, D. | | | | |
| BARRY | | | | | MOORE, I. | | | | |
| CLARKE | | | | | ROLARK | | | | |
| DIXON | | | | | SHACKLETON | | | | |
| | | | | | <small>Y-Indicates Vote A. B.-Absent N. V.-Not Voting</small> | | | | |

Secretary to the Council

Presented to the President: _____

Secretary to the Council

Action of the President: _____

- Reenactment Approved
- Mayor's Veto Sustained

President of the U. S.

Submitted to the Congress: FEB 1 1978

Robert Williams
Secretary to the Council

Senate Action: _____
Resolution Number: _____

House Action: _____
Resolution Number: _____

Secretary of the Senate

Clerk of the House

Enacted Without Congressional Action:

D. C. Law No. Effective Date

Secretary to the Council