

AN ORDINANCE OF THE CITY OF OLYMPIA, WASHINGTON, RELATING TO PROCUREMENT OF COMPOST PRODUCTS IN CITY PROJECTS AND ADDING A NEW CHAPTER TO OLYMPIA MUNICIPAL CODE TITLE 16, BUILDINGS AND CONSTRUCTION

WHEREAS, in 2006, the Olympia City Council passed a resolution establishing a vision of zero waste; and

WHEREAS, a 2004 waste composition study showed that over 20 percent of Olympia’s waste sent to the landfill was compostable yard waste and food waste; and

WHEREAS, landfills are a significant source of methane emissions, a potent greenhouse gas; and

WHEREAS, the emissions related to landfills can be drastically reduced by diverting organic materials from landfills; and

WHEREAS, organic materials can be turned into nutrient rich soil amendments through the composting process; and

WHEREAS, the City of Olympia adopted a regional target to reduce greenhouse gas emissions 45% by 2030; and

WHEREAS, HB 1799 established goals for the state of Washington to cut landfill-disposed organics material by 75% compared to 2015; and

WHEREAS, 43.19A RCW requires local governments with populations over 25,000 people to adopt an ordinance related to the procurement of compost; and

WHEREAS, this Ordinance is adopted pursuant to Article XI, Section 11, of the Washington Constitution, which provides that cities may make and enforce within their limits all such local police, sanitary, and other regulations as are not in conflict with other laws;

NOW, THEREFORE, THE OLYMPIA CITY COUNCIL ORDAINS AS FOLLOWS:

Section 1. Amendment of OMC 16.00.000, Olympia Municipal Code Subsection 16.00.000 is hereby amended to read as follows:

16.00.000 Title Contents

Title 16
BUILDINGS AND CONSTRUCTION

Chapters:

- 16.04 Building Codes**
- 16.05 Alternate Methods and Materials for Mixed Use Apartment Buildings**
- 16.06 Property Maintenance Code**
- 16.10 Unsafe and Unfit Buildings, Structures, and Premises**

- 16.18 Noxious Weeds
- 16.24 Electrical Code
- 16.32 Fire Code
- 16.36 Fire Hydrants
- 16.40 Fire Extinguishing Systems
- 16.44 Alarm Code
- 16.46 Security Alarm Systems
- 16.48 Grading and Clearing
- 16.56 Landmark Tree Protection
- 16.58 Public Trees
- 16.60 Tree, Soil and Native Vegetation Protection and Replacement
- 16.70 Flood Damage Prevention
- 16.80 Sea Level Rise Flood Damage Reduction
- 16.90 General Provisions Governing the Procurement of Compost Products in Projects**

Section 2. New Chapter 16.90. A NEW CHAPTER 16.90 is hereby added to Title 16 of the Olympia Municipal Code to read as follows:

NEW CHAPTER 16.90
GENERAL PROVISIONS GOVERNING THE PROCUREMENT OF
COMPOST PRODUCTS IN PROJECTS

16.90.000 Chapter Contents

Sections:

16.90.010 Use of Composted Materials in City Projects

Section 16.90.010. Use of Composted Materials in City Projects

A. When planning government-funded projects or soliciting and reviewing bids for such projects, the City shall consider whether compost products can be utilized in the project. The City shall plan for the use of composted material in the following categories, at a minimum:

1. Landscaping projects;
2. Construction and post-construction soil amendments;
3. Applications to prevent erosion, filter storm water runoff, promote vegetation growth, or improve the stability and longevity of roadways; and
4. Low-impact development and green infrastructure to filter pollutants and keep water on-site, or both.

B. If compost products can be utilized in the project, the City, or its contractor(s), shall use compost products, except that neither the City nor its contractor(s) are required to use compost products if:

1. Compost products are not available within a reasonable period of time;
2. Compost products that are available do not comply with existing purchasing standards;

3. Compost products that are available do not comply with federal or state health, quality, and safety standards; or

4. Compost purchase prices are not reasonable or are not competitive.

C. Before the transportation or application of compost products under this section, the City, or its contractor(s), shall ensure compliance with department of agriculture pest control regulations provided in chapter 16-470 WAC.

D. The City shall give priority to purchasing compost products from companies that produce compost products locally, are certified by a nationally recognized organization, and produce compost products that are derived from municipal solid waste compost programs and meet quality standards comparable to standards adopted by the department of transportation or adopted by rule by the department of ecology.

Section 3. Corrections. The City Clerk and codifiers of this Ordinance are authorized to make necessary corrections to this Ordinance, including the correction of scrivener/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.


Section 4. Severability. If any provision of this Ordinance or its application to any person or circumstance is held invalid, the remainder of the Ordinance or application of the provisions to other persons or circumstances shall remain unaffected.

Section 5. Ratification. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

Section 6. Effective Date. This Ordinance shall take effect thirty (30) days after passage and publication, as provided by law.


MAYOR

ATTEST:


CITY CLERK

APPROVED AS TO FORM:


DEPUTY CITY ATTORNEY

PASSED: April 18, 2023

APPROVED: April 18, 2023

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