

**AMEND BMCC, ARTICLE
21-200, SOLID WASTE
COLLECTION AND DISPOSAL**





PURPOSE OF CODE AMENDMENTS

**Eliminate City
Cardboard
Collection
Program**

**Update
Collection
Standards**

**Clarify
Geographic
Eligibility for
Landfill Use**

**Require
Agreements with
Solid Waste
Haulers**

**Codify Landfill
Operating Rules**

**Update Waste
Definitions**

**Strengthen
Enforcement
Authority**

**General Code
Cleanup and
Modernization**

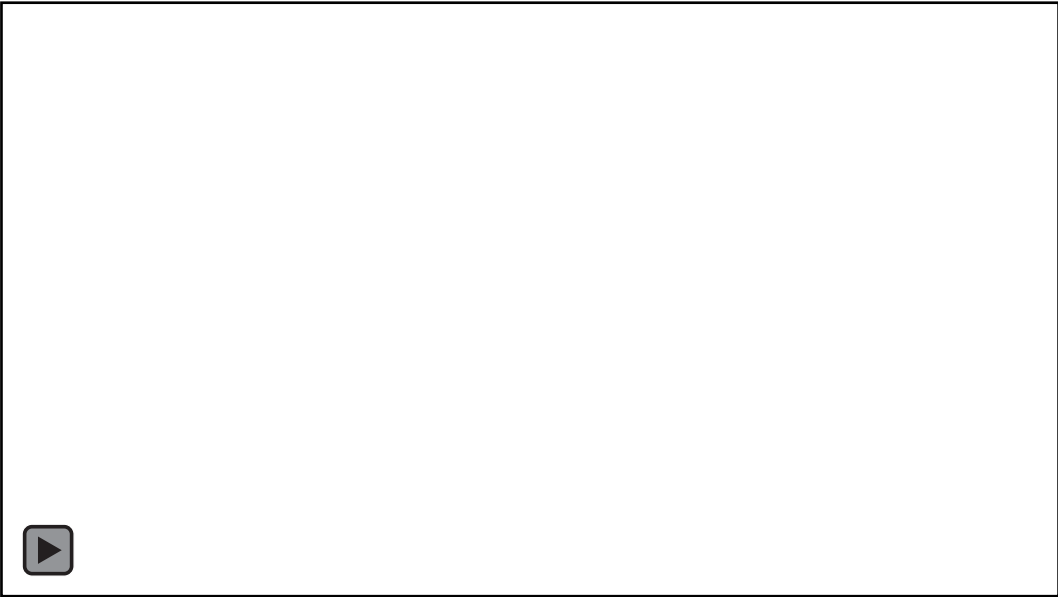


ELIMINATE CITY CARDBOARD COLLECTION PROGRAM



Sec. 21-218. Additional residential collection and special pickups.

~~The city will collect cardboard placed next to a residential container per a published schedule by the Public Works Department. Residents shall not set cardboard out when it is raining. Cardboard must not be wet and must be free of food, oil stains, packing peanuts, plastic bags, and bubble wrap. Cardboard boxes shall be flattened except a large cardboard box may be used to contain other smaller flattened cardboard boxes.~~



- (d) Customers shall keep the area around carts and containers clean. ~~A~~The minimum recommended clearance ~~of~~ four (4) feet shall be maintained around each the cart or container. Public Works will not pick up carts and containers that do not have appropriate clearance.
- (e) All solid waste placed in ~~black-solid waste carts~~containers for residential service and all commercial containers shall be in bags, designed for the accumulation of ~~trash~~solid waste, and tied.
- (f) Do not overfill the ~~carts~~containers. The lids on solid waste and yard waste carts~~green containers~~ used for ~~yard waste and black containers for~~ residential services shall be able to close to a 45-degree angle when viewed by the collection driver. Overfilled carts, (carts with lids exceeding a 45-degree angle) and carts with unbagged trash, containers will not be emptied and customers will not receive service until the next scheduled service day.

