

**KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT
BUREAU OF WASTE MANAGEMENT POLICY 98-03**

related to

TONNAGE FEES FOR CONDEMNED PROPERTIES

May 1, 1998

Background

K.S.A. 65-3415b establishes a state solid waste tonnage fee of \$1.00 for each ton of solid waste disposed of at any construction and demolition (C/D) landfill. However, the fees do not apply to "construction and demolition waste disposed of by the state of Kansas, or by any city or county in the state of Kansas, or by any person on behalf thereof."

Purpose

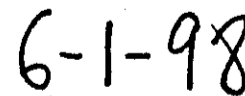
This BWM policy provides guidance to staff and permittees concerning the applicability of the tonnage fee to the wastes generated from the destruction of condemned buildings.

Conclusion

Condemnation is an action which can only be undertaken by a city, county or state, therefore demolition activities occurring as a result of condemnation are undertaken on their behalf. Wastes generated as a result of the destruction of a condemned building are not subject to the Kansas state solid waste tonnage fee.



William L. Bider
Director, Bureau of Waste Management



Date