

OHIO SOLID WASTE MANAGEMENT SYSTEM LEGISLATIVE REVIEW

SWMD: RULES, AUTHORITIES AND FLOW CONTROL

December 20, 2012

Logistics and Meeting Norms

Please silence all electronic devices

Restrooms out past the lobby

Drinks & Snacks out the door to the right

NORM: TANGENT



NORM: DEADHORSE



Agenda

1. Logistics and Meeting Norms
2. Introductions
3. Goals for today
4. General Overview of Rules & Authorities
5. Experiences and Thoughts: Rules & Authorities
6. Experiences and Thoughts: Flow Control
7. Looking to the Future
8. Wrap Up and next steps

**Lunch break somewhere in there at a mutually agreed upon time*

Goals



Information Gathering



High-Level Brainstorming for potential solutions

Rules & Authorities

- **Established under ORC 343.01(G) and 3734:**
 - (1): Limiting out-of-district waste
 - (2): Governing protection, maintenance and use of facilities
 - (3): Developing an out-of-state waste inspection program
 - (4): Exempting facilities from township zoning
- **Flow Control under ORC 343.013 and 343.014**

Rules Snapshot

- **48 SWMDs have authorized rules and 18 have adopted**
 - Most fall under Out-of-District waste limitations and protection, maintenance and use of facilities
- **Some common rules:**
 - Review of facilities plans by SWMD
 - Prohibition of disposal for source-separated recyclables
 - Prohibition of disposal for various waste streams (yard waste, white goods, LABs, etc...)
 - Reporting requirements
 - Prohibiting scavenging, tampering and damage of facilities
 - Flow Control-related provisions (waivers, etc...)

Flow Control/Designation Snapshot

- **2 main Types of Flow Control**
 - “Traditional” vs “Fee-Collection” (aka, Van Wert Model)
- **11 SWMDs practice Traditional Flow Control in some fashion**
 - Directed to Landfills, Transfer Facilities or MRFs
 - Nearly all to publicly-owned facilities
 - One countywide franchise agreement
- **10 SWMDs practice Fee-Collection Flow Control**
 - This appears to be increasing over time
- **Some SWMDs have designation/flow control measures, but don't enforce them**

Let's talk about rules and authorities...

- **What type of rules have you adopted?**
- **Why have you adopted them? What were they trying to achieve?**
- **Can you achieve these goals without rules and authorities?**
- **Do you enforce them? How so? Penalties?**

Let's talk about flow control and designation...

- **Do you designate? Thoughts on the process?**
- **What type of system? Traditional, Fee-Collection or Other?**
- **What are your reasons (benefits) for doing designations?**
- **Do you enforce them? How so? Penalties?**

Looking to the Future

- **What are the top uses for rules that should be protected throughout the process?**
 - This may include preserving those authorities, writing those issues into statute, etc...
 - How about things that should be added to authorities?
- **Is Flow Control necessary 25 years from now?**
 - If yes, should it look the same or change?
 - If not, how could we ‘step it down’?
- **Keeping your mission in mind, are there tools other than Authorities & Flow Control that could be more useful?**

Next Steps...

- **Another meeting will most likely be necessary**
 - This may be a combined meeting between SWMDs and Industry
 - Will aim for the end of January or very early February
- **SWMD Workgroup – February 7th**
 - Will have additional questions and report out for Workgroup
- **Draft proposal, comments and formal proposal in the Spring**

Thanks for participating!

Ohio Solid Waste Management Review Process

Project Contact: Christopher Germain
(614) 728-5317
Christopher.germain@epa.state.oh.us

Ohio EPA
Division of Materials and Waste Management,
Attn: Christopher Germain
PO Box 1049
Columbus OH 43216-1049