

ORDINANCE NO. 12

An ordinance approving the Scrap Tire Program Standard of Service for scrap tire carriers and scrap tire processors.

PUBLIC HEARINGS

May 24, 1974 and June 14, 1974

ADOPTED JUNE 14, 1974

MODIFICATIONS:

ORDINANCE No. 18

ORDINANCE No. 28

METROPOLITAN SERVICE DISTRICT

ORDINANCE NO. 12

An ordinance approving the Scrap Tire Program Standard of Service for scrap tire carriers and scrap tire processors.

THE METROPOLITAN SERVICE DISTRICT HEREIN ORDAINS THE FOLLOWING:

SECTION I Standard of Service

The Board of the Metropolitan Service District approves the Scrap Tire Program Standard of Service for scrap tire carriers and scrap tire processors which is attached hereto as Exhibit A and made a part of this ordinance as if fully set out herein.

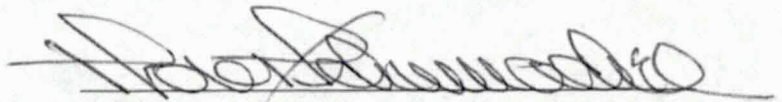
Date of Adoption:

APPROVED METROPOLITAN  
SERVICE DISTRICT  
BOARD OF DIRECTORS

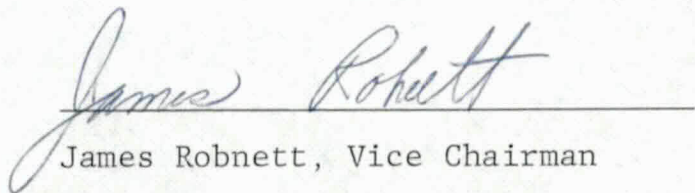
ACTION NO. 74-137

DATE 6-14-74

BY Jan M. Wood  
CLERK OF THE BOARD



Robert Schumacher, Chairman



James Robnett, Vice Chairman

METROPOLITAN SERVICE DISTRICT

E X H I B I T A

STANDARD OF SERVICE  
SCRAP TIRE PROGRAM

1.0.0 SCRAP TIRE CARRIER PERMITS

1.1 General Scrap Tire Carrier Permits

1.1.1 Applications

Persons wishing to be permitted as a general scrap tire carrier shall complete an application furnished by MSD and provide a Penal Bond in the sum of \$1,000 in favor of the Metropolitan Service District in accordance with Section XVII, Penal Bond, of MSD Ordinance Number 3. A General Scrap Tire Carrier shall comply with all applicable laws, regulations, ordinances, and permits and franchise agreements to which the Carrier is a party respecting the collection, transportation, and disposal of scrap tires.

1.1.2 Permits

MSD shall evaluate all applications for general scrap tire carriers and grant permits to qualified persons. Permits shall be granted for a period of one year. The fee for a permit shall be \$10 for the first vehicle and \$5 for each additional vehicle. The General Scrap Tire Carrier shall be issued an identification plate for each vehicle permitted to transport scrap tires. These identification plates shall be attached to the vehicle in conformance with MSD requirements.

### 1.1.3 Service Areas

The MSD has been divided into service areas. (Exhibit B) These areas will be reviewed and modified if conditions warrant. Each service area will be served by at least two scrap tire carriers. It will be the responsibility of the general scrap tire carriers to serve all scrap tire generators, tire retailers, and authorized public tire storage centers within the specified service area. In the event that a customer cannot obtain service from the general scrap tire carriers assigned to his area, MSD will designate one of the general scrap tire carriers to provide service at the minimum service charge as specified by the carrier permits. This designation will be based on a rotating basis between all general scrap tire carriers assigned to the area.

### 1.1.4 Frequency of Service

General scrap tire carriers can make arrangements to service customers on a regular basis or provide service at the customers request. If tires are to be collected on a request basis, the general scrap tire carrier shall make arrangements to service the customer within two weeks of the request. If, at the request of MSD, a general scrap tire carrier is designated to service a customer as outlined in Section 1.1.3 the response time for pickup shall be two weeks.

#### 1.1.5 Records

The general scrap tire carrier will be issued a receipt book which will contain tickets bound in triplicate and sequentially numbered. When the general scrap tire carrier collects tires from a scrap tire generator, tire retailer or authorized public tire storage centers, a receipt ticket will be completed (reproduced in triplicate). One copy will be retained by the customer, one copy retained by the general scrap tire carrier for two years and one copy submitted to MSD at the end of each month. All receipts must be accounted for. At the processing center, the general scrap tire carrier will be given a receipt by the processor for the tires disposed. This receipt must be retained by the general scrap tire carrier for two years. All records pertaining to carrying scrap tires shall be made available for inspection by MSD at reasonable hours in accordance with Section XIV, Records Required, of MSD Ordinance Number 3.

