

STATE OF LOUISIANA

PARISH OF WASHINGTON

**WASHINGTON PARISH COUNCIL**

**ORDINANCE No. 12- 571**

Introduced on August 27, 2012

Introduced by Greg Route

Public hearing held on September 10, 2012

**AN ORDINANCE ADOPTING COMPOST FACILITY REQUIREMENTS**

**WHEREAS**, the Washington Parish Planning Commission, with the approval of the Washington Parish Council Infrastructure Committee, proposed that the Washington Parish Government adopt requirements for the operation of compost facilities.

**BE IT ORDAINED**, that the Washington Parish Government hereby adopts the Compost Facility Requirements to be incorporated in the Comprehensive Development Ordinance of Washington Parish, Louisiana, as follows, to-wit:

**5-2 COMPOST FACILITY REQUIREMENTS**

This Section provides specific requirements which must be followed for all compost facilities.

- 5-2-1            **DEFINED**
- 5-2-2            **REGULATED**

5-2-1            **DEFINED**

**COMPOST FACILITY**. A facility accepting manure, clippings, leave and /or wood waste materials for the onsite controlled biological decomposition of organic matter into stable, odor free humus in an amount over fifty (50) cubic yards per year. The fifty (50) cubic yard exemption does not apply to other raw materials. A variance from the fifty (50) cubic yard limit may be requested by letter submitted to the Washington Parish Planning Commission per Article 1-2 of the Comprehensive Development Ordinance.

5-2-2            **REGULATED**

5-2-2-1            Composting operations within Washington Parish require a Type 3 solid waste permit from the Louisiana Department of Environmental Quality (LADEQ) which must be applied for under the supervision of a Louisiana-licensed registered engineer per LA Title 33, Part VII, Subpart 1, section 723.A.1 of the LADEQ solid waste regulations. The facility design will be in accordance with the Best Management Practices available for the type of compost to be processed.

- 5-2-2-2 Compost facilities must receive an approved permit from the Louisiana Department of Environmental Quality. The permit application will be reviewed according to the requirements contained in LAC TITLE 33 Part VII Section 723 Standards Governing Compost Facilities. Exemptions allowed under the authority of a USDA or Louisiana Department of Agriculture approval letter are prohibited.
- 5-2-2-3 Compost facilities will be required to submit an application to the Washington Parish Permit Office for a building permit and a business permit describing the details of the facility. Special consideration should be given to proximity of operations to the land use of adjacent properties to insure that the facility operation will not be visible from highways, roads or adjacent dwellings. As a minimum, a six foot solid fence will be erected to screen the processing area from highways, roads or adjacent dwellings. Particular consideration should be given to expected impact of odor emissions from the site onto adjacent properties. Offensive odors onto adjacent properties are prohibited. The compost facility processing area will be located at least one mile from any existing dwelling at the time of permit application unless exempted by the WPPC due to special design considerations.
- 5-2-2-4 The facility will be operated in such a manner to minimize the generation of dust (LAC:33.D.3.b) as well as the proliferation of flies, mosquitoes, rodents or other undesirable infestations. Adverse impact on adjacent land due to these undesirable infestations will not be tolerated.
- 5-2-2-5 The operations plan will include the amount of material expected to be processed per acre and the hours of operation of the facility.
- 5-2-2-6 This ordinance does not apply to agricultural operations that may receive manure, wood products or other materials as fertilizer or soil supplements on site.
- 5-2-2-7 The facility will submit copies of all reports and notifications required to be submitted to the LADEQ to the Washington Parish Director of Public Works. The Washington Parish Director of Public Works or his designee will issue a notice to cease operation and possible fines for failure to comply with any of the requirements of this ordinance until the facility meets the compliance requirements.
- 5-2-2-8 Segregation of Waste
- 5-2-2-8-1 Composting facilities involving residential and/or commercial solid waste shall provide a waste-segregation plan and a recyclables separation program that shall be instituted prior to beginning composting operations.

5-2-2-8-2 Wastes not intended for composting shall be removed from the facility to a permitted facility at least every seven days. Storage of wastes not intended for composting shall be in a closed container that prevents vector and odor problems. The facility shall maintain a log of dates and volumes of waste removed from the facility due to its inability to be composted.

**BE IT FURTHER ORDAINED**, that the Compost Facility Requirements shall be incorporated into the Comprehensive Development Ordinance of Washington Parish, Louisiana under Article 5 beginning as Section 5-2.

**BE IT FURTHER ORDAINED**, as authorized by Section 2-12(C) of the Washington Parish Home Rule Charter, that upon final approval, this ordinance shall be published in summary by identification of title and sections.

The above and foregoing having been submitted to a vote, the vote thereupon resulted as follows:

YEAS:       (7)       Posey, Wheat, Fussell, Nassauer, Johnson, Thomas and Route

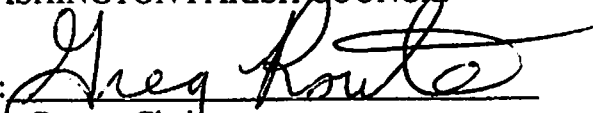
NAYS:       (0)      

ABSENT:       (0)      

ABSTAIN:       (0)      

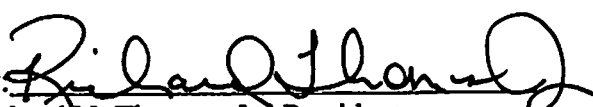
The ordinance was declared adopted on the   10th   day of   September  , 2012.

WASHINGTON PARISH COUNCIL

By:   
Greg Rouge, Chairman

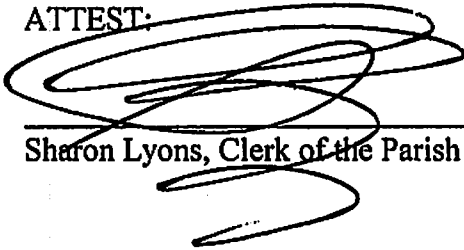
Delivered to the Parish President on the   11th   day of   September  , 2012.

WASHINGTON PARISH GOVERNMENT

By:   
Richard N. Thomas, Jr., President

Returned to the Clerk of the Parish Council on the 11th day of  
September, 2012.

ATTEST:



Sharon Lyons, Clerk of the Parish Council

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