



Comments and DPH Responses on Proposed Refuse Regulation

Chapter 2. Background

Feedback: DPH received a request to clarify background information about the Initiative Ordinance.

DPH Response: DPH provided additional background about the Initiative Ordinance, 1992 and 1999 Refuse Regulations to this Chapter for clarification.

Chapter 3. Scope

Feedback: DPH received a comment with regards to a business owner who collects, transports, and disposes of refuse having a commercial value, does not need a refuse license.

DPH Response: DPH added this point to this Chapter for clarification.

Chapter 4. Definitions

Feedback: DPH received a request to define an additional term and clarify other terms used in the Refuse Regulation.

DPH Response: DPH amended the language and removed some definitions to this Chapter.

Chapter 5. General Requirements

Section 1. Business Standards

Feedback: DPH received comments with regards to business standards.

DPH Response: DPH added one new business standard to Section 1 of Chapter 5.

Section 3. Application Evaluation

Feedback: DPH received comments to include consultation with a city agency and additional standards as part of the application evaluation.

DPH Response: DPH added the language to include the consultation with other city agencies and evaluation criteria to meet other federal, state, and local standards in this section of the Chapter.

Chapter 6. Refuse Collector License Application

Section 1. Filing Requirements

Feedback: DPH received a request to provide more specifications to the filing requirements.

DPH Response: DPH amended some language and added one new filing requirement to this section.

Section 2. License Application Process

Feedback: DPH received comments with regards to the pre-application meeting request from an applicant within 5 days from the filing of an application.

DPH Response: DPH removed the language from this section and addressed this under Section 2 of Chapter 7. DPH also created a new section "Section 5. Due Date" in Chapter 5 to clarify deadline extension.

Section 3 Grounds for License Denial

Feedback: DPH received comments regarding one of the reasons for license denial.

DPH Response: DPH added one additional reason for license denial.

Section 4 License Conditions

Feedback: DPH received comments requesting clarification on the license conditions.

DPH Response: DPH amended the language in this section.

Section 5. License Revocation

Feedback: DPH received a request to clarify reasons for license revocation.

DPH Response: DPH removed one of the license revocation reasons and clarified some language in this section.

Section 6. Director's Hearing for License Revocation

Feedback: DPH received a request to explain the hearing process for license revocation.

DPH Response: DPH created this new section to address the director's hearing process.

Chapter 7. Refuse Permit Application Procedures

Section 1. Open Permit Application Period

Feedback: DPH received requests to include a process to receive permit applications.

DPH Response: DPH added this new section to Chapter 7 addressing the manner in which DPH will be receiving permit applications.

Section 2. Pre-Application Questions/Answers

Feedback: DPH received request to clarify methods for applicants and the public to communicate with the Department regarding the permit application.

DPH Response: DPH added this new section to Chapter 7 addressing the methods the Department will utilize to communicate with the applicants and the public.

Section 3. Filing Requirements

Feedback: DPH received comment requesting to clarify showing of need requirement.

DPH Response: DPH amended the language in this section to clarify the showing of need requirement. DPH added one new filing requirement to this section.

Section 4. Permit Application Process

Feedback: DPH received comments to clarify and expand explanation of the permit application process.

DPH Response: DPH added subsections to this section to clarify each step of the permit application process.

Section 5. Ground for Permit Denial

Feedback: DPH received comments regarding grounds for permit denial pursuant to the Initiative Ordinance.

DPH Response: DPH amended the language and added additional reasons for permit denial.

Section 6. Permit Conditions

Feedback: DPH received comments regarding permit conditions.

DPH Response: DPH amended the language and added one new permit condition.

Section 7. Permit Termination

Feedback: DPH received a comment to amend one of the reasons for permit termination.

DPH Response: DPH did not amend the language in this section for consistency to the Initiative Ordinance.