

ORDINANCE NO. 19-06

AN ORDINANCE OF THE NORTHERN MORAINÉ WASTEWATER RECLAMATION DISTRICT, LAKE AND MCHENRY COUNTIES, ILLINOIS, ESTABLISHING THE REQUIREMENTS FOR THE DISPOSAL OF HAULED WASTE

BE IT ORDAINED by the President and Board of Trustees of the Northern Moraine Wastewater Reclamation District, Lake and McHenry Counties, Illinois, as follows:

SECTION 1 - GENERAL PROVISIONS

1.1 Purpose and Policy

This ordinance provides the requirements for dischargers of hauled domestic, commercial, and industrial wastes to the Northern Moraine Wastewater Reclamation District, and enables the District to comply with all applicable State and Federal laws, including the Clean Water Act (33 U.S.C. § 1251 *et seq.*) and the General Pretreatment Regulations (40 CFR Part 403). This ordinance shall apply to all entities that generate, pick up, transport, and dispose of any hauled waste at the District's Designated Disposal Station, as defined herein. This ordinance authorizes the issuance of hauled waste discharge permits with applicable controls, establishes prohibited discharge standards, requires the use of a manifest system, provides for monitoring, compliance, and enforcement activities, and requires certain reporting.

1.2 Administration

The District shall administer, implement, and enforce the provisions of this ordinance. Any powers granted to or duties imposed upon the District may be delegated to appropriate District personnel.

1.3 Definitions

Unless a provision explicitly states otherwise, the following terms and phrases, as used in this ordinance, shall have the meanings hereinafter designated.

- A. Composite Sample: The District Manager may establish regulations for sampling of hauled or trucked waste. Such regulations shall govern the required sampling, but a time composite sample shall generally be employed. The District Manager may require the hauler to increase the number of grab samples if the District Manager believes that the resultant sample is not representative.
- B. District: The Northern Moraine Wastewater Reclamation District.
- C. District Manager: The person appointed from time-to-time by the President and Board of Trustees of the District as the District Manager, or the District Manager's duly authorized designee.
- D. Designated Disposal Station: An authorized site of the District at which a Waste Hauler may discharge Hauled Waste pursuant to a Permit.
- E. Grease Trap: A device designed to retain grease from one to a maximum of four fixtures. A Grease Trap is not appropriate for use on heated water (from a dishwasher) or in line to a waste disposal unit (garbage disposal, grinder, etc).

- F. Grease Interceptor: A tank (minimum of 750 gallons and watertight) to serve one or more fixtures and remotely located. Grease Interceptors may capture wastewater from dishwashers, floor drains, pot and pan sinks, etc. Grease Interceptors are commonly required to be installed for restaurants, food service operations, grocery stores (deli and produce wastes), etc.
- G. Hauled Waste: Septage and Non-Septage Hauled Waste.
- H. Hazardous Waste: Any liquid, semi-liquid, or solid waste (or combination of wastes) which because of its quantity, concentration, physical, chemical, or infectious characteristics may: (a) have any of the following characteristics: toxic, corrosive, an irritant, a strong sensitizer, flammable or combustible, explosive, or otherwise capable of causing substantial personal injury or illness; and/or (b) pose a substantial hazard to human health or the environment when improperly treated, stored, transported, or disposed of, or otherwise improperly managed, or is identified or listed as a hazardous waste as defined by the U.S. Environmental Protection Agency (EPA).
- I. Holding Tank: A tank for holding residential sewage or waste from a Grease Interceptor.
- J. Manifest: A written document required by the District that specifies, among other things, the source and nature of Hauled Wastes to be discharged to the Designated Disposal Station.
- K. Manifest System: A system consisting of documents that record information and data on the generation, transportation, and disposal of Hauled Waste.
- L. Non-Septage Hauled Waste. Wastes from portable toilets, Holding Tanks, Grease Traps, or other approved pretreatment systems.
- M. Permit: The formal written document issued by the District authorizing a person to discharge Hauled Waste at a Designated Disposal Station.
- N. Permittee: A Person granted a Permit, including officers, employees, agents, representatives, and others acting on behalf or for the benefit of the Permittee under the Permit.
- O. Person: An individual, partnership, firm, company, corporation, association, joint stock company, trust, estate, governmental entity, or any other legal entity; or their legal representatives, agents, or assigns. The definition includes all federal, state, and local governmental entities.
- P. Septage. Liquid and solid material removed from domestic septic tanks, and specifically excluding Non-Septage Hauled Waste.
- Q. Source: The location or facility from which Hauled Waste is generated and obtained by a Waste Hauler for purposes of transport and disposal at a Designated Disposal Station.
- R. Vehicle: A mobile device in which or by which Hauled Waste may be transported upon a public street or highway.
- S. Waste Hauler: Any Person that transports and disposes of Hauled Waste.

