

**109.059 Use of solid waste management facility -- Exception.**

Any county or waste management district may require the use of any solid waste management facility or other facility, meeting the standards of the department set by regulations issued pursuant to KRS Chapter 224 by all persons situated within the geographical boundaries thereof; such mandatory use of any solid waste management facility shall not be applicable to any city within the geographical boundaries of any such county or waste management district provided that:

- (1) The city owns and operates a municipal solid waste management facility; and
- (2) The solid waste management facility is not a sanitary landfill; and
- (3) The solid waste management facility was in existence prior to June 17, 1978; and
- (4) The solid waste management facility complies with the intent and purposes of KRS Chapters 109 and 224.

**Effective:** July 15, 1982

**History:** Amended 1982 Ky. Acts ch. 74, sec. 13, effective July 15, 1982. -- Created 1978 Ky. Acts ch. 113, sec. 14, effective June 17, 1978.

**Formerly codified as** KRS 109.250

**Legislative Research Commission Note.** A technical correction has been made in this section by the Reviser of Statutes pursuant to KRS 7.136.