

Proposed Metro Code Title V (Solid Waste) Updates for 2016

Goals/Objectives:

Build on 2012, 2013 and 2014 changes to update the Metro Code to make it more:

- Relevant and easier to understand;
- Foundational with the implementation details set forth in administrative procedures; and
- Resilient and adaptive to changing conditions.

Proposed Code Updates in 2016:

- Add, delete, and modify certain defined terms. Primarily housekeeping along with general formatting changes.
 - Incorporate the Roadmap's six public benefits as guides for Chapters 5.01 and 5.05.
 - Clarify types of materials that qualify for reduced fees and taxes - including cleanup waste, catch basin soil, street sweepings, and contaminated soil from excavation, construction and demolition projects.
 - Procedural changes including:
 - Authorize Chief Operating Officer (COO) to issue residential food waste authorizations rather than the Council;
 - Eliminate automatic granting of licenses and franchises;
 - Authorize COO to grant short-term extensions of licenses, franchises, and non-system licenses;
 - Eliminate 10-day call-up of licenses by Council;
 - Eliminate financial assurance requirements unless required by DEQ;
 - Eliminate pre-approval of ownership changes (move to notification process);
 - Adjust penalty amount in Chapter 5.01 from \$1,000 to \$500 for consistency;
 - Move non-system license application fees into table format for easier reference;
 - Require the use of certified scale weights when differentiating the amount of Metro area waste in mixed loads;
 - Clarify record retention requirements. Move compliant record retention from three years to one year;
 - Clarify license and franchise application submittal and renewal timeframes;
 - Streamline compliance process for non-system license violations and clarify penalty calculation for fee and tax payments;
 - Require the Council to consider changes in circumstance when determining whether to remove a facility from the list of designated facilities; and
 - Include administrative procedures process in Chapters 5.02 and 5.05.
 - General housekeeping – including formatting, sentence structure, and name changes.
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Other Potential Code Updates for Consideration in 2016:

- Eliminate licensing exemption for the following activities:
 - Wood waste processing facilities that only grind wood for use as boiler fuel;
 - Solid waste reloads; and
 - Electronic waste processing facilities that shred electronics or store the material outside.
- Eliminate inter-governmental agreement option (in lieu of a license) for local governments that operate yard debris facilities.