SECTION 2 - HAULED WASTE PERMIT APPLICATION

2.1 Application Required

All Persons shall be prohibited from transporting and disposing Hauled Waste at any District facility unless the District determines that the Person has fulfilled all requirements for, and has obtained, a valid, current Permit from the District. A Person who desires a Permit must make application on a form provided by the District.

A Permit application shall contain the following information:

- A. A statement of the applicant's name, address, telephone number and date of application. If the applicant is not an individual, the District may require additional information regarding officers, general partners, etc.
- B. Individual providing the information and his/her title and telephone number.
- C. Identification of all vehicles owned and/or operated by the applicant and the holding capacity thereof, to be used in connection with the transporting of Hauled Waste. Such identification to include vehicle make, model, model year, vehicle identification number (VIN number), motor vehicle registration license plate number and liquid waste hauling capacity.
- D. A certificate of inspection by the District, County Health Department, or applicable regulatory agency for all vehicles identified above. The inspection shall verify that at the time of inspection that the vehicle had a tank or body for the holding of wastes so constructed and maintained as to be completely spill and leak proof.
- E. The address where the vehicles used in connection with the business or in transporting any Hauled Wastes will be stored or parked when not in use.
- F. A listing of the types of Hauled Waste and discharge amounts that are expected to be transported and disposed of at the Designated Disposal Station.
- G. Proof of all required insurance coverages.
- H. Any other information deemed necessary by the District or District Manager.

2.2 Re-Application Required

A Waste Hauler with an expiring Permit shall apply for Permit re-issuance by submitting a complete Permit application, within sixty (60) days prior to expiration of the existing Permit. Re-application shall be in a form and manner prescribed by the District. At a minimum, the Permittee shall update all information from the previous application that has not been previously provided to the District.

Failure to submit a new application as required or an incomplete application shall cause the District to prohibit the transport of Hauled Waste to any Designated Disposal Station by the Permittee upon expiration of the current, valid Permit.

2.3 Application Signatories and Certification

All Permit applications and reports must be signed by the Permittee and contain the following certification statement (excluding manifests):

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision. The information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are penalties for submitting false information.

SECTION 3 - HAULED WASTE PERMIT

3.1 Permit Required

No Person shall transport or dispose Hauled Wastes at the Designated Disposal Station without a Permit. The Permit shall specifically control:

- A. The types of Hauled Wastes authorized for transport and disposal;
- B. The vehicles owned and/or operated by the Permittee that are authorized to transport and dispose of waste;
- C. Any standards and requirements with which the Permittee must comply;
- D. Any other requirements or conditions imposed on the Permittee by the District for the transport and disposal of Hauled Waste at the Designated Disposal Station.

