

AN ORDINANCE BANNING ANY HAZARDOUS SUBSTANCE FROM BEING DISPOSED OF IN GARBAGE PICKUP SERVICE, DUMPSTERS OR IN ANY MANNER OF WHICH IS NOT APPROVED BY THE STATE OF IOWA:

WHEREAS: The State of Iowa does not allow hazardous substances from being disposed of in landfills in the State of Iowa.

AND WHEREAS: The same substances are not allowed to be dumped in the Scott County Landfill.

THEREFORE BE IT RESOLVED BY THE BUFFALO CITY COUNCIL:

● "hazardous substance" means any substance or mixture of substances that presents a danger to the public health or safety and includes, but is not limited to, a substance that is toxic, corrosive, or flammable, or that is an irritant or that, in confinement, generates pressure through decomposition, heat, or other means. The following are examples of substances which, in sufficient quantity, may be hazardous: acids, alkalis, explosives, fertilizers, heavy metals such as chromium, arsenic, mercury, lead and cadmium, industrial chemicals, paint thinners, paints, pesticides, petroleum products, poisons, radioactive materials, sludges, and organic solvents. "Hazardous substances" may include any hazardous waste identified or listed by the administrator of the United States Environmental Protection Agency under the Solid Waste Disposal Act as amended by the Resource Conservation and Recovery Act of 1976, or any toxic pollutant listed under section 307 of the federal Water Pollution Control Act as amended to January 1, 1977, or any hazardous substance designated under section 311 of the federal Water Pollution Control Act as amended to January 1, 1977, or any hazardous material designated by the secretary of transportation under the Hazardous Materials Transportation Act (49 CFR 172.101).

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed as of the date upon which this ordinance becomes effective.

If any section, subsection, sentence, clause, or phrase of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, subsection, sentence, clause, or phrase hereof not adjudged invalid or unconstitutional.

This ordinance shall become effective upon its adoption and publication as provided by law.

Passed by the Buffalo, Iowa, City Council this 03 day of December, 1990.

Approved and signed by the Mayor of Buffalo, Iowa, this 03 day of December, 1990.

Signed: Betty O. Walters  
Betty O. Walters,  
Mayor of Buffalo, Ia.

Attest: Carol A. Bernauer  
Carol A. Bernauer,  
City Clerk of Buffalo, Ia.