UPDATE COLLECTION STANDARDS

SEC. 21-211



Current Code



Proposed Code



UPDATE COLLECTION STANDARDS (CONT.)



CLARIFY GEOGRAPHIC ELIGIBILITY FOR LANDFILL USE

Sec. 21-213. Use of ~~L~~landfill by persons other than ~~C~~city.

- (a) Only solid waste that originates within Yellowstone County and adjacent counties, including Big Horn, Carbon, Golden Valley, Musselshell, Stillwater, and Treasure counties may be hauled to or deposited in the Landfill. Use of the Llandfill by persons or entities hauling solid waste from other Montana counties or other states than the city shall be in accordance with ~~the~~ use agreements between the Ccity and ~~all~~ other entities. Use of the Llandfill shall be subject to the fees set forth in an annual rate resolution. Solid waste shall be acceptable to the city Public Works Department and be deposited in strict accordance with all rules and regulations governing the city-Llandfill.
- (b) City residents hauling non-business waste from their primary residence will not be charged if the waste is hauled in a vehicle no larger than a one-ton pickup truck, or equivalent size trailer. Fees will apply for special waste in accordance with the disposal fee rate resolution adopted by the Ccity Ccouncil annually.
- (c) Employees of the city Public Works Department employees authorized to operate in charge of maintaining the Llandfill may require are authorized to request of any person using the Landfill to present produce a valid driver's license, proper vehicle registration, proof of residency, proof of waste origin, or other identification necessary to verify the identity of the user, the origin of the waste, eligibility to use the Landfill, or the applicable disposal fees of any vehicle, issued by the state, to certify that the vehicle is owned by a resident or nonresident of the city. Employees in charge of maintaining the landfill are further authorized to request any other suitable identification from operators or owners of vehicles to determine whether such person is a resident or nonresident. Failure to provide requested documentation may result in denial of access to the Landfill.



REQUIRE AGREEMENTS WITH SOLID WASTE HAULERS

Solid waste hauler means any person, business, governmental entity, or other organization that collects or transports solid waste generated by others for delivery to Landfill. The term does not include the City of Billings or persons transporting solid waste generated from their own residence or property.

Sec. 21-213. Use of ~~L~~andfill by persons other than ~~C~~city.

(d) Any solid waste hauler delivering waste to the Landfill must enter into a written agreement with the City. The agreement shall establish the terms and conditions for use of the landfill and may include, but is not limited to, requirements regarding proof of insurance, identification of the geographic service area or waste origin, reporting requirements, billing procedures, and compliance with applicable federal, state, and local laws and landfill operating rules. Payment of landfill fees by private solid waste haulers and contractors shall be allowed by monthly billing after establishment of acceptable credit. Any account which is delinquent more than sixty (60) days shall be refused the right to dispose of any solid waste at the ~~city~~ ~~L~~andfill until the account is paid in full.

Sec. 21-221. Speeding/vehicle movement at Landfill.

- (a) A maximum speed limit of 25 miles per hour (MPH) is hereby established for all vehicles operating within the main road of the Landfill premises. All other roads have a maximum speed of 15 MPH.
- (b) All operators shall comply with posted signage and directions given by Public Works Department personnel regarding traffic movement and speed limits.
- (c) Operators must drive cautiously when other vehicles staff, or pedestrians are present, including yielding to heavy trucks and equipment.
- (d) Vehicles must stay on designated roads/travel paths.

Sec. 21-222. Landfill Safety Equipment/Behavior.

- (a) Users/customers may not consume or be under the influence of alcohol or controlled substances while on Landfill property.
- (b) Users/customers may not engage in reckless conduct while on Landfill property.
- (c) Users/customers must use caution around scales, trucks, heavy machinery, and the drop-off building.
- (d) Only the operator of the vehicle can get out of the vehicle in the drop-off building and Class IV.
- (e) Children must remain in the vehicle and be supervised by an adult at all times.
- (f) Children are not permitted in active dumping, compacting, or moving equipment zones.
- (g) Domestic animals (pets) must remain inside a vehicle.
- (h) No unattended animals are permitted in the Landfill.
- (i) Owners must keep control of their pets.
- (j) Public Works shall post clear and visible signage at all Landfill entrances and appropriate locations within the site to notify users of speed limits, warnings about children and animals, directions, prohibited behaviors, hours of operation and contact information for management.

