



METRO

A G E N D A

MEETING: REGIONAL SOLID WASTE ADVISORY COMMITTEE

DATE: Monday, October 15, 2001

TIME: 3:00 p.m. – 4:55 p.m.

PLACE: Room 370, Metro Regional Center, 600 NE Grand Avenue, Portland

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| 5 mins. | I. Call to Order and Announcements | Susan McLain |
| 5 mins. | II. Approval of Minutes from September 17 & 24 | Susan McLain |
| 10 mins. | III. REM Director's Update | Terry Petersen |
| 90 mins. | *IV. Status of REM Legislative Package
(Ordinances 01-916A, 01-917, 01-918, 01-919A)
Ordinance overview (by Objective)
Solid Waste and Recycling Committee Action
Discussion of Ordinances Still in Committee | Terry Petersen
Susan McLain
Petersen & McLain |
| 5 mins. | V. Other Business and Adjourn | Susan McLain |

** Attachments are included with this agenda package.*

All times listed on this agenda are approximate. Items may not be considered in the exact order listed.

Chair: Councilor Susan McLain (797-1553)
Staff: Douglas Anderson (797-1788)

Alternate Chair: Councilor Bill Atherton (797-1887)
Committee Clerk: Connie Kinney (797-1643)

Following are descriptions of the amendments to Ordinances 01-916 and 01-919 as adopted by the Solid Waste and Recycling Committee on October 3, 2001

(These amendments have been incorporated in the Ordinances included in this Solid Waste Advisory Committee package)

COUNCILOR ATHERTON'S AMENDMENTS TO REM LEGISLATIVE PACKAGE ORDINANCES

AMENDMENT #1

Ordinance No. 01-916—

On page 8, Section 4 (Metro Code Section 5.01.125(b)), line 4, delete "35%", and replace with "30%"

Intent. The original language in the ordinance would increase the minimum level of recovery from the dry waste stream at regulated disposal facilities in the region from 25% to 35%. The current overall recovery rate for all facilities is slightly higher than 35%. During the SWAC discussion of this ordinance, concern was expressed that a significant increase in the minimum recovery rate could result in "marginal" loads not being recycled. In addition, it was noted that unforeseen circumstances or operational procedures could result in a reduction in an individual facility's recycling rate. The SWAC voted to recommend that the minimum recovery rate be increased to 30%.

AMENDMENT #2

Ordinance No. 01-919—

On page 3, Section 3 (Metro Code Section 5.02.047); add a new subsection (f) "The Regional Environmental Management Department shall make a semi-annual report to the Council on the status of the credit program. The report shall include the aggregate amount of all credits paid during the preceding six months and the amount paid to each facility eligible for the credit program. The report shall also project whether the appropriation for the credit program will be sufficient to meet anticipated credit payment requests and retain existing contingency funding."

Intent. The amendment would give the Council an opportunity to provide ongoing oversight of the system fee credit program. It would also allow for a mid-year opportunity to review the fiscal effect of the program and whether it costs will have an impact on the regional system fee or the overall Metro tip fee.

COUNCILOR McLAIN'S AMENDMENTS TO REM LEGISLATIVE PACKAGE ORDINANCES

AMENDMENT #1

Ordinance No. 01-919—

On page 2, Section 2 (b), after the phrase "Metro's recovery goals" delete the colon and add a period. Delete the remainder of subsection (b).

On page 2, add the following new (Section 3). "The Council hereby establishes a work group consisting of representatives of the staff of the Regional Environmental Management Department and any interested members of the Solid Waste Advisory Committee to make recommendations implementing the findings set forth in Section 2. The Director of the Regional Environmental Management Department shall present any such recommendations to the Metro Council by March 1, 2002."

Renumber the remaining sections of the Ordinance.

On page 3, renumbered Section 5. Add at the beginning of the section, "Except as provided in Section 3, "

Intent. During the SWAC review of this ordinance there was considerable discussion concerning how certain types of material should be treated under the regional system fee credit program. Creation of a workgroup will permit a more deliberative and comprehensive review of issues related to the entire credit program. The deleted language in Section 2(b) would have set a standard for applying the credit to certain types of inert materials. The workgroup would examine this approach, as well as others, during its deliberations.

AMENDMENT # 2

Ordinance No. 01-916--

On page 10, the language related to the amendment of facility franchise Number F-001-99. Section 4.2, would be amended as follows:

Delete: In line 3, restore the words "within each", delete the word "during", restore the words "calendar year" and delete the words "2001-2002"

Delete "For the Metro fiscal year 2002-03, the franchisee shall accept no more than 100,000 tons of putrescible waste."

Delete "Beginning July 1, 2003, the franchisee shall accept no more than 100,000 tons of putrescible waste within each Metro fiscal year."

Add "The putrescible waste limitations outlined in this section shall be reviewed and approved by the Council prior to their implementation."

Intent. The amendment would establish a tonnage cap at the Recycle America facility that is the same as the tonnage caps at the WRI and Pride facilities. The change reflects a more conservative approach in setting the cap for this facility based on uncertainty related to future tonnage levels at existing Metro facilities, the potential for additional competition in the east County watershed and the potential reduction of the put-or-pay levels at the Metro facilities resulting from a new operations contract.