

ORDINANCE NO. 1635

CITY OF LACEY

AN ORDINANCE OF THE CITY OF LACEY RELATED TO ESTABLISHING A COMPOST PROCUREMENT POLICY IN THE CITY OF LACEY, ADDING CHAPTER 14.39 TO THE LACEY MUNICIPAL CODE AND APPROVING A SUMMARY FOR PUBLICATION.

WHEREAS, 70A.205.007 RCW establishes goals for the state of Washington to cut landfill-disposed organic material by 75% compared to 2015; and

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

WHEREAS, estimates suggest that eight to ten percent (8 to 10%) of global greenhouse gas emissions are associated with food waste that is not consumed; and

WHEREAS, in March 2022, ESSHB 1799 was signed into Washington law with the primary goal of increasing the diversion of organic materials going to landfills in order to reduce methane emissions; and

WHEREAS, as more organic materials are diverted and recycled, it is critical the compost manufactured be procured by local jurisdictions and others to support the economic viability of these processes and programs; and

WHEREAS, it is well established compost production and use provide significant environmental benefits to our soil and food; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, AS FOLLOWS:

Section 1. There is hereby added to the Lacey Municipal Code a new Chapter, 14.39, to read as follows:

14.39 Use of Compost Materials in Public Capital Projects.

14.39.010 Use of Compost Materials in Public Capital Projects.

The City shall plan for the use of composted material as follows.

- 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.

- B. If compost products can be utilized in a public capital project, the City, or its contractor(s), shall use compost products, except that the City, or its contractor(s), is not 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 competitive.
- C. Compost products used under this section shall be purchased from a facility that meets the requirements of RCW 43.19A.150(6) as exists or is hereafter amended.
- D. Use of compost products must be considered, and if possible, compost products must be used, for the following public capital projects:
1. Landscaping projects;
 2. Construction and postconstruction soil amendments;
 3. Applications to prevent erosion, filter stormwater runoff, promote vegetation growth, or improve the stability and longevity of roadways; and
 4. Low-impact development and green infrastructure to filter pollutants or keep water on-site, or both.
- E. Projects requiring application of this ordinance shall conform to the City's Stormwater Design Manual, Lacey Municipal Code, or other relevant permit requirements and guideline(s). Requests for variance to this ordinance shall be submitted for review and approval to the Public Works Director, or designee, describing the need for deviation and mitigation, as appropriate.

Section 2. SEVERABILITY. If any section, sentence, clause or phrase of this ordinance should be held to be invalid by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the

correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

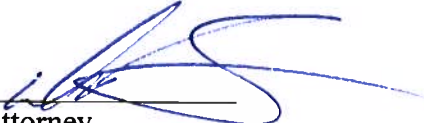
Section 4. The Summary attached hereto is hereby approved for publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, at a regularly-called meeting thereof, held this 2nd day of February, 2023.


CITY COUNCIL

By: 
Mayor

Approved as to form:


City Attorney

Attest:


City Clerk

SUMMARY FOR PUBLICATION
ORDINANCE NO 1635
CITY OF LACEY

The City Council of the City of Lacey, Washington, passed on February 2, 2023, Ordinance No. 1635, entitled “AN ORDINANCE OF THE CITY OF LACEY RELATED TO ESTABLISHING A COMPOST PROCUREMENT POLICY IN THE CITY OF LACEY, ADDING CHAPTER 14.39 TO THE LACEY MUNICIPAL CODE AND APPROVING A SUMMARY FOR PUBLICATION. “

The main points of the Ordinance are described as follows:

1. The Ordinance adds a new chapter to the Lacey Municipal Code, 14.39, pertaining to compost procurement.
2. The Ordinance approves this Summary for Publication.

A copy of the full text of this Ordinance will be mailed without charge to any person requesting the same from the City of Lacey.

Published: February 6, 2023