



Whatcom County

COUNTY COURTHOUSE
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Agenda Bill Master Report

File Number: AB2019-046

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:**

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

HISTORY OF LEGISLATIVE FILE

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	

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WHEREAS, sections of the WCC addressing initial appointment terms are outdated and no longer apply; and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

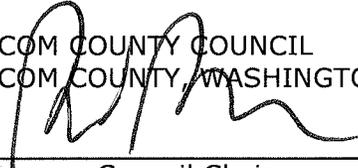
ADOPTED this 15th day of January, 2019.

ATTEST:



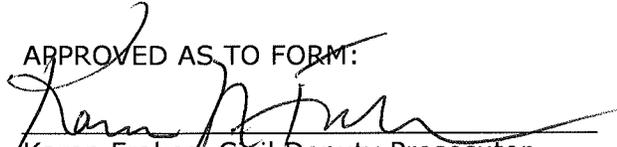
Dana Brown-Davis, Clerk of the Council

WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON



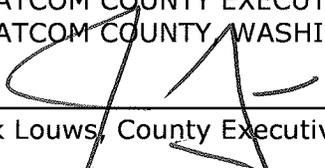
Rud Browne, Council Chair

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 Eligibility to serve on committee.~~
12 2.78.~~070~~ 060 Filling of vacancies.
13 2.78.~~080~~ 070 Terms of office.
14 2.78.~~090~~ 080 Meetings – Rule promulgation.
15 2.78.~~100~~ 090 Public works department to provide administrative support.
16 2.78.~~110~~ 100 Members not to be compensated.

17
18 **2.78.010 Committee – Established.**

19 The county solid waste advisory committee is established to be comprised of a county-wide
20 group of representatives of citizens, public interest groups, business, the waste
21 management industry, and local elected public officials or their appropriately appointed
22 designees to provide for coordination and information exchange between the groups about
23 solid waste issues and to provide ongoing public input and advice to Whatcom County on
24 solid waste management issues. (Ord. 2009-022 Exh. A; Ord. 2002-050; Ord. 93-023; Ord.
25 91-002 (part); Ord. 85-90 § 1).

26
27 **2.78.020 Committee – Members.**

28 The county solid waste advisory committee shall be composed of 11 members. Two of the
29 members shall be local elected officials or their appropriately appointed designees, ~~who~~
30 ~~shall serve for a one-year period~~, with one representative from the city of Bellingham and
31 one representative from other cities in the county. One member shall be a Whatcom County
32 councilmember. The remaining eight members shall represent a balance of interest from the
33 following sectors: two citizen representatives with no financial ties to other included sectors,
34 ~~two one~~ representatives from public interest groups, one business/industry representative,
35 one representative from the waste collection industry, one representative from agriculture
36 one recycling industry representative, and one solid waste disposal facility representative.
37 No two representatives can be from the same company or public interest group. (Ord.
38 2009-022 Exh. A; Ord. 2002-050; Ord. 93-023; Ord. 91-002 (part); Ord. 85-90 § 2).

39
40 **2.78.030 Committee – Advice and recommendation to county executive.**

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

44
45 **2.78.040 Committee – Duties.**

46 The scope and charge of the county solid waste advisory committee shall be to:
47 A. Advise Whatcom County of all aspects of solid waste management planning;
48 B. Review no less frequently than once annually, the county comprehensive solid waste
49 management plan, and recommend appropriate changes, amendments, or modifications
50 thereof;
51 C. Assist Whatcom County in the development of programs and policies concerning solid
52 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 Eligibility to serve on committee.**~~

13 ~~The term of office of any committee member shall be limited to two consecutive full terms.
14 Reappointment shall be subject to confirmation by council action motion. If, during the term
15 of office, a public official is defeated in a general election, or for any other reason loses
16 his/her political office, the public officer is no longer eligible to sit on the committee as an
17 elected official and the position shall immediately be vacated by that reason and refilled.
18 (Ord. 2009-022 Exh. A; Ord. 85-90 § 6).~~
19

20 ~~**2.78.070060 Filling of vacancies.**~~

21 ~~A vacancy shall be filled for the remainder of the term of the vacant position in the manner
22 described in the initial appointment. (Ord. 2009-022 Exh. A; Ord. 89-90 § 7).~~
23

24 ~~**2.78.080070 Terms of office.**~~

25 ~~Four members shall initially serve a term ending December 31, 1987, and the remaining
26 five members shall serve a term ending December 31, 1988, or until their successor is
27 appointed and confirmed as provided in this chapter. Thereafter, all terms shall be for three
28 years. Elected officials or their appropriately appointed designees shall be appointed
29 annually with no term limits. All other member terms shall be three years. (Ord. 2009-022
30 Exh. A; Ord. 85-90 § 8).
31~~

32 ~~**2.78.090080 Meetings – Rule promulgation.**~~

33 ~~The solid waste advisory committee shall meet as required to carry out the purposes of the
34 committee. The committee shall promulgate rules for the election of officers and the
35 conduct of its business. (Ord. 2009-022 Exh. A; Ord. 85-90 § 9).~~
36

37 ~~**2.78.100090 Public works Health department to provide administrative support.**~~

38 ~~Ongoing administrative support to the committee shall be provided by the county
39 department of public works health. (Ord. 2009-022 Exh. A; Ord. 85-90 § 10).~~
40

41 ~~**2.78.110100 Members not to be compensated.**~~

42 ~~Members of the committee shall serve without compensation. (Ord. 2009-022 Exh. A; Ord.
43 85-90 § 11).~~
44