

## HB 592: Flow Control Meeting Notes

Tuesday, April 30, 2013

Ohio EPA Center for Excellence

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What factors may “trigger” flow control?

- Financial Support
- Encouraging new technologies
- Operational support
- Economies of Scale
- Attracting private investment
- Lack of infrastructure
- Volume of waste/population

What waste streams should be included within the authority to flow control?

- Residential (general agreement this was reasonable)
- Commercial
- Industrial
- Source-separated recyclables?
- Materials that have a “beneficial reuse”

Any selection process related to flow control must be wide open. We should consider establishing a criteria for “open bid”.

Perhaps flow control should be limited to a certain percentage of a SWMDs waste stream

Any new system must balance encouragement of new technology while not preventing future ones by limiting financing options

There should be a “check and balance” system that includes someone outside the system structure to provide objective review of criteria and ensure it has been met

- Perhaps ERAC could serve this function?

Could develop a “best interests” test

- Key Question: Who’s best interest? Local? Regional? State?

Need to create and maintain productive public-private partnerships (Montgomery transload process is a good example)

Ultimate decision of where the waste ends up should be determined by private industry via bid process.

There is already a significant level of input in the local planning process and ratification period.

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SWMDs don't currently HAVE to articulate WHY they want flow control or have to do any sort of formal study (though many surely do). Issues to be considered in any formal study regarding the implementation of flow control include:

- Analysis of existing private and public infrastructure
- Cost of services under existing infrastructure
- Cost of proposed services under proposed infrastructure
- Identification of goals
- Analysis of most "efficient" way to achieve the goals
- Analysis of long-term needs and how the proposal fits in
- Operational costs
- Legacy/Debt costs (if any)
- Analysis of "disruption" to current system
- Consideration of "checks and balances, procedure and substance (???)
- Customer/citizen needs and wants
- Consideration of ultimate destination of material
- Consideration of private industry future plans (is it likely that they'll expand to meet this need in the near future?)
- Understanding the marketplace (customers and competitors)

How to promote an open, competitive process/marketplace:

- Franchising Opportunities
- Greater use of Technical Advisory Groups
- Providing 'Just Compensation' to private industry if public sector displaces private investment (other states have these types of laws)

Parts of the process:

- Timeline and waiting period
- Should be a 'step' process
- Reasons for steps (???)
- Impact
- Review timeline/process