3.2 Permit Contents

No Waste Hauler shall transport or dispose Hauled Wastes at the Designated Disposal Station without a current, valid Permit from the District, and any such transport or disposal of Hauled Waste shall only be authorized in conformity with the terms, conditions, and standards set forth in the Permit. A Permit shall, at a minimum, contain the following provisions:

- A. Permittee's name and address;
- B. Identification of the Designated Disposal Station;
- C. Statement of non-transferability;
- D. Re-application requirements;
- E. Effective and Expiration date of the Permit;
- F. Definitions;
- G. Listing of authorized vehicles owned and/or operated by Permittee that are allowed to transport and dispose of Hauled Waste;

- H. Listing of authorized Hauled Waste types that the Permittee may discharge;
- I. Sampling, analysis, and reporting requirement;
- J. Special requirements for Permittee or any authorized hauled waste types;
- K. General Permit requirements;
- L. Any other requirements, limitations, or conditions deemed necessary by the District or the District Manager.

Obtaining a Permit does not relieve a Permittee of its obligation to comply with all Federal and State pretreatment or other standards or requirements or with any other requirements of Federal, State, and local law.

3.3 Hauled Waste Discharge Permit Decisions

The District Manager will evaluate the data furnished by the Waste Hauler applicant and may require additional information. Within thirty (30) days of receipt of a complete application, the District will determine whether to issue a Permit. Upon a determination that a Permit will be issued, the Permittee shall deliver the applicable Permit fee to the District prior to receiving such Permit.

3.4 Permit Transfer

Permits issued under this rule may not be transferred, sold, traded, assigned, or sublet by the Permittee. Permits shall be voidable upon Permittee's cessation of operations or transfer of business ownership. The Permit issued to a particular Waste Hauler is void upon the issuance of a new Permit to that Waste Hauler.

3.5 Hauled Waste Discharge Permit Modification

The District may modify a Permit issued under this rule for what the District determines to be good cause, which includes, but is not limited to, the following reasons:

- A. To incorporate any new or revised Federal, State, or local pretreatment standards or requirements;
- B. To address newly discovered information regarding the volume, strength, concentration, constituent elements, or other characteristics of the Hauled Waste;
- C. A change in any condition relating to the District's facilities that warrants either a temporary or permanent modification, reduction, or elimination of the Permit authorization to transport and dispose Hauled Waste at a Designated Disposal Station;
- D. A change of Designated Disposal Stations of the District to which Hauled Waste may be transported or disposed;
- E. Violation of any terms or conditions of the Permit;
- F. Misrepresentation or failure to disclose fully all relevant facts in the Permit application or in any required reporting;

- G. Information indicating that the authorized Hauled Waste poses a threat to the District, its personnel, any of its facilities, or the receiving waters to which the District facilities may discharge;
- H. To correct typographical or other errors in the Permit; or
- I. To respond to requests of the Permittee for modifications.

Any such modifications to a Permit or to Permit conditions or requirements shall be effective upon written notice of such modifications to the Permittee by the District Manager.

3.6 Discharge Permit Suspension or Revocation

A. The District may temporarily suspend a Permit pending a hearing if, in the reasonable determination of the District or District Manager, the activities of the Permittee or the transport or disposal of the Permittee's Hauled Waste poses an immediate threat to the health, safety, or welfare of the District personnel or facilities, the receiving waters to which the District facilities may discharge, or the general public affected by the District facilities. The District shall notify a Permittee in writing regarding any such suspension (a "**Suspension Notice**"), and the Suspension Notice shall state the basis for the suspension and the Permittee's right to a hearing regarding such suspension. A suspension shall take effect immediately upon issuance, and it may be terminated upon (1) the District Manager's determination that the Permittee has taken such actions necessary to ameliorate the conditions giving rise to such suspension, or (2) the District Board of Trustees determining, following a hearing in accordance with Section 3.6.C of this Ordinance, that the grounds for the suspension no longer are applicable to Permittee or the Permittee's actions, operations, or Hauled Waste (as the case may be).

