
HOUSE BILL 3126

State of Washington

59th Legislature

2006 Regular Session

By Representatives Dunn, Miloscia, Pettigrew, Campbell, Fromhold, Conway, Orcutt, McCune, Kretz and Ahern

Read first time 01/20/2006. Referred to Committee on Natural Resources, Ecology & Parks.

1 AN ACT Relating to solid waste and recyclable materials collection
2 ordinances; amending RCW 35.21.130; and adding a new section to chapter
3 35A.21 RCW.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 35.21.130 and 1989 c 431 s 51 are each amended to read
6 as follows:

7 (1) Except as otherwise provided in this section, a solid waste or
8 recyclable materials collection ordinance may:

9 ~~((1))~~ (a) Require property owners and occupants of premises to
10 use the solid waste collection and disposal system or recyclable
11 materials collection and disposal system, and to dispose of their solid
12 waste and recyclable materials as provided in the ordinance: PROVIDED,
13 That a solid waste or recycling ordinance shall not require any retail
14 enterprise engaged in the sale of consumer-packaged products to locate
15 or place a public recycling collection site or buy-back center upon or
16 within a certain distance of the retail establishment as a condition of
17 engaging in the sale of consumer-packaged products; and

18 ~~((2))~~ (b) Fix charges for solid waste collection and disposal,
19 recyclable materials collection and disposal, or both, and the manner

1 and time of payment therefor including therein a provision that upon
2 failure to pay the charges, the amount thereof shall become a lien
3 against the property for which the solid waste or recyclable materials
4 collection service is rendered. The ordinance may also provide
5 penalties for its violation.

6 (2) A solid waste or recyclable materials collection ordinance
7 adopted under subsection (1) of this section may not require the
8 occupants of a mobile or manufactured home park to:

9 (a) Use the solid waste collection and disposal system or
10 recyclable materials collection and disposal system as provided in the
11 ordinance; or

12 (b) Dispose of their solid waste and recyclable materials as
13 provided in the ordinance.

14 (3) A solid waste or recyclable materials collection ordinance
15 adopted under subsection (1) of this section must provide the owner or
16 manager of a mobile or manufactured home park the option, without
17 financial penalty to the occupants, of subjecting the park to or
18 exempting the park from the ordinance.

19 NEW SECTION. Sec. 2. A new section is added to chapter 35A.21 RCW
20 to read as follows:

21 (1) A solid waste or recyclable materials collection ordinance may
22 not require the occupants of a mobile or manufactured home park to:

23 (a) Use the solid waste collection and disposal system or
24 recyclable materials collection and disposal system as provided in the
25 ordinance; or

26 (b) Dispose of their solid waste and recyclable materials as
27 provided in the ordinance.

28 (2) A solid waste or recyclable materials collection ordinance must
29 provide the owner or manager of a mobile or manufactured home park the
30 option, without financial penalty to the occupants, of subjecting the
31 park to or exempting the park from the ordinance.

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