#### 1.1.6 Retreading

Scrap tire carriers may remove only those tires from MSD which are capable of being retreaded and are being transported to a retreading facility.

1.1.7 Salvage

Scrap tire carriers shall obtain authorization from MSD for removal of scrap tires for salvage outside of MSD boundaries.

1.1.8 Violations

Any violations of these procedures will result in permit revocation and prosecution under Section 4, Violation, of MSD Ordinance Number 10.

## 1.2 Individual Scrap Tire Carrier Permits

### 1.2.1 Applications

Persons wishing to be permitted as individual scrap tire carriers shall complete an application furnished by MSD and provide a Penal Bond in the sum of \$1,000 in favor of the Metropolitan Service District in accordance with Section XVII, Penal Bond, of MSD Ordinance Number 3. An Individual Scrap Tire Carrier shall comply with all applicable laws, regulations, ordinances, and permits and franchise agreements to which the Carrier is a party respecting the collection, transportation, and disposal of scrap tires.

### 1.2.2 Permits

MSD shall evaluate all applications for individual scrap tire carriers and grant permits to qualified persons. Permits shall be granted for a period of one year. The fee for a permit shall be \$10 for the first vehicle and \$5 for each additional vehicle. The Individual Scrap Tire Carrier shall be issued an identification plate for each vehicle permitted to transport scrap tires. These identification plates shall be attached to the vehicle in conformance with MSD requirements.

### 1.2.3 Service Area

Permitted individual scrap tire carriers shall not accept scrap tires from any other person for the purpose of transporting the tires to processing centers.

Only scrap tires generated as a normal part of his business can be transported by the individual scrap tire carrier.

1.2.4 Records

An accounting of all scrap tires transported to the processing center shall be submitted to MSD at the end of each month. At the processing center, the individual scrap tire carrier will be given a receipt for the tires disposed. All records must be retained for two years and be made available for inspection by MSD at reasonable hours in accordance with Section XIV, Records Required, of MSD Ordinance Number 3.

1.2.5 Retreading

Scrap tire carriers may remove only those scrap tires from the MSD which are capable of being retreaded and are being transported to a retreading facility.

1.2.6 Salvage

Scrap tire carriers shall obtain authorization from MSD for removal of scrap tires for salvage outside of MSD boundaries.

1.2.7 Violations

Any violation of these procedures will result in permit revocation and prosecution under Section 4, Violations, of MSD Ordinance Number 10.



## 2.0.0 SCRAP TIRE PROCESSING CENTERS

### 2.1 General Processing Centers

#### 2.1.1 Application

Persons wishing to be permitted as an Authorized General Scrap Tire Processing Center shall complete an application furnished by MSD.

#### 2.1.2 Franchise

MSD shall evaluate all applications for General Scrap Tire Processing Centers and grant franchises in accordance with Section XIII, Franchise, of MSD Ordinance Number 3. Franchises shall be established for a period of five years with the provision that the franchise shall be revoked for failure to comply with MSD ordinances Number 3 and 4 and the appropriate standards of service. A Scrap Tire Processor shall comply with all applicable laws, regulations, ordinances, and permits and franchise agreements to which the Processor is a party respecting the collection, transportation, and disposal of scrap tires.

#### 2.1.3 Processing Fee

The MSD Board shall, by ordinance, establish a maximum tire processing fee which will include a surcharge for MSD program administration. Tire Processing Centers shall make an accounting to the MSD each month and transmit the appropriate funds with the accounting.

#### 2.1.4 Acceptance of Tires

Authorized General Processing Centers shall accept all tires up to 48 inches in outside diameter. The General Processing Center shall, as part of permit, provide the MSD with the name and address of individuals

delivering more than the maximum number of tires specified by ordinance for disposal without a permit.

2.1.5 Records

MSD shall provide to all authorized General Processing Centers receipt books of tickets bound in triplicate and sequentially numbered. The General Processing Center shall complete a receipt in triplicate for each delivery and provide one copy to the customer, retain one copy and submit one copy to MSD at the end of each month. All receipts must be accounted for and retained by the General Processing Center for two years. The General Processing Center shall provide, on a monthly basis, an accounting by yards or tons of all processed tires disposed.

All records pertaining to the processing and disposal of scrap tires shall be made available for inspection at reasonable hours in accordance with Section XIV, Records Required, of MSD Ordinance Number 3.