B. The District may revoke a Permit upon issuance of notice to the Permittee at least 30 days prior to the effective termination date (a "**Termination Notice**"); provided, however, that this Section 3.6.B shall not affect the District's authority to issue a Suspension Notice. The District may revoke a permit for good cause, including without limitation the following reasons:

1. Violation of any term or condition of this ordinance, Permit, or any applicable local, state, or federal laws or regulations;
2. Obtaining a Permit by misrepresentation or failure to disclose fully all relevant facts in either the Permit application or any required report;
3. Promulgation of a more stringent standard affecting the Designated Disposal Station, the Permittee's operations, or the Hauled Waste authorized under the Permit;
4. Changes in the processes used by the Permittee regarding, or changes in the discharge volume or character of, the hauled Waste authorized in the Permit;
5. Changes in design or capability of the Designated Discharge Station or other related District facilities;
6. Failure by Permittee to promptly pay charges or fines;

7. Failure of the Permittee to report an accidental discharge;
8. Permittee's repeated failure to deliver timely and complete reports to the District as may be required under the terms of the Permit;
9. Falsification by the Permittee of any Permit, report, manifest information, or records required by the Permit or this Ordinance;
10. Failure of the Permittee to report significant changes in operations or Hauled Waste characteristics;
11. Tampering by the Permittee with District monitoring or sampling equipment;
12. Refusing to allow the District timely access to the Permittee's facility premises, vehicles, or records;
13. Failure to complete a Permit application or manifest as required; or
14. Any other grounds for revocation or suspension that the District deems necessary or appropriate.

C. Upon receipt of a Suspension Notice or Termination Notice, a Permittee may request a hearing before the Board of Trustees of the District (a "**Hearing Request**"), which Hearing Request shall be delivered to the District Manager within 15 calendar days after the date of the Suspension Notice or Termination Notice. Any Hearing Request shall include a brief statement of the grounds that the Permittee believes would warrant the vacation of the Suspension Notice or Termination Notice. Within a reasonable time after receipt of a Hearing Request, the District Board of Trustees shall conduct a hearing to determine whether the suspension or termination of the Permit is without justification. A Hearing Request shall suspend the Suspension Notice or Termination Notice, unless the District's Board of Trustees notifies the Permittee that the hearing will commence within fourteen calendar days after the District's receipt of the Hearing Request. The District may establish such rules and procedures as may be necessary or appropriate regarding the conduct of any suspension or termination hearing.

3.7 Permit Fees.

The District may establish fees associated with a Permit under this Ordinance, which fees may be based on the type, volume, characteristics, and other relevant criteria associated with the Hauled Waste and the Vehicles.

SECTION 4 - GENERAL HAULED WASTE/WASTE HAULER REQUIREMENTS

4.1 Prohibited Discharge Standards

No Permittee shall discharge any Hauled Waste to a Designated Discharge Station that:

- A. Is Hazardous Waste.
- B. Is discharged in a manner or to a location that is other than that authorized by the Permit.

4.2 Limitations for Authorized Disposal of Specific Wastes

The District may establish conditions, requirements, and standards as deemed necessary or appropriate for the disposal of Non-Septage Hauled Waste.

4.3 District Contact Information

Discharging of Hauled Waste to the Designated Disposal Station shall be allowed only under the supervision of the District and during the hours specified by the District. Waste Haulers shall obey all District safety and traffic regulations while on the District premises. All notifications required under this rule, the Permit, or otherwise shall be made as follows:

Northern Moraine Wastewater Reclamation District
PO Box 240; 113 Timber Trail
Island Lake, IL 60042
Phone: 847-526-3300

4.4 Waste Hauler Vehicle Maintenance/Operations

A. A Waste Hauler shall:

1. Maintain tanks, pumps, valves, hoses, racks, cylinders, diaphragms, pipes, connections, and other appurtenances on a Vehicle in good repair and free from leaks;
2. Provide a safety plug or cap for each tank; and
3. Ensure that the exterior of each Vehicle is clean at the beginning of each workday (prior to entry to the Designated Discharge Station);
4. Clean the inside of tanks to ensure that non-permitted residual wastes are not left in the tank and allowed to mix with permitted Hauled Wastes.

