

Illegal Dumping Workshop

**Important Statutes and
Enforcement Tips**

Hazardous Materials

25189.5(b) H&S-illegal disposal

- disposal of hazardous waste
- at unauthorized point
- knew or reasonably should have known

Hazardous Materials

25189.6 H&S-illegal disposal with unreasonable risk of fire, explosion, serious injury or death

Example: neighbor dispute, gasoline

Hazardous Materials

Transportation- 25189(c)H&S

Treatment or storage-25189.5(d)H&S

Example: soil

Burning or incinerating w/o permit-
25189.7H&S

What Is Hazardous Waste?

Dumped or abandoned

Household cleaners

Car batteries

Antifreeze

What Is Hazardous Waste?

Gas cans

Pesticides

Pool chemicals

Meth lab components

Compressed gas cylinders

Medical Waste-118340 H&S

Dispose, treat, store, transport or cause
the above

In an unauthorized manner

Misdemeanor for large
generator(hospital)

17200 B&P

17200 B&P

Unlawful Business practice

Civil filing by DA

Unlawful, unfair or fraudulent business
practice





374.3(h)

Place, deposit, dump or cause to be placed, deposited or dumped

Waste matter

Commercial quantities

When to Involve Other Agencies

Water way/ streambed

Santa Ana Regional Water

**Board/Colorado River Basin Regional
Water Board**

Fish and game

Hazardous materials





When to call the DA

Big case

Complicated case

Search Warrant needed

17200B&P

Commercial Quantities

Waste generated in trade, business,
profession or occupation

OR in excess of one cubic yard

Waste Matter

Discarded, used or leftover substance

Includes (but not limited to): trash, refuse, container, packaging, cigarettes, construction material, dead animal carcass, object likely to injure or traffic hazard.

NO
DUMPING

AUG 8 2003

What to Cite-Misdemeanors

374.3(h)PC

Document and photograph

Example: 3 strikes case

What To Cite-Misdemeanors

374.7 PC-discharge to water way etc.

What qualifies-very broad

23114(a) VC- Spilling loads on highway

117555H&S-Street Highway or place
public admitted

What to Cite- Misdemeanors

Waste Tires-42850.1 Public Resources Code

Intentional violation of code

**10 or more tires require registration and any
vehicle violation cite 31560VC(infraction)**

Minor waste tire facility-42835PRC(500+)

Major waste tire facility-42825 PRC(5,000+)

What to Cite-Infractions

374.3 PC

23112VC

Local county or city ordinances