

SOLID WASTE POLICY COMMITTEE
May 10, 1991

Committee Members Present

Jack Adams, Cities of Multnomah County
Brian Campbell, Port of Portland
Clifford Clark, Cities of Washington County
Shirley Huffman, Cities of Washington County
Susan Keil, City of Portland
Sharron Kelley, Multnomah County
Steve Larrance, Washington County
Dave Phillips, Clackamas County
Jan Whitworth, DEQ
Judy Wyers, Chair, Metro Council

Staff Members Present

Mark Buscher, Planning and Development
Rich Carson, Director of Planning and Development
Steve Kraten, Solid Waste
Bob Martin, Director of Solid Waste
Ron Nagy, Planning and Development

Visitors Present

Ralph Gilbert

**Solid Waste Policy Committee
Minutes
May 10, 1991**

Protocols

Committee Chair Judy Wyers brought the meeting to order. There were no committee member or citizen communications.

Updates

Rich Carson updated the Committee on the status of the Model Zoning Ordinance for siting solid waste facilities. Mr. Carson said that an amendment to the existing Chapter 16 of the Regional Solid Waste Management Plan (RSWMP). The model ordinance, which establishes clear and objective standards for siting solid waste facilities, and the amended Chapter 16 were approved by the Council Solid Waste Committee and forwarded to the Council on May 7, 1991.

Mr. Carson stated that the Washington County Solid Waste System Plan, which included the policy and technical analysis for the plan were submitted to the Council Solid Waste Committee on April 16, 1991, and that the next review of the policy and technical analysis will be on May 21, 1991 along with Resolution No. 91-1437 which establishes policy for the development of the Washington County Solid Waste System Chapter.

Bob Martin stated that the Metro/Riedel Compost Facility was operating and that performance testing had begun as of May 6, 1991. He went to say that the most significant issue is a very noticeable odor problem that Riedel believes to be a start up problem. He said that Riedel was communicating with the community and taking technical steps to rectify the problem (adjustment of the air flow). He stated that Riedel expected to have this problem resolved within two months. He stated that the facility was processing the amount of waste that was expected, that it is producing compost that seems to be marketable.

Mr. Martin stated that Senate Bill 66 passed the Senate and had been scheduled for a hearing in the House at 1:00 p.m., Monday, May 13, 1991. He stated that the main issue on this bill was funding. He went on to say that the Metro Council supported this bill.

Ms. Wyers asked if odors were noticed at other composters when visits were made.

Mr. Martin stated that visitors to the other composters noticed a musty odor right on the site and that it didn't seem to migrate off the site any significant distance. He restated that it appeared to be a start up problem in adjusting the air flow as they were running air from the tipping area through the aeration vents and that this air is contaminated with garbage odor. As the bed is more fully loaded, Riedel expects that a better job of filtering the air coming out of the tipping area. It also appears that the air flow is not correctly balanced and too much air is coming through. Mr. Martin went on to say that

Riedel was very aware of the problem and are committed to getting the problem fixed within a reasonable timeframe and that if adjusting the air flow and filling the beds did not solve the problem that Riedel's next step would be to enclose the aeration area and pump the air out of that and filter that air.

Action Item - Approval of Change in Policy Committee Bylaws to make DEQ a Non-Voting Member

Mr. Carson stated that DEQ had requested that the Bylaws be amended to make them a non-voting member as they felt that is inappropriate for them to vote on issues or proposals in which they have a vested interest or ultimate regulatory authority. He then referred to the proposed amendments in the Bylaws and explained each change. He stated that originally Clark, Marion and Yamhill Counties could each appoint an associate member without a vote, but since they have never attended, they were taken out replacing them with DEQ as being an associate member without a vote. He noted that the Solid Waste Director was changed to Planning and Development Director to provide administrative support.

Mark Buscher explained that originally Clark, Yamhill and Marion Counties were included as associate members because Metro was considering a solid waste burner and there were air quality concerns outside the region and representation from these counties should be on the Policy Committee. He went on to say that since the burner was no longer an issue, they were not attending and no longer had an interest, and that this was another reason staff was suggesting to update the Bylaws.

Susan Keil asked if there were any reason that these counties should not be involved with the Committee, that maybe there would be a benefit to press them to participate.

