Chapter 11.08
DISPOSAL OF WASTE MATERIALS GENERATED BY VENDORS

SECTIONS:

11.08.01: Application
11.08.02: Responsibility for Disposal of Cooking Grease
11.08.03: Responsibility for Disposal of Grey Water
11.08.04: Responsibility for Disposal of Leaking Water Supply Lines
11.08.05: Medical and Bio Hazardous Waste
11.08.06: Responsibility for Disposal of Used Motor Oil
11.08.07: Application to Oil Changing Operations
11.08.08: Used Oil Storage

11.08.01: APPLICATION

Any landowner who rents or leases to any vendor, including but not limited to, any temporary food service establishment, motorcycle wash, oil changer, tattoo artist, and/or body piercer, shall be jointly responsible with the vendor for the disposal of waste as hereinafter set forth. The landowner and vendor shall be jointly responsible for completion of a Waste Collection & Disposal Form provided by the Engineering and Inspection Department. Said form shall be submitted to the Finance Office before any vendor may be issued a Transient Merchants License from the City.

The Waste Collection & Disposal Form shall include the following information:

A. The name of the landowner;

B. The location of the property upon which the vendor will be located;

C. The name and address of the vendor;

D. The name of the vendor's business;

E. The name, address, contact person, and phone number of the agency responsible for collection and disposal of any cooking grease and/or used motor oil; and

F. The landowner's signature and date signed.

11.08.02: RESPONSIBILITY FOR DISPOSAL OF COOKING GREASE

Any property owner subject to this Chapter shall be jointly responsible with the vendor to contract with a license hauler who runs an approved recycling facility to pick up and dispose of the collected cooking grease. No person shall dispose of any cooking grease into any port-a-pots, storm sewer, or on any street, alley, or upon any public right- of-way, or upon any private or public land.

For purposes of this Section, an approved recycling facility shall be a recycling facility approved by the Department of Environment and Natural Resources.

11.08.03: RESPONSIBILITY FOR DISPOSAL OF GREY WATER

Any property owner subject to this Chapter shall be jointly responsible with the vendor to appropriately dispose of any grey water generated by the vendor into a legal discharge point.

Legal discharge points shall be grey water collection tanks, sanitary sewer clean outs, or sanitary sewer fixtures including: toilets, sinks, and tubs. No person shall dump any grey water into any port-a-pot, storm sewer, or on any street, alley, or upon any public right-of-way, or upon any private or public land.

All motorcycle washes must have an approved water containment system.

11.08.04: RESPONSIBILITY FOR DISPOSAL OF LEAKING WATER SUPPLY LINES

Any property owner subject to this Chapter shall be jointly responsible with the vendor to appropriately collect and dispose of any leaking water from supply lines into a legal discharge point.

Legal discharge points shall be grey water collection tanks, sanitary sewer clean outs, or sanitary sewer fixtures including: toilets, sinks, and tubs.

11.08.05: MEDICAL AND BIO HAZARDOUS WASTE

Medical and bio hazardous waste shall be disposed of as set forth in Title 34 of the South Dakota Codified Laws and ARSD Titles 44 and 74.

11.08.06: RESPONSIBILITY FOR DISPOSAL OF USED MOTOR OIL

Any property owner subject to this Chapter shall be jointly responsible with the vendor, oil changer, handler, and/or any used oil generator located upon the owner's property to contract with a used oil transporter or marketer who runs an approved used oil collection center to pick up and dispose of the collected used oil.

For purposes of this Section, an approved used oil collection center shall mean any site or facility that is registered, licensed, permitted, and/or recognized by the State of South Dakota, Meade County, or the City to manage used oil and accepts, aggregates and stores used oil collected from used oil generators in compliance with 40 CFR Chapter 7.

The Finance Office shall have available to the public, a list of the transporter/marketers available in the area for collection of used motor oil.

11.08.07: APPLICATION TO OIL CHANGING OPERATIONS

Any oil changers, handlers and/or used oil generators, whether during the annual Motorcycle Rally or at any other time of the year shall be subject to this Chapter. Any oil changers and handlers of used oil shall be subject to the requirements set forth in 40 CFR Part 279 of the Code of Federal Regulations which are hereby incorporated herein as though fully set forth and any other applicable state or federal law, rule or regulation.

11.08.08: USED OIL STORAGE

Any oil changers, handlers and/or used oil generators, including but not limited to those storing containers in above-ground tanks shall only use receptacles that are in good condition and said receptacles shall not have any sever rusting, apparent structural defects, deterioration, or any visible leaks.

Containers in above-ground tanks used to store oil at any location within the City shall be labeled and marked clearly with the words "used oil".

(Complete replacement of Title 11 effective May 14, 2004, Ordinance 2004-09)