

RESOLUTION NO. 813-R

**A RESOLUTION AUTHORIZATION AN INCREASE IN DUMPING FEES IN THE CITY'S LANDFILL (SUNRISE PARK).**

WHEREAS, the City of Troutdale owns and operates a landfill in the City of Troutdale with entry points on Hensley Road and Troutdale Road (also known as the future site of Sunrise Park).

WHEREAS, the City has determined that the Landfill described above is to be filled in accordance with a Department of Environmental Quality approved Solid Waste Site Closure plan. Only certain materials can be deposited in this landfill site, and those are limited to dirt, rock, aggregate, concrete, sand, asphalt and other approved non-biodegradable material. Materials other than those specified must be approved and indicated prior to any dumping.

WHEREAS, the use of the landfill for disposal of materials shall be restricted to the hours of 8:00 a.m. to 6:00 p.m. Monday through Friday. The facility is closed on Saturday and Sunday. Special permission for the use of the landfill during hours not previously specified must be in writing and signed by the Director of Public Works for the City of Troutdale.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THAT:**

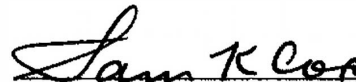
The City of Troutdale reserves the right to assess a fee of 65 cents per cubic yard or \$7.00 per truck, whichever is less, for grading and compaction of materials dumped on or into the Troutdale Landfill site. In lieu of a fee, the applicant may make other arrangements with the City to ensure continuing unimpeded access and the proper surface grading of the site. A minimum fee of \$5.00 is required, and this fee will allow up to 7.7 cubic yards of material.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS  
22ND DAY OF MAY, 1990.

YEAS 6 (THALHOFER 1ST; BURGIN 2ND)


NAYS 0

ABSTAINED 0

  
\_\_\_\_\_  
Sam K. Cox, Mayor

Date Signed: 5/23/90

ATTEST:

  
\_\_\_\_\_  
Valerie J. Raglione  
City Recorder

PW89:44

## DUMPING PERMIT / HOLD HARMLESS AGREEMENT

### I. NARRATIVE:

The City of Troutdale owns and operates a Landfill in Section 36, Township 1 North, Range 3 East, W.M. in the City of Troutdale with entry points on Hensley Road and Troutdale Road. This landfill is known as the Troutdale Landfill (formally the Obrist Landfill).

### II. FILL PLAN:

The City has determined that the Landfill described above is to be filled in accordance with a Department of Environmental Quality approved Solid Waste Site Closure plan.

### III. FILL MATERIALS:

The City of Troutdale, together with the provisions of the previously mentioned closure plan requires that only certain materials be deposited in this landfill site. These materials are limited to dirt, rock, aggregate, concrete, sand, asphalt and other approved non-biodegradable material. Materials other than those specified in this section must be approved and indicated on this permit prior to any dumping.

### IV. HOURS OF OPERATION:

The use of the Troutdale Landfill for disposal of materials previously specified shall be restricted to the hours of 8:00 a.m. to 6:00 p.m. Monday through Friday only. The facility is closed on Saturday and Sunday. Special permission for the use of the Troutdale Landfill during hours not previously specified must be in writing and signed by the Director of Community Services for the City of Troutdale.

### V. PENALTIES:

Any and all penalties established through state law, local ordinance, and/or provisions of this agreement shall be applied for violations of same. Violations of this agreement will be cause for the immediate revocation of the agreement and the assessment of a fine up to \$100.00 per incident/day.

Violations for use of the facility without permit will be \$150.00 per incident/day plus all cost associated with the removal of non-allowed materials.

### VI. HOLD HARMLESS:

Any individual or business organization entering into this agreement understands the risks and dangers associated with the type of activity necessary for the disposal of the

approved materials and through this agreement hereby promises that it will indemnify and hold harmless the City of Troutdale from any and all liability or claims of liability, asserted by any person or business organization on the account of or pertaining to death, personal injury or property damage sustained by any person or personal property as a result of said dumping or other activities at the disposal site.

VII. FEES:

The City of Troutdale reserves the right to assess a fee of 65 cents per cubic yard or \$7.00 per truck, whichever is less, for grading and compaction of materials dumped on or into the Troutdale Landfill site. In lieu of a fee, the applicant may make other arrangements with the City to ensure continuing unimpeded access and the proper surface grading of the site. A minimum fee of \$5.00 is required, and this fee will allow up to 7.7 cubic yards of material.

VIII. AGREEMENT:

For and in consideration of the City of Troutdale permitting \_\_\_\_\_ or its contractors to dump approximately \_\_\_\_\_ yards of material previously described, agrees to abide by the terms and conditions set forth in this agreement and affixes their signature hereto.

EFFECTIVE PERIOD:

FROM: \_\_\_\_\_ TO: \_\_\_\_\_

Name/Company \_\_\_\_\_

By \_\_\_\_\_

Address \_\_\_\_\_

Phone \_\_\_\_\_

APPROVED: \_\_\_\_\_ DATE: \_\_\_\_\_ FEE ASSESSED \_\_\_\_\_