2.1.6 Site Operation

All General Processing Centers shall be opened to the public. The Processing Centers minimum hours open shall be 8:00 a.m. to 5:00 p.m. Monday through Friday and 8:00 a.m. to 12:00 noon, Saturday. A sign shall be posted at the entrance of the site stating the operating hours, cost of disposal and site rules. The site shall be fenced by a sight-obscuring fence approved by MSD and all gates shall be locked when

the processing center is closed to the public. All off-site and on-site access roads shall have an all-weather surface so that traffic will not be interrupted during periods of bad weather. Proper drainage control shall be provided.

The General Processing Center shall not unnecessarily stock pile tires. Stock piles shall not exceed a five day processing capability unless special permission is granted. The site shall also be free of all litter and debris.

An attendant shall be on duty during all hours the Processing Center is in operation.

2.1.7 Disposal of Processed Tires

The General Processing Center shall dispose of Processed Tires only at authorized disposal sites. In the event the Processed Tires are re-used for purposes other than disposal, authorization shall be obtained from MSD.

2.1.8 Machine Specifications

The General Processing Center shall have equipment approved by MSD. This equipment shall have a minimum capacity rating of 10,000 tires per five (5) day week. The applicant shall provide to the district a history of past performance guaranting the minimum capacity rating of the equipment. This historical data shall include continuous operation

for a period of not less than two (2) weeks.

2.1.9 Certified Tire Count

The General Processing Center shall provide monthly to MSD a certified count of all tires processed. This count can be accomplished by an electronic or mechanical device approved by MSD.

2.1.10 Retreading

Tires delivered to a General Processing Center that are capable of being retreaded may be removed from the General Processing Center and transported to a retreading facility.

2.1.11 Variance

The Metropolitan Service District may grant a variance of these standards of service on a temporary basis if unplanned events occur and upon written request from the General Processing Center.

## 2.2 Individual Processing Centers

### 2.2.1 Applications

Application for an Individual Processing Center shall be completed on forms furnished by the MSD.

### 2.2.2 Permits

MSD shall evaluate all applications for Individual Processing Centers and grant authorization in accordance with Section IX, Processing Center, of MSD Ordinance Number 3. Permits shall be granted for five (5) years but shall be revoked for failure to comply with MSD Ordinances Number 3 and 4 and these standards of service. A Scrap Tire Processor shall comply with all applicable laws, regulations, ordinances, and permits and franchise agreements to which the Processor is a party respecting the collection, transportation, and disposal of scrap tires.

### 2.2.3 Processing Fee

The MSD Board, shall by ordinance, establish a tire processing sur-charge to be levied for program administration. The Individual Processing Center shall make a monthly accounting to MSD and transmit the appropriate funds with each accounting.

### 2.2.4 Acceptance of Tires

An Individual Processing Center shall process only those tires generated in the normal course of business as a tire retailer or a scrap tire generator. Scrap tires shall not be accepted from any other person or business in accordance with Section IX, Processing Centers, of MSD Ordinance Number 3.

### 2.2.5 Records

All Individual Processing Centers shall submit

on a monthly basis a certified count of all tires processed. This certified count shall be determined by an approved electronic or mechanical device. The Individual Processing Center shall also provide, on a monthly basis, an accounting of all Processed Tires disposed.

All records pertaining to the processing and disposal of tires shall be made available for inspection by MSD at reasonable hours in accordance with Section, XIV, Records Required, of MSD Ordinance Number 3.

2.2.6 Site Operation

The processing site shall be fenced by a sight-obscuring fence approved by MSD. Processing of tires shall occur during normal working hours. In addition, the Individual Processing Center shall not stock pile tires in amounts in excess of the capability of the center to process in five (5) normal working days.

2.2.7 Disposal of Processed Tires

The Individual Processing Center shall dispose of Processed Tires only at authorized disposal sites. In the event that Processed Tires are used for purposes other than disposal, authorization shall be obtained from the MSD.

2.2.8 Machine Specifications

The Individual Processing Center shall have

equipment approved by MSD.

2.2.9 Variance

The Metropolitan Service District may grant a variance of these standards of service on a temporary basis if unplanned events occur and upon written request from the Individual Processing Center.

PORTLAND AND VICINITY  
METROPOLITAN  
SERVICE  
DISTRICT

Scale 0 1 2 3 4 5 miles.  
One inch equals approximately 4.2 miles.

EXHIBIT "B"

2

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3

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SCRAP TIRE CARRIER - SERVICE AREAS

