

**ADOPTION OF LOCAL LAW INTRO. NO. 1-2016, PRINT NO.1, A LOCAL LAW AMENDING LOCAL LAW NO. 4 OF 2004 REGARDING SOURCE SEPARATION IMPLEMENTATION AND TO REMOVE THE REQUIREMENT THAT ALL SOLID WASTE GENERATED IN ALLEGANY COUNTY MUST BE DISPOSED OF AT A COUNTY FACILITY**

Offered by: Public Works Committee

**Local Law No. 2 of 2016**

Adopted by Res. No. 103-16, 4/25/16

Effective Date: May 3, 2016

**RESOLVED:**

1. That proposed Local Law, Intro. No. 1-2016, Print No. 1, is adopted without any change in language, to wit:

**COUNTY OF ALLEGANY**

Intro. No. 1-2016

Print No. 1

**A LOCAL LAW AMENDING LOCAL LAW NO. 4 OF 2004 REGARDING SOURCE SEPARATION IMPLEMENTATION AND TO REMOVE THE REQUIREMENT THAT ALL SOLID WASTE GENERATED IN ALLEGANY COUNTY MUST BE DISPOSED OF AT A COUNTY FACILITY**

**BE IT ENACTED** by the Board of Legislators of the County of Allegany, State of New York, as follows:

Section 1. Section 5, paragraph 1, of Local Law No. 4 of 2004 is amended to read as follows:

**SECTION 5. SOURCE SEPARATION IMPLEMENTATION**

1. Prior to taking any Solid Waste or Recyclable Material to a Solid Waste Management Facility, each Commercial Waste Collector proposing to collect Solid Waste and Recyclable Material generated in Allegany County, shall submit a plan, which shall include, but not be limited to, the description of the type of waste to be collected and frequency of collection and provision for collecting and marketing Recyclable Material.

Section 2. Section 7, paragraph 1, of Local Law No. 4 of 2004 is amended to eliminate the first sentence requiring all Solid Waste generated within Allegany County to be delivered to a County Facility and shall henceforth read as follows:

**SECTION 7. DISPOSAL OF SOLID WASTE**

1. No Waste Collector or other Person shall dispose of Solid Waste at the County Landfill or any County Facility without a duly issued and valid permit.

Section 3. Section 8, paragraph 1 of Local Law No. 4 of 2004 is amended to read as follows:

**SECTION 8. DISPOSAL OF RECYCLABLE MATERIAL**

1. All Waste Collectors and Persons, excepting Commercial Waste Collectors operating according to an approved plan, shall deliver all Recyclable Material generated within the County to a County Facility. No Waste Collector or other Person shall dispose of Recyclable Material at a County Facility without a duly issued and valid permit.

Section 4. In all other respect Local Law No. 4 of 2004 shall remain in full force and effect.

Section 5. This local law shall become effective upon its filing in the office of the New York State Secretary of State.

I, Brenda Rigby Riehle, Clerk of the Board of Legislators of the County of Allegany, State of New York, do hereby certify that the foregoing constitutes a correct copy of the original on file in my office and the whole thereof of a resolution passed by said

Board on the 25<sup>th</sup> day of April, 2016.  
Brenda Rigby Riehle  
Clerk, Board of Legislators, Allegany County

Dated at Belmont, New York this 30<sup>th</sup> day of April, 2018

Moved by Fanton Seconded by Graves VOTE: Ayes 13 Noes 0 Absent 1 Voice

Abstain: LaForge  
Absent: Curran