

173-350 Solid Waste Definitions Update Work Group

November 4, 2014

1:00-2:30

(360) 407-3780

PIN Code: 419835 #

Agenda

Attendees:

X	Andrew Kenefick	Waste Management
X	Ann Rendahl	Washington Utilities and Transportation Commission
X	Art Starry	Jurisdictional Health Authorities
X	Brad Lovaas	Washington Refuse and Recycling Association
X	Bruce Chattin	Washington Aggregates & Concrete Association
X	Carolyn Logue	Government Relations Consultant
X	Ken Stone	Washington State Department of Transportation
	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
Ecology:		
X	Gary Bleeker	Washington Department of Ecology
X	Alli Kingfisher	Washington Department of Ecology
Guests:		
X	Jim Sells	Washington Refuse and Recycling Association
	Penny Ingram	Washington Utilities and Transportation Commission
X	Pam Smith	Washington Utilities and Transportation Commission
	Betty Young	Washington Utilities and Transportation Commission
X	Susan Thoman	Cedar Grove
X	Bart Kale	Bart Kale & Associates/Nucor Steel

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.

Meeting Objectives:

- Review meeting schedule
- Review group process to date

- Review comments on draft language
- Refine work on new section of rule clarifying what is a solid waste and what is recycling

Ground Rules

- Turn off distractions (phone, email etc)
- Success depends on participation
- Avoid acronyms
- Share air time
- Share the why as well as the what
- These are preliminary thoughts
- Feedback loops with constituent groups/gatekeepers
- Regular attendance – if you can't attend designate a proxy

Homework:

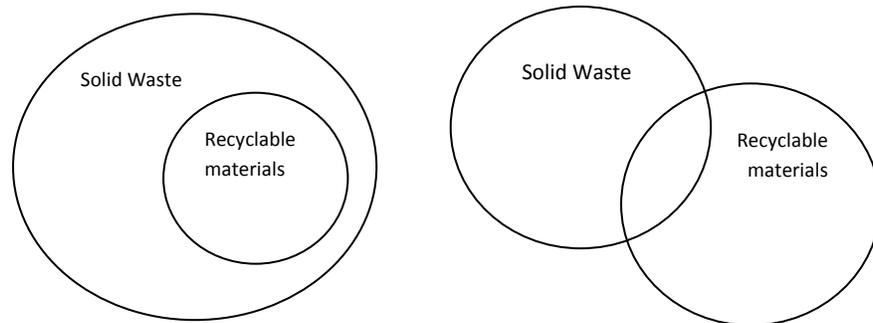
1. Using the structure from **WAC 480-70-016(4)** (*“will consider factors including, but not limited to:”*) list the factors that would apply to ‘solid waste’ and those that would apply to recycling.

Time	Topic	Additional Details
5 min	Welcome, Check in, Roll call	
5 min	Review Group Process to Date	Conform changes to meeting notes for 10-17-meeting Add definitions of reuse and possibly speculative accumulation
75 min	Factors to consider for recycling and solid waste	Using the structure from WAC 480-70-016(4) (<i>“will consider factors including, but not limited to:”</i>) list the factors that would apply to ‘solid waste’ and those that would apply to recycling.
5 min	Wrap-up & Check-out	

Comments:

- Concern about language in section 2: The language regarding materials that are burned or incinerated may unintentionally mean that the log in my fireplace is solid waste. There is also the [PT Air Watchers](#) case ruling that woody biomass that is burned is not solid waste.
- Suggest adding a section 4: examples of what are not Solid Waste and what are solid waste
- Clarification on the purpose: to make a distinction between what is a solid waste and what are recyclable materials. Although we are constrained by the RCW this is an attempt to not changing statute.

- The approach of trying to consider types of waste streams and not the individual components of those streams was mentioned. However there was no further development of this idea.
- There was a reminder that we need to determine when something enters and exits the system. We need an off-ramp to get something out of the system
- We need a litmus test of the rules.
- Just because something is recyclable or reused. If it has not been discarded
There are different ways to look at the overlap of solid waste and recyclables



- Consider the [chicken manure case](#): in WA issue of chicken manure (reusable) – the manure is not a SW. Reusable is recyclable. For it to be a SW it has to be a waste. It doesn't become a Solid Waste. Being recyclable does not define it as a SW.
- We are only updating 173-350 and not 173-303 or other regulations.
- Andrew Kenefick proposed a revised structure:
 - 1) considerations
 - 2) examples of what are SW
 - 3) examples of what are not SW
- Need some kind of definition of recycling (as a process not a noun)
Question to Ecology: At what point does an AG get involved? We want a review of body of law that exists today. Also if they determine if how we frame this as what they will or will not consider.