

DENALI BOROUGH, ALASKA
ORDINANCE NO. 11-24
VERSION F

INTRODUCED BY: Mayor David M. Talerico

AN ORDINANCE AMENDING THE DENALI BOROUGH CODE OF ORDINANCES, CHAPTER 6.15,
ADDING SECTION 6.15.071 TITLED REGULATED MEDICAL WASTE

BE IT ENACTED by the Assembly of the Denali Borough, that:

Section 1. Classification. This ordinance is of a general and permanent nature.

Section 2. Purpose. The purpose of this ordinance is to amend Chapter 6.15 of the Denali Borough Code of Ordinances by adding the following section:

6.15.071 Regulated Medical Waste.

- A. Regulated Medical Waste is listed as unacceptable waste at The Denali Borough Landfill and Cantwell Transfer Station. If regulated medical waste is discovered, the generator will be charged fees as listed in this section.
- B. All containers that are marked with biohazard symbols or any other regulated medical waste, will be separated and charged a fee to the generator per the Denali Borough Fee Schedule. The generator will be contacted and will be given the opportunity to remove the biohazard from the landfill by close of the business day. If the medical waste is found at the end of the business day, the generator will be contacted and a pick-up time will be set between the landfill staff and the generator
- C. If the waste is not picked up by the generator within the time listed in B of this section, that shall be the generators first offence, there shall be a transportation fee charged. Transportation of regulated medical waste to the nearest appropriate facility for disposal will be paid by the generator at contractor cost. Any additional costs incurred for the removal of the aforementioned, including but not limited to consultants, contractors, machinery, or materials, will also be included in the fee.
- D. A second offense within any 24 month period after a first offense will be assessed fees at a rate of 200% (double).
- E. A third (or more) offense within any 24 month period will be assessed fees at the rate of 200% and will lose landfill access for thirty days.
- F. Any person or business which attempts to improperly identify regulated medical waste by using non-OSHA approved bags or containers, or who hides such containers inside a second container with the intention of placing the regulated waste into the landfill, shall be subject to a fine of \$500, will be assessed fees at the rate of 200%, and will lose landfill access for 60 days.

Section 3. Definitions.

A. For the purposes of this ordinance, the following definitions shall apply.

1. "The generator" is defined as that person or business who brings regulated medical waste past the gates of the landfill or any transfer station operated by the Denali Borough, unless such waste is brought by a commercial hauler contracting for waste by dumpster or roll-off, and provided the contracted hauler can prove the origin of the regulated medical waste, in which case "the generator" shall be defined as that person or business which initially disposed of the regulated medical waste in a manner to cause it to be brought to the landfill or transfer station.

Section 4. Effective Date. This ordinance becomes effective upon adoption of the Denali Borough Assembly and signature of the mayor.

DATE INTRODUCED: DECEMBER 14, 2011
FIRST READING: JANUARY 11, 2012
PUBLIC HEARING: JANUARY 11, 2012

PASSED and APPROVED by the Denali Borough Assembly this _____ day of _____, 2012.

DAVID M. TALERICO, MAYOR

ATTEST: _____
GAIL PIEKNIK, BOROUGH CLERK

AYES: KOHLSDORF, CARLSON, LASELL and ASBURY
NOES: WALKER, WINKLMANN and TATUM
ABSENT: COOPER and EVANS