

173-350 Solid Waste Definitions Update Work Group
September 16, 2014
1:00 – 4:00
Ecology Headquarters: 300 Desmond Drive, Lacey, WA 98503
Room: R2S-20

Agenda

Work Group Members:		
X	Andrew Kenefick	Waste Management
	Art Starry	Jurisdictional Health Authorities
X	Brad Lovaas	Washington Refuse and Recycling Association
X	Bruce Chattin	Washington Aggregates & Concrete Association
	Carolyn Logue	Government Relations Consultant
	Ann Rendahl	Washington Utilities and Transportation Commission
X	Jody Snyder	Waste Connections
X	Scott Windsor	Local Government - City of Spokane
X	Sego Jackson	Local Government - Snohomish County
X	Suellen Mele	Zero Waste Washington
X	Ted Silvestri	Jurisdictional Health Authorities
X	Troy Lautenbach	Washington State Recycling Association
Guests		
X	Betty Young	Washington Utilities and Transportation Commission
X	Jim Sells	Washington Refuse and Recycling Association
Ecology Staff:		
X	Alli Kingfisher	
X	Gary Bleeker	
X	James Rivard	
X	Keven Samuelson	
X	Wayne Krafft	

Time	Topic	Additional Details
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10 min	Welcome, Housekeeping & Introductions	
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Introductions: Name, Organization, Goal or Concern you have going into the process:

- *Clarity*
- *Be the voice of the recycling industry*
- *Be the voice of the public*

- *Make sure the definitions integrate into the law*
- *Clarity*
- *The implications are unclear*
- *Make sure that consumers get what they believe is happening*
- *Learn what others know*
- *Good communication*
- *Make deadlines*
- *Craft the definition to avoid unintended consequences*
- *Stay true to the statute*
- *Understand RCRA*
- *Support a robust recycling industry*
- *Clarity in the definitions*
- *Protect the definition of solid waste from unintended consequences*
- *Cut out those people who are gaming the system*
- *Protect the industry*

10 min Ground Rules

- *Turn of phones*
- *Success depends on participation: share ideas, ask questions, draw others out*
- *Avoid Jargon and Acronyms/Alphabet soup*
- *Share air time*
- *Share the why as well as the what*
- *These are just our preliminary thoughts*

5 min Project Objective

The definitions of Solid Waste, Recyclable Materials, and Recycling are the basis for all solid waste handling activities. These terms are defined in statute, but subject to some interpretation. The work group will focus on these terms and determine if they can be clarified or improved within the limits of existing statutes.

5 min Meeting Objectives

- *Establish group process, structure and meeting schedule*
- *Review project background and scope of work*
- *Overview of the challenges of current definitions*
- *Review group process to date*
- *Receive work group feedback on scope*
- *Discussion on definitions*

10 min Background and Scope of Work

- *13 work groups for 173-350*
- *We don't want unintended consequences on the definitions*
- *We need this section done by February 2015*
- *This will be followed formal public Rule review*
- *Intermediate Solid Waste Facilities Section will also be managed by Gary Bleeker*
- *All meetings are open to the public and no one will be turned away but the groups need to be of a manageable size*

60 min Current Situation Analysis

Small group exercise: real life scenarios (see attached)

There is often a lack of clarity in the determination of how materials should be handled:

- *When does a material become a solid waste?*

- When does a material reenter the system because it is abandoned, degraded or contaminated?
- When does a material exit the system (become recycled, reused or become a products)?

20 min Large group discussion on scope of work

- *When does a material become a Solid Waste?*
- *When does a material reenter the system because it is abandoned, degraded, or contaminated?*
- *When does a Material exit the system (recycled, reused, or become a product/commodity)*
- *Do we need to define ‘Commodity’?*
- *Is this a fool’s errand? Will changing the definitions open us up to unintended consequences?*
- *Many changes in 350 will trickle down to local/county definitions that are tied to the rule*
- *Can you have a requirement on facilities that collect a tip fee?*
- *173-345 facilities describe process-needs to be enforced*
- *Suggest Examples or tests- look at UTC*
- *Society’s attitudes and expectations have changed overtime – we need to move recycling forward*
- *Add a definition of ‘discard’?*
- *What are our goals/ problems we need to fix?*
- *Guidance on ambiguous process to level of regulation – answer to the question ‘When has something been recycled’?*
- *Adjust language on ‘Sham recycling’?*
- *Review level of Regulation needed for exempt facilities*
- *Sham recyclers are not recycling*
- *Enhanced enforcement*
- *Support legitimate recycling*
- *Does material have a positive value*
- *Does it pose a threat to human health and environment?*
- *Does it harm other materials?*
- *Consider UTC factors WAC 480-70-016(4)*
- *WAC 480-70-016 (4)*
- *Transporter will keep records (where it is going)*
- *Exempt facilities are a problem*
- *What is a “good” facility?*
- *Record keeping*
- *Get rid of exempt facility?*
- *Require all facilities to be permitted...but permitted are not required to Recycle the materials*
- *Intermediate Handling facilities*
- *Need state level interaction*

50 min Discuss as time permits

1. Continue discussion from previous meetings of the definition of “Solid Waste” or “wastes”
2. Discards model discussion
3. Discussion of the definition of “Recyclable materials” and comparison to proposed SW definition

4. Discussion of the definition of “Recycling” and comparison to new SW definition
5. Discuss the meaning of “sham recycling”
6. Discussion of whether “Material recovery facilities” language should be added to the Recycling section
7. Discussion of whether a new section is needed to determine when a solid waste becomes a product

10 min Future Meetings

Two meetings a month – 1 conference call; 1 face-to-face in Lacey

Tentative:

1st Tuesday/Month Conference call 1-2:30

3rd Tuesday/Month Face 2 Face 1-4PM

Will send out a doodle poll to confirm dates work for most

5 min Wrap-up & Check-out