CODIFY LANDFILL OPERATING RULES

ADDED DEFINITIONS:

- ANIMALS MEANS PETS, LIVESTOCK, AND WILDLIFE UNDER CONTROL OF USERS/CUSTOMERS
- CHILDREN MEANS PERSONS 17 YEARS OF AGE AND UNDER
- LANDFILL MEANS THE BILLINGS REGIONAL LANDFILL INCLUDING ALL ACCESS ROADS, TIPPING AREAS, AND OPERATIONAL ZONES UNDER THE CONTROL OF THE PUBLIC WORKS DEPARTMENT.
- OPERATOR MEANS ANY PERSON DRIVING OR OPERATING A VEHICLE AT THE LANDFILL.
- SPEED LIMIT MEANS MAXIMUM SPEED WHILE TRAVELING ON LANDFILL ROADS/OPEN AREAS AS POSTED (E.G. 15 MPH).
- USER/CUSTOMER MEANS ANY PERSON BRINGING WASTE TO THE LANDFILL.





UPDATE WASTE DEFINITIONS

Code Section	Current	Proposed
Sec. 21-201. Definitions	Combustible rubbish comprises miscellaneous flammable materials. Generally, it is the organic component of rubbish, such as paper, rags, cartons, boxes, wood, excelsior, furniture, bedding, rubber, leather, tree branches, yard trimmings and similar material.	Combustible waste means nonhazardous solid waste that is capable of burning under ordinary conditions, including paper, cardboard, wood, textiles, furniture, rubber, leather, tree branches, yard trimmings, and similar materials.
Sec. 21-201. Definitions	Building rubbish means the waste materials from construction, remodeling and repairs on houses, commercial buildings and other structures. It comprises, among a great variety of other rejected matter, excavated earth, stones, bricks, plaster, wallpaper, lumber, shingles, concrete and waste parts.	Construction and demolition debris means waste generated from the construction, remodeling, repair, or demolition of buildings or other structures, including excavated soil, stone, brick, plaster, drywall, lumber, shingles, concrete, roofing materials, and similar materials.
Sec. 21-201. Definitions	Noncombustible rubbish comprises miscellaneous solid waste materials that are nonflammable at ordinary temperatures. For the most part, it is the inorganic component of rubbish, such as tin cans, metals, mineral matter, glass, crockery, dust, metal furniture, etc.	Noncombustible waste means nonhazardous solid waste that will not readily burn under ordinary conditions, including metals, glass, ceramics, mineral materials, concrete, and similar materials.



UPDATE WASTE DEFINITIONS (CONT.)

Code Section	Current	Proposed
Sec. 21-201. Definitions	Solid waste means all trash consisting of everyday nonhazardous disposable materials generated by households, institutions, industries, and agriculture made up of waste, organics, and recyclable materials.	Solid waste means nonhazardous discarded materials generated by residential, commercial, institutional, or agricultural activities, including garbage, recyclable materials, organic waste, yard waste, and similar discarded materials accepted by Public Works. Solid waste does not include hazardous waste, infectious waste or other materials prohibited by this article.
Sec. 21-201. Definitions	Yard rubbish consists of trimmings from trees, shrubs and hedges, branches, twigs, limbs, and trunks less than six (6) inches at the large end.	Yard waste means leaves, grass clippings, weeds, garden waste, tree, shrub, and branch trimmings, not exceeding three (3) feet in length, twigs, limbs, and trunks, not exceeding three (3) feet in length and six (6) inches in diameter at the largest end. Yard waste does not include dirt, sod, rocks, animal waste, or construction debris.
Sec. 21-220. Contaminated materials and asbestos	Disposal of all contaminated material is regulated by the landfill acceptance criteria for total and/or total toxicity characteristic leaching procedure (TCLP) concentration limits for the following parameters: petroleum hydrocarbons, total organic halogens (TOX), semi-volatile organics and heavy RCRA metals.	Disposal of all contaminated material is regulated by the Landfill Acceptance Criteria for total and/or toxicity characteristic leaching procedure (TCLP) concentration limits to determine if the material qualifies as hazardous or non-hazardous material. Any material characterized as hazardous material per Resource Conservation and Recovery Act (RCA) regulations will not be accepted.



