

What is an Illegal Dump?

- ◎ Definition

K.S.A. 65-3409(a)(5) unlawful acts; penalties. It shall be unlawful for any person to: store, collect, transport, process, treat or dispose of solid waste contrary to the rules and regulations, standards or orders of the secretary or in such a manner as to create a public nuisance.

**WHERE'S THIS
PLAYGROUND?**



KDHE Illegal Dump Clean-Up Program

**WHERE'S THIS
PLAYGROUND?**



KDHE Illegal Dump Clean-Up Program

What is an Illegal Dump?

- Definition

K.S.A. 65-3409(a)(5) unlawful acts; penalties. It shall be unlawful for any person to: store, collect, transport, process, treat or dispose of solid waste contrary to the rules and regulations, standards or orders of the secretary or in such a manner as to create a public nuisance.

Site Eligibility

- Unknown

If the responsibility party is “unknown” by KDHE or the landowner, and the landowner demonstrates a lack of knowledge regarding the dumping practice, the site is eligible.









Site Eligibility

- ⦿ Unable

KDHE must make a determination that a known responsible party is “unable” to perform the necessary work.

Some reasons: age, health, financial

Site Eligibility

- ◉ Unwilling

Failure by a known party to clean up their property directed by the local government.

Responsibilities

KDHE/BWM

- BWM is responsible for administering the solid waste regulations and enforcement procedures which address Illegal Dumping
- BWM will oversee the clean-up work
- BWM may agree that waste may be left on site and all that is required is adequate cover and possibly a restrictive covenant on the property
- Press releases to local newspapers

Responsibilities

Local Government – County, City, Town

- Local government fills out
Illegal Dump Notification & Information Form
- Sign contract and agree to contribute 25% of
the clean-up
- State responsibility is 75% per site up to a
maximum of \$10,000

Illegal Dump Notification And Information Form

KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT

1000 SW Jackson, Suite 320 Topeka, KS 66612-1366

Form submitted by:

Name _____ Date _____

Affiliation _____ (if city or county, please fill out reverse side)

Street Address _____

City, State, Zip _____

Phone _____ Fax _____ E-mail _____

Person to accompany KDHE on site inspection:

Name _____

Phone _____

Site Information

Location: legal _____ Within city limits? yes no

Street address, if available _____

Property owner: _____

Person(s) responsible for illegal dumping, if known: Name _____

Phone _____ Address _____

Size of illegal dump in square feet: _____

Type of material: (circle all that apply)

tree/brush construction/demolition household trash industrial

other _____

Distance to nearest surface water: _____

Type of nearest surface water: (circle one)

intermittent creek creek river pond/lake

Distance to nearest occupied dwelling: _____

Number of occupied dwellings within 1/4 mile radius of site: _____

Distance from illegal dump to nearest road: _____

Estimated cost to remove or cover trash: _____

Please return this form, along with photos of the site, to: Bill Bider, Bureau of Waste Management
1000 SW Jackson, Suite 320
Topeka, KS 66612-1366







