

**BROWN COUNTY  
ORDINANCE # 1991-06  
REGULATING COLLECTION AND PROCESSING WASTE TIRES**

WHEREAS ,pursuant to Minn. Stat. Sec. 115A.914, Counties are mandated to include collection and processing of waste tires in solid waste management plans prepared under sections 115A.42 to 115A.46 and to adopt ordinances under sections 400.16 and 473.811 for management of waste tires; and,

WHEREAS, it would be in the public interest to regulate the collection and processing of waste tires; and,

WHEREAS, a public hearing, after due notice, as provided by law has been conducted in regard to this ordinance.

**BE IT ORDANID BY THE BOARD OF COMISSIONERS OF  
BROWN COUNTY, MINNESOTA, AS FOLLOWS:**

**SECTION 1: WASTE TIRE MANAGEMENT**

- A. **Applicability** The requirements of this section shall apply to any person who disposes of, transports, stores, processes, or otherwise possesses waste tires within the County of Brown.
- B. **Definitions** The terms used in this section shall have meanings as defined in Minn. Stat. Sec. 115A.90 and Minn. Rules pts. 9220.0110 and .0210.
- C. **Disposition**
1. **Requirement** Any person who possesses waste tires in the county of Brown shall:
    - a. Deliver the waste tires to a person who possesses a valid Waste Tire Transporter Identification Number as required by Minn. Rules pt. 9220.0530.
    - b. Deliver the waste tires directly to a permitted or exempt waste tire storage, transfer or processing facility; or
    - c. Obtain a permit from the Minnesota Pollution Control Agency to store or process the waste tires as required by Minn. Rules pts. 9220 0230 and 0240. Such storage or processing shall be in accordance with all conditions of the State permit.
  2. **Exemptions** A person may transport waste tires without a Waste Tire Transporter Identification Number if such transportation is pursuant to an exemption under Minn. Rules pt. 9220.0530, subpt. 2.

**Conditions** A person who transports waste tires fro hire shall:

    - a. Deliver the waste tires to a waste tire processing, storage, or transfer facility that has a State permit or is exempt from the requirement to obtain a State permit; and
    - b. Transport the waste tires in accordance with all conditions of the applicable Waste Tire Transporter Identification Number.
  4. **Penalties**
    - a. **Criminal Penalties** Any person who willfully or negligently violates this section shall upon conviction be guilty of a misdemeanor.
    - b. **Civil Penalties** Any person who disposes of waste tires on public or private land, shoreland, roadways or waters in the County of Brown in violation of this section shall be subject to the civil penalties of Minn. Stat. ch. 115A.99.

**SECTION 2 EFFECTIVE DATE**

This Ordinance shall be in full force and effective following the adoption by the county Board of commissioners.

NOW, THEREFORE, BE IT RESOLVED that this Ordinance is hereby adopted this November 19,1991.

IT IS ORDERED by the board of county commissioners that a full, true and correct copy of this Ordinance shall be certified to by the county auditor who shall forthwith file of record such certified copy in the office of the recorder for Brown county; and the same shall be filed within the Auditor's Ordinance book located in the office of the county Auditor.

