

Metro Code Section 5.05.055 is amended as set forth below with underlined text representing inserted text.

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**5.05.055 Limited Capacity Landfills and New Landfills**

*(a) No person may dispose of solid waste generated within the Metro jurisdictional boundary at a limited capacity landfill or new landfill.*

*(b) Metro will not accept any application for a designated facility or non-system license that seeks to dispose of solid waste generated within the Metro jurisdictional boundary at a limited capacity landfill or new landfill.*

*(c) If a solid waste system facility becomes a limited capacity landfill, then within 30 days of becoming a limited capacity landfill Metro will terminate any existing designated facility agreement and non-system license in effect for that facility.*

*(d) This section does not apply to a disposal site that holds an applicable permit issued by the appropriate state or federal authority to:*

*(1) Accept hazardous waste for disposal under Subtitle C of the Resource Conservation and Recovery Act; or*

*(2) Accept only cleanup material such as contaminated soil and sediment.*

*(e) This section does not apply to a person who disposes of cleanup material at a limited capacity landfill provided that:*

- 1. The landfill uses the cleanup material for the sole purpose of facilitating timely compliance with an Oregon Department of Environmental Quality Solid Waste Disposal Site Closure Permit or an equivalent permit issued by the appropriate state or federal authority; and*
- 2. Metro has issued the person a Metro solid waste non-system facility license to transport cleanup material for this purpose; and*
- 3. Metro has confirmed that the limited capacity landfill has a valid Solid Waste Disposal Site Closure Permit issued by Oregon Department of Environmental Quality or an equivalent permit issued by the appropriate state or federal authority.*