



# Whatcom County

COUNTY COURTHOUSE  
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Bellingham, WA 98225-4038  
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## Agenda Bill Master Report

File Number: AB2019-046

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**File ID:** AB2019-046      **Version:** 1      **Status:** Agenda Ready  
**File Created:** 01/07/2019      **Entered by:** DBrown@co.whatcom.wa.us  
**Department:** County Council Office      **File Type:** Ordinance  
**First Assigned to:** Council Finance and Administrative Services Committee  
**Agenda Date:** 01/15/2019      **Next Mtg. Date:**      **Hearing Date:**

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### TITLE FOR AGENDA ITEM:

Ordinance amending Whatcom County Code (WCC) Chapter 2.78, Solid Waste Advisory Committee

### SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:

Ordinance amending Whatcom County Code (WCC) Chapter 2.78, Solid Waste Advisory Committee

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### HISTORY OF LEGISLATIVE FILE

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Date:	Acting Body:	Action:	Sent To:
01/15/2019	Council Finance and Administrative Services Committee	RECOMMENDED FOR ADOPTION	
01/15/2019	Council	SUBSTITUTE AMENDED AND ADOPTED	

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**Attachments:** Proposed Ordinance for Action January 15, 2019

**Final Action:** 01/15/2019  
**Enactment Date:** 01/15/2019  
**Enactment #:** ORD 2019-007

**ORDINANCE NO.** 2019-007

**AMENDING WHATCOM COUNTY CODE (WCC) CHAPTER 2.78,  
SOLID WASTE ADVISORY COMMITTEE**

**WHEREAS**, sections of the WCC addressing initial appointment terms are outdated and no longer apply; and

**WHEREAS**, WCC 2.78 addresses term limits of Solid Waste Advisory Committee members; and

**WHEREAS**, the County Council, City of Bellingham, and Small Cities have each annually appointed one representative to serve on the Advisory Committee; and

**WHEREAS**, the term limit code language as written can be interpreted to apply to the annually-appointed elected officials; and

**WHEREAS**, the County Council's intent is to allow each jurisdiction to designate their own representative to the Advisory Committee without restricting the number of one-year terms.

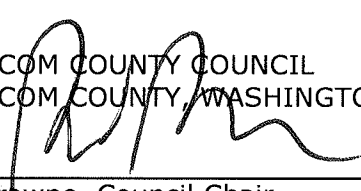
**NOW, THEREFORE, BE IT ORDAINED** by the Whatcom County Council that Whatcom County Code Chapter 2.78 is amended as shown in Exhibit A.

**ADOPTED**, this 15th day of January, 2019.

ATTEST:

  
\_\_\_\_\_  
Dana Brown-Davis, Clerk of the Council

WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WASHINGTON

  
\_\_\_\_\_  
Rud Browne, Council Chair

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Karen Frakes, Civil Deputy Prosecutor

WHATCOM COUNTY EXECUTIVE  
WHATCOM COUNTY, WASHINGTON

  
\_\_\_\_\_  
Jack Louws, County Executive

(  ) Approved ( ) Denied

Date Signed: 1/22/19

1 **EXHIBIT A**

2  
3 **CHAPTER 2.78**  
4 **SOLID WASTE ADVISORY COMMITTEE**

5 Sections:

- 6 2.78.010 Committee – Established.  
7 2.78.020 Committee – Members.  
8 2.78.030 Committee – Advice and recommendation to county executive.  
9 2.78.040 Committee – Duties.  
10 2.78.050 Appointments to committee.  
11 2.78.060 Filling of vacancies.  
12 2.78.070 Terms of office.  
13 2.78.080 Meetings – Rule promulgation.  
14 2.78.090 Public works department to provide administrative support.  
15 2.78.100 Members not to be compensated.

