Presented by: Assembly Lands Committee
Introduced: 05/21/90
Drafted by: B.J.B.

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 1442

A RESOLUTION ADOPTING THE REPORT OF THE AD HOC HAZARDOUS MATERIALS AND HAZARDOUS WASTE MANAGEMENT COMMITTEE AND PROVIDING FOR THE IMPLEMENTATION OF THE COMMITTEE'S RECOMMENDATIONS.

WHEREAS, the Ad Hoc Hazardous Materials and Hazardous Waste Management Committee was established in January 1989 by Resolution No. 1350 to make findings and recommendations on hazardous materials and hazardous waste management policies and plans for the City and Borough of Juneau, and

WHEREAS, the committee undertook a comprehensive review of pertinent laws and regulations, analyzed how they affect activities in Alaska, and Juneau in particular, and focused its study on those areas where increased local government involvement could enhance existing efforts in hazardous materials and hazardous waste management, and

WHEREAS, the committee presented a report to the Assembly dated March 1990, which includes numerous recommendations on ways in which to improve hazardous materials and hazardous waste management efforts in Juneau, and

WHEREAS, the Assembly Lands Committee has thoroughly reviewed and evaluated the committee's report and recommends that it be adopted and implemented by the city and borough as set forth in this resolution and Resolution No. 1443 relating to the implementation of SARA Title III, and

WHEREAS, in those areas where the committee's recommendations expand upon those made by the Mayor's Committee on Recycling, such expansion is noted; a copy of Resolution No. 1433, which adopted the recommendations of the Mayor's Committee on Recycling, is attached hereto as an appendix;

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

A. Adoption and Implementation of the Report of the Ad Hoc Hazardous Materials and Hazardous Waste Management Committee. The report of the Ad Hoc Hazardous Materials and Hazardous Waste Management Committee dated March 1990, is hereby adopted and will be implemented as follows:

(1) Integrated Solid Waste Management. The concept of integrated solid waste management adopted as policy in Section A(1) of Resolution No. 1433 is expanded to include hazardous waste management. As part of the concept of integrated waste management, the Assembly shall promote safe and effective handling and disposal of hazardous waste, and hazardous waste reduction at the source.

(2) Update the CBJ Solid Waste Management Plan. The update of the CBJ solid waste management plan called for in Section A(2) of Resolution No. 1433 shall be expanded to address all aspects of hazardous waste management in the city and borough, including but not limited to:

(a) Methods of providing incentives for citizens and businesses to properly dispose of household and other hazardous wastes;

(b) Continued CBJ participation in the Alaska Department of Environmental Conservation's (ADEC) "Spring Cleanup";

(c) The feasibility of establishing a year-round hazardous waste collection facility in Juneau.

(3) Regional Collection Center. The manager is directed to investigate the possibility of Juneau serving as a regional collection center for hazardous waste, and shall present recommendations on this issue to the Assembly Lands Committee by December 30, 1990.

(4) Public Education and Information. The Assembly recognizes the need to begin a public education and information program on the risks and costs associated with the use of hazardous materials and the production of hazardous wastes, the risks of infectious household waste and the proper disposal of such waste, and the environmental consequences of mismanaging these materials and wastes. The program should place emphasis on the reduction of hazardous waste at the source and on proper methods for hazardous waste disposal. This program would be added to the responsibilities to be performed by the recycling specialist discussed in Section A(4) of Resolution No. 1433, which new position is being considered by the Assembly in its Fiscal Year 1991 budget deliberations.

(5) Revision of CBJ Land Management Policy. The city and borough must protect itself from liabilities arising from the mismanagement of hazardous materials and hazardous wastes on city and borough owned land. The manager is directed to review the CBJ land management policy in light of the committee's recommendations on this issue in order to determine what changes should be made to the policies in order to adequately protect the city and borough from such liabilities, and shall present recommendations to the Planning Commission by December 30, 1990.

(6) Medical Waste Management.

(a) The city and borough is committed to a system of medical waste management which minimizes transportation of medical waste and the potential of exposure to the public or employees of sanitation companies. The Board of Directors of Bartlett Memorial Hospital is directed to:

(1) Investigate the feasibility of installing a new medical waste incinerator at the hospital which would accommodate future demand and be available to Juneau's medical community as a backup to private incineration of medical waste; the Hospital Board shall present its recommendations to the Assembly by December 30, 1990.

(2) Work with the Juneau medical community to examine the feasibility of establishing a program for the return of used needles to designated locations.

(b) The Juneau medical community and Channel Sanitation are encouraged to continue to work together on medical waste disposal procedures, including the implementation of appropriate measures to protect their personnel and the public.

(7) Mining Waste. The city and borough recognizes that mining operations may generate waste challenges, including proper disposal of large volumes of waste, and subsurface discharge problems from mine tailings, overburden dumps, and leach dumps. In light of these concerns, the manager is directed to work with ADEC regarding pending federal regulations that would impose new requirements on mining operations that produce high volume mine waste to ensure that the final regulations satisfy the city and borough's interests. In addition, the city and borough, through its Local Emergency Planning Committee (LEPC) to be established under Resolution No. 1443, will encourage mining companies in the Juneau area to participate in the community right-to-know and the chemical inventory reporting systems developed under SARA Title III.

(8) Transportation and Storage of Hazardous Materials. The city and borough is committed to improving the coordination and exchange of information between the federal, state, and city and borough governments on the transportation and storage of hazardous materials in and through the Juneau area. The LEPC is designated as the body responsible for making recommendations to the Assembly on these issues as set forth in Resolution No. 1443.

(9) Revision of CBJ Land Use Code to Regulate the Location of Facilities. Through its planning efforts and land use code, the city and borough has the opportunity to direct where facilities that use, handle, store, or generate hazardous materials and hazardous wastes will be allowed to locate and operate. The manager is directed to review the CBJ land use code in light of the committee's recommendations on this issue and determine whether the siting of such facilities should be further controlled through the city and borough's planning and zoning powers, and shall present recommendations to the Planning Commission by December 30, 1990.

(10) Hazardous Materials Emergency Response Planning and Community Right-to-Know.

(a) The Assembly recommends that the CBJ be designated by the Alaska State Emergency Response Commission as a Local Emergency Planning District under the Emergency Planning and Community Right-to-Know Act of 1986 - Title III of the Superfund Amendments and Reauthorization Act of 1986 (SARA Title III). The Assembly will establish a Local Emergency Planning Committee and nominate committee members to be appointed by the State Emergency Response Commission. These matters are fully addressed in Resolution No. 1443.

(b) The manager is directed to investigate methods of coordinating the implementation of SARA Title III as called for in Resolution No. 1443, and present a recommendation to the Assembly by December 30, 1990. The recommendation should also address the need to increase enforcement of the Uniform Fire Code as it relates to the storage of hazardous materials.

(11) Citizens Advisory Committee on Waste Management. The purposes of the Citizens Advisory Committee on Waste Management as set forth in Section B(2) of Resolution No. 1443 are expanded to include advice and assistance to the Assembly and the administration on the management of household hazardous wastes, medical wastes, and mining wastes; Superfund investigations; sewage sludge disposal; and public education and information on waste management.

B. Effective Date. This resolution shall be effective immediately upon adoption.

Adopted this 21st day of May, 1990.

Mayor

Attest:

Clerk