
SENATE BILL 5729

State of Washington

56th Legislature

1999 Regular Session

By Senators Rasmussen and Swecker

Read first time . Referred to Committee on .

1 AN ACT Relating to standards for location of certain solid waste
2 landfills; amending RCW 70.95.060; and declaring an emergency.

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

4 **Sec. 1.** RCW 70.95.060 and 1969 ex.s. c 134 s 6 are each amended to
5 read as follows:

6 (1) The department in accordance with procedures prescribed by the
7 Administrative Procedure Act, chapter 34.05 RCW, as now or hereafter
8 amended, ((may)) shall adopt such minimum functional standards for
9 solid waste handling as it deems appropriate, consistent with the
10 standards specified in this section. The department in adopting such
11 standards may classify areas of the state with respect to population
12 density, climate, geology, and other relevant factors bearing on solid
13 waste disposal standards.

14 (2) In addition to the minimum functional standards adopted by the
15 department under subsection (1) of this section, each landfill facility
16 whose area at its design capacity will exceed one hundred acres and
17 whose horizontal height at design capacity will average one hundred
18 feet or more above existing site elevations shall comply with the
19 standards of this subsection. This subsection applies only to wholly

1 new solid waste landfill facilities, no part or unit of which has had
2 construction commence before the effective date of this section.

3 (a) No landfill specified in this subsection may be located closer
4 than two thousand feet to any drinking water supply well, in use and
5 existing at the time of the purchase of the property.

6 (b) No landfill specified in this subsection may be located so that
7 the active area is any closer than one thousand feet to the property
8 line of adjacent land zoned as residential, existing at the time of the
9 purchase of the property containing the active area.

10 (c) No landfill specified in this subsection may be located so that
11 the active area is located within one thousand feet measured
12 horizontally, of a stream, lake, pond, river, or saltwater body.

13 (d) No landfill specified in this subsection may be located so that
14 the active area is closer than five miles to any local, state, or
15 national park.

16 (e) No landfill specified in this subsection may be located over a
17 sole source aquifer designated under the federal safe drinking water
18 act, if such designation was effective before January 1, 1999.

19 (f) Each landfill specified in this subsection (2) shall be
20 constructed with an impermeable berm around the entire perimeter of the
21 active area of the landfill of such height, thickness, and design as
22 will be sufficient to contain all material disposed in the event of a
23 complete failure of the structural integrity of the landfill.

24 NEW SECTION. Sec. 2. This act is necessary for the immediate
25 preservation of the public peace, health, or safety, or support of the
26 state government and its existing public institutions, and takes effect
27 immediately.

--- END ---