Mr. Carson responded that there has not been any direct interaction with Clark County on solid waste issues.

Ms. Wyers asked if the counties knew that they had the ability to appoint a non-voting member and if they concurred with this deletion.

Mr. Carson felt that they were not aware of this. He suggested that the change for DEQ be made, leave the counties in and request by letter their preference. He felt that Yamhill County would question why they were being asked the question. He felt that both Marion (because of the burner) and Clark Counties might have an interest.

Ms. Wyers felt that the state/region are shrinking regarding this issue and that Metro may have more responsibilities as it pertains to statewide issues, including the Recycling Information Center and hazardous waste. She felt that they should be given the opportunity to decline membership.

Mr. Carson again suggested that the counties would be notified of the pending changes in the Bylaws, and ask them if they would like to participate in the group.

Ms. Wyers questioned whether anyone else should be included; if the Committee needed to be broader.

Mr. Carson suggested counties that were adjacent to the region such as Columbia County.

Mr. Martin suggested getting the participation of the economic development sector or marketing sector. He also thought that Clark, Marion and Yamhill Counties would be a valuable addition to the Committee and should be approached.

Ms. Wyers felt that the Committee should review its vision in terms of relating to the issues and other interested parties (should the Committee reach out?).

Mr. Martin stated that the Yamhill County Commissioners are well informed on the solid waste issue as it relates to the Riverbend Landfill and that they would appreciate knowing that the Committee was interested in their participation.

Ms. Wyers stated that there should be some level of commitment from these Counties.

Ms. Keil moved that the Committee eliminate DEQ from the voting membership, put them on as advisory membership and send a letter to the other counties ascertaining their interest in being an associate member.

A question was raised if counties other than Clark, Marion and Yamhill would receive the letter.

Ms. Wyers stated that a discussion was needed in regard to broadening the Committee.

Mr. Carson clarified that the Committee would send forward to the Council the changes to the Bylaws except that Clark, Marion and Yamhill Counties would be left in and contacted regarding their interest.

Ms. Wyers call for a vote. The motion passed.

Action Item - Approval of Illegal Dumping Chapter of the Regional Solid Waste Management Plan (draft chapter attached)

Ron Nagy reviewed the changes made in the Chapter that the Policy Committee had previously recommended.

Ms. Wyers asked for questions.

Clifford Clark, referring to tire dealers on page 21, stated that tire dealers currently accept waste tires for every tire they sell. He asked if this section required the tire dealers to take in as many waste tires as he sold new.

Mr. Nagy stated that the Minnesota Pollution Control Agency used a one for one system, not a quota system. For every tire they sell, they have to check off that they have taken in a tire from that customer. The Minnesota Pollution Control Agency allows the tire dealer to charge for disposal of

waste tires (this is the current system in the Portland metropolitan area). As state statute requires that \$1.00 surcharge be placed on the sale of each tire, there is no change from the administrative recordkeeping (dealers are required to keep records of every tire sold on a one for one basis). This program would just ask that in the Portland metropolitan area dealers accept a waste tire for every new tire sold.

Mr. Clark asked if the industry had been contacted.

Mr. Nagy stated that he spoke with Mr. Keith Robotham, President of the Northwest Tire Dealers' Association, who enthusiastically supported the idea and offered to write a letter in support as soon as we send him the language of our proposal.

Mr. Clark stated that if the letter was written, the Committee should be copied. He felt that the industry's opinion was important and should be obtained.

Ms. Keil asked what happened if a customer did not want to give up the tires.

Mr. Nagy referred to the handout (attached), stating it was law in Minnesota and that enforcement mechanisms would have to be addressed. He stated that exceptions would have to be made, i.e., traction tires, and that the procedures of this type of program would have to go through a review process before implementation. He stated that at this time they were seeking a conceptual approval.

Ms. Keil stated that "must accept" was different than "customer required" to turn used tires in. She asked if customers in Minnesota were required to turn waste tires in.

Mr. Nagy stated that he did not think this was the case.

Mr. Martin stated that, after a discussion with a Minnesota representative, his understanding of the law is that the tire dealers must provide the opportunity for a person to recycle a tire if they buy tires on a one for one basis, but if the customer wants to keep his old tires he may.