B. Each Vehicle authorized under a Waste Hauler's Permit or included in an application for a Permit shall be inspected by the District or applicable regulatory agency, prior to the issuance of a Permit. To qualify for a Permit, the Permittee shall ensure that all Vehicles covered by the Permit comply with the following requirements:

1. The sample tank shall be an integral part of a Vehicle to transport liquid Hauled Waste. Portable tanks or other containers temporarily installed in Vehicles are prohibited, unless prior approval is obtained from the District;
2. Piping, valves, and connectors (excluding the discharge hose) shall be permanently attached to tank and/or Vehicle;
3. Tanks to be used for transporting liquid Hauled Waste must be liquid tight and constructed so that every interior and exterior portion can be easily cleaned;
4. Opening of tank to be constructed so that collected waste will not spill during filling, transfer, transport or disposal;
5. Outlet connections to be constructed so that no liquid Hauled Waste will leak, run, or spill out from the Vehicle;
6. Outlets to be of a design and type suitable for the type of Hauled Waste to be handled and

capable of controlling flow or discharge without spillage and undue spray on or flooding of immediate surroundings while in use; and

7. Pumps, valves, cylinders, diaphragms, and other appurtenances to be of a design and type suitable for the type of Hauled Waste to be handled, capable of operation without spillage, spray, or leakage, and capable of being easily disassembled for cleaning.

Vehicles for which Permits have been issued are subject to periodic inspection by District personnel when they are discharging Hauled Wastes to a Designated Disposal Station or on District facility grounds. Any items of nonconformance regarding the condition of the Vehicle that have developed since the Permit was issued may be noted by the District and a written notice shall be sent to the Permittee notifying the Permittee of the need to correct the deficiency within a specific time period.

- C. Vehicles for which a Permit has been issued must display the current, valid Permit during the discharge of Hauled Waste at a Designated Disposal Station such that it can be seen from the outside of the Vehicle by the District.

SECTION 5 - REPORTING REQUIREMENTS

5.1 Manifests Required

A. A Permittee is prohibited from discharging Hauled Waste at the Designated Discharge Station without first completing a Manifest. The Permittee must provide a copy of the Manifest to the District for each Source from which Hauled Waste is obtained. The Manifest form used shall be approved for use by the District Manager. This Manifest shall include, at a minimum:

1. The name of the Waste Hauler/Permittee and Vehicle identification information;
2. Permit number of the Permit issued by the District;
3. Signature of the Waste Hauler, date of discharge, and certification;
4. The name, addresses, phone number, date and time any Hauled Waste was picked-up from a Source;
5. The volume and characteristics of the Hauled Waste picked-up from any Source, as appropriate.

B. The Permittee shall complete one Manifest or appropriate sections of the Manifest for each location of each Source serviced. Copies of such Manifests (or appropriate sections thereof) shall be provided to the Source and the District, and the Permittee shall retain a copy of any Manifest.

5.2 Self-Monitoring Reports

The District shall establish all sampling and monitoring requirements as deemed necessary for the disposal of different types of Hauled Waste to be disposed at a Designated Disposal Station. Each Permittee shall prepare reports setting forth the sampling and monitoring undertaken and results thereof. All self-monitoring reports shall include the certification specified in Section 2.3.

5.3 Reports of Changed Conditions

The Permittee must notify the District, in writing, of any planned significant changes to the Permittee's operations or system which might alter the nature or quality of its Hauled Waste prior to discharge at the Designated Disposal System.

A. The District may require the user to submit such information as may be deemed necessary to evaluate the changed condition, including the submission of a new Permit application.

B. Subject to the standards and requirements of this Ordinance and regulations established pursuant to this Ordinance, the District may issue a new Permit or modify an existing Permit in response to changed conditions or anticipated changed conditions.

