

STATE OF TEXAS §

COUNTY OF CASS §

**ORDER OF THE COMMISSIONERS COURT OF CASS COUNTY, TEXAS ADOPTING
STANDARDS FOR THE REGULATING OF COMMERCIAL WASTE
HAULERS/TRANSPORTERS AND PROVIDING PENALTIES**

Pursuant to Chapter 368, Texas Health and Safety Code and the common law granting the County authority to regulate the public health and safety, the Commissioners Court of Cass County finds that it is necessary to impose policies regulating the transportation of waste over County roads.

WHEREAS, it is found that the Cass County Commissioner's Court recognizes the need for County government to have the authority to protect the public health, safety, and welfare of its citizens.

WHEREAS, to protect public health and safety, the Commissioners Court of Cass County, Texas hereby adopts the following as its policy for the regulating of commercial waste haulers.


IT IS THEREFORE ORDERED that the following policies regarding waste haulers are adopted:


- All loads hauled in an open bed or trailer shall be secured to prevent the spread of garbage and other materials on County roads. A secured load is defined as covered with a tarp, cargo net, wire screen or other covering adequate to prevent the load from escaping, and said covering shall be securely tied to the bed of the vehicle or trailer. Large waste material items must be securely tied to the bed of the vehicle or trailer with ropes or straps adequate to prevent the large items from escaping.
- All waste haulers who, for compensation, transport waste in any unincorporated area of Cass County, and who are otherwise not made exempt by law, are hereby required to submit an "Application for Cass County Solid Waste Hauler License", which is attached as Exhibit "A" and incorporated by reference as if fully recited herein.
- The Commissioners Court of Cass County hereby appoints the Litter Abatement officer, a regularly salaried full-time County employee, to regulate these policies and the procedures prescribed in this Order.
- If any portion of this order is deemed to be in violation of the statutes or the constitution of this state or the United States by a court of competent

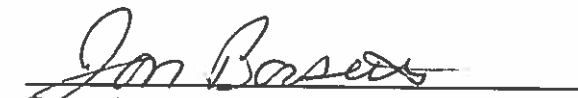
jurisdiction, said portion shall be severed, and the remaining portions of the ordinance shall remain in full force and effect.

IT IS FURTHER ORDERED that any person violating a rule adopted under this order commits an offense of a Class C misdemeanor punishable by fine up to \$500.00. Each and every violation of the Order, or of the requirements thereof, shall be a separate and distinct offense.

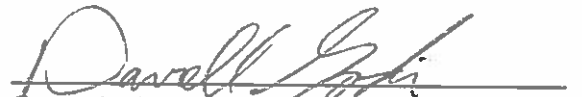
ORDERED THIS 24 DAY OF April, 2018, TO BE EFFECTIVE IMMEDIATELY.


County Judge, Becky Wilbanks


Commissioner Precinct 1, Brett Fitts


Commissioner Precinct 2, Jon Borseth

Commissioner Precinct 3, Paul Cothren


Commissioner Precinct 4, Darrell Godwin

ATTEST:

County Clerk, Amy L. Varnell



APPLICATION FOR CASS COUNTY SOLID WASTE HAULER LICENSE

Name of Applicant

Home Telephone Number

Mailing Address of Applicant

City State Zip

Physical Address of Applicant

City State Zip

Drivers License Number of App.

State of Issue

Company Name

Business Telephone Number

Address if Different from Above

City State Zip

I, _____,
(Print Name of Applicant) (Title)

Of _____ do certify by my signature below that
(Company Name)

the operator(s) of the vehicle(s) described on the Drivers Information form and the Vehicle In-Service form will not pick up hazardous, Class I industrial non-hazardous, infectious, or any other waste not permitted in the Type 1 landfill. I further certify that I:

1. Will unload all waste collected on my route only at a state permitted facility, and;
2. Will maintain all receipts from the landfill(s) I use for a period of one (1) year, and;
3. Will pick up waste on my route on a regular basis (to be determined by the applicant), but not more than seven (7) days between pickups, and;
4. Will maintain my equipment in a clean and sanitary manner to prevent loss of liquid or solid waste, and;
5. The load shall be fully enclosed and at vehicle speeds exceeding 30 miles per hour shall be completely covered and the covering firmly secured so as to prevent spillage or loss of load, and;
6. Will promptly remove all spillage of waste resulting from my collection operation, and;
7. Will promptly remove all spillage of waste that may occur along my collection route or during transportation to an approved landfill, and;

Exhibit A

8. Will not store or hold trash or waste on my vehicle(s), trailer(s), property, or any other location for more than twenty-four (24) hours except for periods of time during which the landfill is closed and in such instance said storage shall not exceed forty-eight (48) hours, and;
9. Will, within twenty-four (24) hours of issuance of license, affix my company name, telephone number, and waste hauler license number on both sides of vehicle(s)/trailer(s) used to transport commercial solid waste in such a way as to be clearly visible at all times. Letters and numbers shall be clearly legible, not in the manner of graffiti, of a height no less than three inches, and of a color sufficiently different from the body of the vehicle so as to be clearly legible for a distance of 100 feet, and;
10. Will comply with all applicable state laws.

Signature of Applicant

Date

**CASS COUNTY SOLID WASTE HAULER
DRIVER INFORMATION FORM**

Driver #1

Name: _____

Address: _____

Date of Birth: _____ License Number: _____ State: _____

Driver #2

Name: _____

Address: _____

Date of Birth: _____ License Number: _____ State: _____

Driver #3

Name: _____

Address: _____

Date of Birth: _____ License Number: _____ State: _____

Driver #4

Name: _____

Address: _____

Date of Birth: _____ License Number: _____ State: _____

Driver #5

Name: _____

Address: _____

Date of Birth: _____ License Number: _____ State: _____

**CASS COUNTY SOLID WASTE HAULER
VEHICLES(S), TRAILER(S) IN-SERVICE FORM**

Vehicle #1

Make: _____ Model: _____ License#: _____

VIN#: _____ Description: _____

Trailer Mfg: _____ License#: _____ Type: _____

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Vehicle #2

Make: _____ Model: _____ License#: _____

VIN#: _____ Description: _____

Trailer Mfg: _____ License#: _____ Type: _____

=====

Vehicle #3

Make: _____ Model: _____ License#: _____

VIN#: _____ Description: _____

Trailer Mfg: _____ License#: _____ Type: _____

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Vehicle #4

Make: _____ Model: _____ License#: _____

VIN#: _____ Description: _____

Trailer Mfg: _____ License#: _____ Type: _____

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