16  
17 **2.78.010 Committee – Established.**

18 The county solid waste advisory committee is established to be comprised of a county-wide  
19 group of representatives of citizens, public interest groups, business, the waste  
20 management industry, and local elected public officials or their appropriately appointed  
21 designees to provide for coordination and information exchange between the groups about  
22 solid waste issues and to provide ongoing public input and advice to Whatcom County on  
23 solid waste management issues. (Ord. 2009-022 Exh. A; Ord. 2002-050; Ord. 93-023; Ord.  
24 91-002 (part); Ord. 85-90 § 1).

25  
26 **2.78.020 Committee – Members.**

27 The county solid waste advisory committee shall be composed of 11 members. Two of the  
28 members shall be local elected officials or their appropriately appointed designees, with one  
29 representative from the city of Bellingham and one representative from other cities in the  
30 county. One member shall be a Whatcom County councilmember. The remaining eight  
31 members shall represent a balance of interest from the following sectors: two citizen  
32 representatives with no financial ties to other included sectors, one representative from  
33 public interest groups, one business/industry representative, one representative from the  
34 waste collection industry, one representative from agriculture one recycling industry  
35 representative, and one solid waste disposal facility representative. No two representatives  
36 can be from the same company or public interest group. (Ord. 2009-022 Exh. A; Ord. 2002-  
37 050; Ord. 93-023; Ord. 91-002 (part); Ord. 85-90 § 2).

38  
39 **2.78.030 Committee – Advice and recommendation to county executive.**

40 The county solid waste advisory committee shall advise and make recommendation to the  
41 county executive and council on matters within their scope and charge. (Ord. 2009-022  
42 Exh. A; Ord. 85-90 § 3).

43  
44 **2.78.040 Committee – Duties.**

45 The scope and charge of the county solid waste advisory committee shall be to:

- 46 A. Advise Whatcom County of all aspects of solid waste management planning;  
47 B. Review no less frequently than once annually, the county comprehensive solid waste  
48 management plan, and recommend appropriate changes, amendments, or modifications  
49 thereof;  
50 C. Assist Whatcom County in the development of programs and policies concerning solid  
51 waste management;

1 D. Review and comment on proposed solid waste management rules and policies, or  
2 ordinances prior to their adoption;  
3 E. Review and comment on the proposed solid waste management budget before it is  
4 submitted to the solid waste executive committee. (Ord. 2009-022 Exh. A; Ord. 85-90 § 4).  
5

6 **2.78.050 Appointments to committee.**

7 The county executive shall be able to appoint nonvoting ex officio members who shall serve  
8 at the executive's discretion. The county council shall nominate and appoint members to the  
9 committee in accordance with its rules of procedure as required by RCW 70.95.165. (Ord.  
10 2009-022 Exh. A; Ord. 2002-050; Ord. 93-023; Ord. 91-002 (part); Ord. 85-90 § 5).  
11

12 **2.78.060 Filling of vacancies.**

13 A vacancy shall be filled for the remainder of the term of the vacant position in the manner  
14 described in the initial appointment. (Ord. 2009-022 Exh. A; Ord. 89-90 § 7).  
15

16 **2.78.070 Terms of office.**

17 Elected officials or their appropriately appointed designees shall be appointed annually with  
18 no term limits. All other member terms shall be three years. (Ord. 2009-022 Exh. A; Ord.  
19 85-90 § 8).  
20

21 **2.78.080 Meetings – Rule promulgation.**

22 The solid waste advisory committee shall meet as required to carry out the purposes of the  
23 committee. The committee shall promulgate rules for the election of officers and the  
24 conduct of its business. (Ord. 2009-022 Exh. A; Ord. 85-90 § 9).  
25

26 **2.78.090 Health department to provide administrative support.**

27 Ongoing administrative support to the committee shall be provided by the county  
28 department of health. (Ord. 2009-022 Exh. A; Ord. 85-90 § 10).  
29

30 **2.78.100 Members not to be compensated.**

31 Members of the committee shall serve without compensation. (Ord. 2009-022 Exh. A; Ord.  
32 85-90 § 11).  
33