5.4 Reports of Potential Problems

A. In the case of any discharge, including, but not limited to, accidental discharges, spills, discharges that are suspected to be of a waste type, characteristic and/or nature not specifically authorized under the Permit, that may cause potential problems for the District or its facilities, the Waste Hauler shall immediately cease discharge and immediately notify the District of the incident. This notification shall include a description of the type of waste, characteristic, or other information that alerted the Waste Hauler to the potential problem, volume discharged, and corrective actions taken by the Waste Hauler.

B. Within five (5) calendar days following such discharge, the Permittee shall submit a detailed written report describing the cause(s) of the discharge and the measures to be taken by the Permittee to prevent similar future occurrences. Such notification shall not relieve the Permittee of any expense, loss, damage, or other liability which may be incurred as a result of damage to the Designated Discharge Station, natural resources, or any other damage to person or property; nor shall such notification relieve the Permittee of any fines, penalties, or other liability which may be imposed. The District may waive this requirement in whole or in part if the Permittee fully complies with Paragraph A of this Section and the District determines that the incident is minor.

C. A notice shall be permanently posted on the Permittee's bulletin board or other prominent place advising employees whom to call in the event of a discharge described in paragraph A, above. Permittees shall ensure that all employees, who may cause such a discharge to occur, are advised of the emergency notification procedure.

5.5 Notice of Violation/Sampling and Reporting

A. When sampling is performed by the Permittee, and analysis of the sample indicates a violation known to the Permittee prior to discharge, the Permittee shall prevent the discharge at the Designated Discharge Station. Where sample results are received by the Permittee subsequent to a noncompliant discharge, the Permittee shall notify the District within twenty-four (24) hours of becoming aware of the violation. In addition, the Permittee shall submit to the District a written explanation of the violation and what steps shall be taken to prevent such violations in the future. The submittal shall be made within thirty (30) calendar days of becoming aware of the violation.

B. The Permittee may be required to provide the District with additional documentation attesting to the proper disposal of any rejected load that is transported by the Permittee.

C. The Permittee shall not discharge any Hauled Waste from the Source(s) of the Hauled Waste at the Designated Discharge Station until authorized in writing by the District.

5.6 Analytical Requirements

All pollutant analyses shall be performed in accordance with the techniques prescribed in 40 CFR Part 136. The District Manager may supplement such analytic requirements upon written notice to affected Permittees.

5.7 Sample Collection

The District may require a Permittee to collect samples of the waste discharged into the Designated Disposal Station and to periodically test and analyze such samples for the purpose of determining whether the provisions of the Permit, this Ordinance, or any other applicable legal requirements are being complied with. When required by the District, Waste Haulers shall obtain a sample of waste at the time of discharge.

Sample collection must use procedures and techniques as approved by the District. Except as indicated below, the Waste Hauler must collect samples of the Hauled Waste in accordance with Section 5.6 of this Ordinance or as otherwise specified by the District. Samples for oil and grease, temperature, pH, cyanide, phenols, sulfides, and volatile organic compounds must be obtained using grab collection techniques.

5.8 Timing

Written reports will be deemed to have been submitted on the date actually received by the District if e-mailed or hand-delivered, or three business days after the date of postmark if mailed.

5.9 Record Keeping

Each Permittee shall retain copies of all Manifests for each Source of Hauled Waste for at least three (3) years after the delivery of such Hauled Waste to a Designated Disposal Station; provided, however, that this period shall be automatically extended for the duration of any litigation concerning the Permittee or Source, or where the Permittee has been specifically notified of a longer retention period by the District. A Permittee shall make available for inspection and copying, all records of information obtained pursuant to any monitoring activities required by this Ordinance or the Permit, and any additional records of information obtained pursuant to monitoring activities undertaken by the Permittee independent of such requirements. Records shall include the date, exact place, method, and time of sampling, and the name of the person(s) taking the samples; the dates analyses were performed; who performed the analyses; the analytical techniques or methods used; and the results of such analyses.