Mr. Phillips explained that the current DEQ \$1.00 surcharge goes to the State under the existing Waste Tire Bill; it is for clean up of tires, regulation tire carriers, a creation of markets for use of waste tires and a permitting process for tire carriers.

Ms. Kelley stated that this was a potential solution to illegal waste tire dumping and that it needed review.

Ms. Wyers felt that public education was necessary on this issue.

Mr. Larrance felt that the tire dealers would become short-term recyclers while people cleared their garages of waste tires. He stated that a fee should be built in so the dealers were not taking waste tires for free.

Mr. Clark asked what currently happens to a waste tire after disposal.

Mr. Nagy stated that some tires are ground up, the ground material is then sold for fuel or other purposes such as mixing with concrete/asphalt to build up road surfaces. This technique has been studied that "rubber modified asphalt or concrete" significantly reduces the sound from a highway, it improves tire life, as well as a logical use of this material.

Mr. Carson referred to page 22 as this being a "potential" role of Metro and that more time could be taken to determine if this was workable.

Ms. Wyers felt that a sentence should be added that Metro will provide public education and publicity for waste tire recovery.

Mr. Clark asked if the rubberized asphalt was being used in the Metro area.

Mr. Nagy stated that there are pilot projects around the state using the rubberized asphalt.

Ms. Keil asked if a portion of the DEQ tire money be available for one time clean up project.

Ms. Whitworth stated that she would investigate and report back to staff.

Ms. Keil stated that the community could be educated at the same time collecting tires in a centralized location so that manufacturers could pick up a substantial quantity.

Ms. Wyers stated that she would help with any legislation that was needed with Metro.

Shirley Huffman reported that during the city of Hillsboro's free clean up day they collected four truck loads of tires brought in by the community. She reinforced that even with the disposal fee, people will bring tires to a disposal facility if it is easy to access.

Mr. Larrance commented that Washington County has created recycling/yard debris drop off depots throughout the County which should eliminate some illegal dumping.

Ms. Wyers referred to the Illegal Dumping Sites map included in the Chapter and stated that the dots located on the map were not exhaustive.

Mr. Carson asked if the map should be included with the Chapter.

Ms. Wyers stated that if the map was included, a statement should be made that the sites shown are not the only illegal dump sites in the region.

Ms. Kelley stated that she felt the map should be included and to indicate that the dots represent some of the major illegal dump sites identified by SOLV. She felt that without the map, the seriousness of the issue is not disclosed in the Chapter.

Ms. Wyers indicated that a member of SOLV reviewed the map and felt that it was not complete.

Mr. Nagy explained that the intent of the map was to show sites that were identified through Metro's efforts. He stated that Pat Merkle of SOLV had approved the map at the Subcommittee level although she expressed that the map did not show the extent of the problem, but that it gave a good representation of what Metro had identified between 1988 and 1991. He felt that the map was not an essential part of the Chapter, but would be a good visual aid.

Mr. Clark recommended that the map should be included with documentation that it was for "information only," "a snapshot in time."

Mr. Carson suggested that the language in the Chapter be changed to "some of the known illegal sites" and "being a widespread problem."

Ms. Wyers asked that the map be relabeled, then asked how the map would be updated.

Mr. Carson explained that the entire Solid Waste Management Plan is reviewed every five years and that the Illegal Dumping Chapter would go through that same review.

Mr. Phillips suggested that the map be included as an exhibit at the end of the Chapter.

Ms. Wyers asked that Jan Whitworth report back to the Committee regarding programs DEQ might be developing to educate individuals dumping on their own property.

Ms. Kelley updated that House Bill 3309 passed out of the House, though the Committee did eliminate the portion of the Bill that affects the evidence requirements (an increase in the amount of evidence).

Ms. Wyers asked for a motion.

Mr. Phillips motioned that the Chapter be approved.

The vote was unanimous.

Ms. Wyers asked that Mr. Carson help her develop the next step, something to take to the Solid Waste Committee as an implementation of the Chapter. She stated that she would be willing to coordinate with Ms. Kelley on a press conference to publicize this issue.

The meeting was adjourned.

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