

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF AMENDING METRO)	ORDINANCE NO. 18-1426
CODE TITLE V CHAPTERS 5.00, 5.01 AND 5.05)	
TO ESTABLISH A FRAMEWORK FOR)	Introduced by Chief Operating Officer Martha
ALLOCATING PUTRESCIBLE SOLID WASTE)	Bennett in concurrence with Council
TONNAGE TO PRIVATE TRANSFER)	President Tom Hughes
STATIONS BEGINNING IN 2020)	

WHEREAS, Metro is the solid waste system planning authority for the region and as such it regulates solid waste facilities and disposal sites within the region and the disposal of solid waste generated in the region, whether managed inside or outside the region; and

WHEREAS, Metro regulates the solid waste system pursuant to its constitutional, statutory, and charter authority, and consistent with the Regional Solid Waste Management Plan, and as set forth in Metro Code Title V; and

WHEREAS, Metro Council adopted a Transfer System Configuration Policy (Res. No. 16-4716) that directed Metro staff to establish a predictable and transparent framework for tonnage allocations that Council could adopt as policy; and

WHEREAS, consistent with the Configuration Policy, Metro Council seeks to ensure greater rate transparency to assist local government rate makers in better understanding how rates are assessed at private transfer stations; and

WHEREAS, Metro will allocate putrescible waste tonnage to private transfer stations to achieve greater public benefits and encourage putrescible waste haulers to use the closest transfer station; and

WHEREAS, Metro Council requires at least 40 percent of the region's putrescible waste tonnage to flow to publicly owned stations to achieve additional necessary public benefits; and

WHEREAS, Metro Council has prohibited any company from transferring more than 40 percent of the region's putrescible waste as a way to promote more diverse private-sector participation in the solid waste transfer system; and

WHEREAS, Metro Council adopted a Landfill Capacity Policy (Ord. No 17-1401) that prohibits disposal of waste generated in the Metro region at a new or limited capacity landfill; and

WHEREAS, Metro's current solid waste disposal contract expires at the end of 2019 and Metro will no longer be obligated to deliver a percentage of the region's putrescible waste to a Waste Management landfill beginning in 2020; and

WHEREAS, beginning in 2020, private transfer stations can deliver solid waste to any disposal site so long as it does not violate Metro's landfill capacity policy in Chapters 5.00 and 5.05; and

WHEREAS, Metro seeks to manage the regional transfer system in a way that minimizes system disruptions while enabling system improvements to be made at a pace that accommodates those who participate in the regional transfer system; and

WHEREAS, Metro seeks to achieve a consistent standard of service, rates and performance among all transfer stations and to work toward a more sustainable transfer system that addresses climate and green house emission issues; and

WHEREAS, Metro seeks to minimize local community and neighborhood impacts of transfer stations and use community enhancement funds to improve communities that host transfer stations making them community assets; and

WHEREAS, Metro will continue to evaluate the best data available in order to continue to improve the allocation process;

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. Metro Code Title V Chapters 5.00, 5.01 and 5.05 are amended to establish a framework for tonnage allocation in 2020 as set forth in Exhibits A through C in this Ordinance.

ADOPTED by the Metro Council this 29th day of November 2018.

Tom Hughes, Council President

Attest:

Approved as to Form:

Sara Farrokhzadian, Recording Secretary

Nathan Sykes, Acting Metro Attorney