STRENGTHEN ENFORCEMENT AUTHORITY

Sec. 21-202. Duty of owner or occupant.

- (a) It shall be the duty of the owner or occupant of any premises within the city limits to keep such premises and one-half of the alley immediately adjacent thereto and the gutter in front of or adjoining ~~his or her~~their property clean, open and free of wastepaper, cans, leaves or any unhealthy materials of any kind.
- (b) Before a complaint can be filed charging a violation of ~~this S~~section, ~~21-202(a)~~, the person to be charged must first be given written notice of the violation, setting forth in the notice the nature of the violation, and a period of ~~five ten~~ (105) days after receiving such notice to remedy the violation.
- ~~(c) A violation of this section is designated as a municipal infraction and punishable by civil penalties as specified in section 18-1304.~~

Sec. 21-223. Enforcement and Penalties.

A violation of the provisions in this article is designated as municipal infractions and punishable by civil penalties as specified in Section 18-1304.

Landfill management and staff are authorized to:

(a) Enforce this Ordinance and all Landfill rules and policies.

(b) Deny access or eject persons violating rules.

(c) Stop vehicles for safety checks and load inspections.

(d) Direct traffic on site.

(e) Recover costs associated with the clean-up of any waste disposed of at the Landfill in violation of Landfill Acceptance Criteria.

The Public Works Director may also issue verbal warnings, written warnings, temporary suspensions, or permanent prohibitions from use of the Landfill, depending on the nature and severity of the violation.

Any person subject to a suspension or prohibition may appeal the decision in writing within ten (10) business days to the City Administrator. A final written decision shall be issued within thirty (30) days of the filing of the appeal.

GENERAL CODE CLEANUP AND MODERNIZATION

~~Rubbish means all refuse not included in solid waste and ashes. It consists of a great variety of combustible and noncombustible waste materials from households, stores and institutions. This waste is defined more specifically as "combustible rubbish" and "noncombustible rubbish," but whenever the word "rubbish" is used alone, it means a mixture of both. Trash is synonymous with rubbish.~~

- CHANGED VERBIAGE REGARDING CONTAINERS

- REMOVED "BLACK" AND "GREEN"
- COMMERCIAL = CONTAINER
- RESIDENTIAL = CART

- MODERNIZED/CLEANED UP VERBIAGE

- OTHER MINOR WORDING CHANGES

~~Yard waste service means the city's seasonal once-a-week automated collection service for of green residential yard waste using yard waste cartentainers provided by Public Works. The service period shall be established by the Public Works Department for yard waste provided by the city to residential properties for anticipated collection between the first full week of April until the last full week of November.~~

Sec. 21-214. Collection by Ccity exclusive.

- (a) It is unlawful for any person other than the Ccity to engage in the business of collecting, removing and disposing of solid waste within the jurisdiction of the city, or for any person other than the Ccity, its agents or employees to do or perform any of the things herein required to be done or performed by the Ccity, except:
- (1) As provided in Ssections 21-215 and 21-203;
 - (2) For drop-box service for construction and demolition debris on construction sites;
 - ~~(3) Per~~ a written agreement approved by the city council; and
 - ~~(34)~~ As provided by MCA 7-2-4736, preservation of existing garbage or solid waste service in the event of annexation.



Tonight	Feedback from Council
7/24/26 – 10/31/26	Communication Campaign
8-10-26	Ordinance First Reading
8-24-26	Ordinance Second Reading
9-24-26	Amended Ordinance Effective

NEXT STEPS



THANK YOU

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