

C&DD Discussion Notes

Tuesday, June 4, 2013 | Riffe Tower, 31st Floor, West B&C

Benefits of the Current System:

- Reduces open dumping (in theory)
- Provides funding for grants
- The separation of C&DD from solid waste allows:
 - C&DD to be recycled quicker
 - Allows system to change quicker because there are fewer stakeholders involved
- Fees are cheaper
- Fees go directly to local health departments
- Encourages recycling because it funds recycling programs
- It's continued existence may help the housing market recover
- Encourages entrepreneurs in this business, which encourages recyclers to be looking for new markets

Drawbacks of the current system:

- Lack of clarity on recycling issues
- Transfer station issue – no formal regulations or operational requirements
- Lack of clear goals, should be to reduce our reliance on landfills
- Lack of regulation can allow open dumping
- Low fines for illegal disposal
- Grandfathered facilities create concerns and add to complexity
- No definition of legitimate recycling
- C&DD not included in solid waste percentage, complicates recycling calculations
- Lack of rules for new facilities
- Lack of guidance on dealing with “bad actors” – better definitions needed for enforcement
- Clarity of requirements established by other agencies related to clean hard fill activities
- Fee disparity at health departments
- Program funded by unsustainable per-ton funding source

Possible Future Solutions:

- Create central clearinghouse for collection/processing/redistribution of fees
- Create new rules for new facilities with input from stakeholders
- Increase penalties for violators (fines, jail with local law enforcement help, forfeiture of equipment)
- Fold C&DD into the solid waste program
- Keep C&DD separate and create new “rules” to fix drawbacks
- Create permit process for C&DD landfills
- Develop regulations related to transfer and recycling facilities
- Capture C&DD recycling activities in the State Plan

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- Address the various definitional issues:
 - What is a “waste”?
 - When is it a “waste”?
 - When it is no longer a “waste”?
 - Storage versus disposal or dumping
 - “Legitimate recycling”
 - Fines (deal within beneficial reuse discussions)
- Sunset grandfathered sites or create specific exclusions / call-in procedure
- New rules – capture under residual waste program
- Create approval procedure to store potential recyclables to develop new market
- Fix fee disparity (will discuss with other fee issues)
- Develop checklist for hard fill guidance
- Retain the benefits of the current system in any new system