SECTION 6 - COMPLIANCE MONITORING

6.1 Right of Entry: Inspection and Sampling

The District shall have the right to enter the premises of any Permittee or inspect any Vehicle or equipment used by or on behalf of the Permittee to determine whether the Permittee is complying with all requirements of this Ordinance, the Permit, and other applicable legal

requirements. Permittees shall allow the District ready access to all parts of the premises and Vehicles for the purposes of inspection, sampling, records examination and copying, and the performance of any additional duties.

Where a Permittee has security measures in force which require proper identification and clearance before entry into its premises or Vehicle, the Permittee shall make necessary arrangements with its security guards so that, upon presentation of suitable identification, the District Manager will be permitted to enter without delay for the purposes of performing specific responsibilities.

The District shall have the right to set up on the Permittee's property or Vehicles, or require installation of, such devices as are necessary to conduct sampling and/or metering of the Permittee's operations.

The District may require the Permittee to install monitoring equipment as necessary. The Permittee's sampling and monitoring equipment shall be maintained at all times in a safe and proper operating condition by the Permittee at its own expense. All devices used to measure wastewater flow and quality shall be calibrated to ensure their accuracy.

Delays in allowing the District access to the Permittee's premises or vehicles shall be a violation of this Ordinance.

SECTION 7 - CONFIDENTIAL INFORMATION

Information and data regarding a Permittee obtained from reports, surveys, Permit applications, Permits, monitoring programs, or otherwise pursuant to this Ordinance (including from the District's inspection and sampling activities), shall be available to the public without restriction, unless the Permittee specifically requests, and is able to demonstrate to the satisfaction of the District, that the release of such information would divulge information, processes, or methods of production entitled to protection as trade secrets under applicable State law, including the Freedom of Information Act.

SECTION 8 - SUPPLEMENTAL REQUIREMENTS

8.1 Performance Bonds

a. The District may decline to issue or reissue a Permit to any Person unless such Person first files a satisfactory bond, payable to District, in a sum not to exceed a value determined by the District to be necessary to achieve consistent compliance under this Ordinance (or such other enactment of the District). Notwithstanding the preceding sentence, the bond requirement may be waived in the reasonable discretion of the District Manager based on the following considerations: (i) the origination of the Hauled Waste; (ii) the composition of the Hauled Waste; (iii) the volume of the Hauled Waste; and (iv) such other factors that may affect the public health and safety.

b. All Waste Haulers shall be bonded in an amount of at least fifty thousand dollars (\$50,000.00)[or such greater amount as may be established by ordinance or rule of the District from time to time], indemnifying the public and the District against damages sustained by any reason.

c. Proof of bonding (or an appropriate request for a waiver) shall be provided to the District at time of Permit application.

8.2 Liability Insurance

The District may decline to issue or reissue a Permit to any Person who has failed to provide proof that it has obtained insurance sufficient to restore or repair damage to the Designated Discharge Station caused by its discharge. The Permittee shall furnish proof of liability insurance for public liability and property damage and for bodily injury or death growing out of any one accident or any other cause in a minimum sum of one million dollars (\$1,000,000.00) for one person with an annual aggregate limit of two million dollars (\$2,000,000.00) for two (2) or more persons; and in addition, shall provide motor vehicle liability insurance in a minimum of one million dollars (\$1,000,000.00), and worker's compensation/employer's liability insurance of a minimum amount of five hundred thousand dollars (\$500,000.00).

SECTION 9 - EFFECTIVE DATE

This Ordinance shall be in full force and effect immediately following its passage, approval, and publication, as provided by law.

The foregoing Ordinance was passed this 6th day of August, 2019 by a vote as follows:

AYES: 5

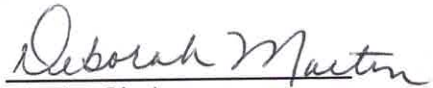
NAYS: 0

ABSENT: 0

APPROVED this 6 day of August, 2019:


District President

ATTEST:


District Clerk

