

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF SETTING AN)
EFFECTIVE DATE OF JANUARY 2025 FOR)
PROHIBITING THE LANDFILL DISPOSAL OF)
COMMERCIALY-DERIVED FOOD WASTE
GENERATED WITHIN THE REGION.

RESOLUTION NO. 20-5067

Introduced by Acting Chief Operating Officer
Andrew Scott in concurrence with Council
President Lynn Peterson

WHEREAS, Metro regulates solid waste generated within the Metro region pursuant to Metro's constitutional, statutory, and charter authority and as set forth in the Metro Code; and

WHEREAS, Metro regulates the solid waste generated within the region that is transported outside of its jurisdictional boundary through non-system licenses and designated facility agreements, pursuant to Metro's statutory and charter authority as set forth in Metro Code Chapter 5.05; and

WHEREAS, food represents about 18 percent of the region's disposed waste and is the largest single recoverable material sent to landfills; and

WHEREAS, when sent to landfill, food waste generates methane, which is 25 times more potent a greenhouse gas than carbon dioxide; and

WHEREAS, food waste is identified as a primary material for recovery within the Regional Waste Plan, which guides Metro and local government work; and

WHEREAS, under ORS 459A.010, the State of Oregon established a minimum 25 percent material recovery goal for food waste; and

WHEREAS, a required food waste collection program for nonresidential generators is one option for local government compliance with state recycling program requirements; and

WHEREAS, pursuant to Metro Code Sections 5.10.410-5.10.470 (Business Food Waste Requirement), local governments must adopt a mandatory food waste collection program for certain business groups; and

WHEREAS, any solid waste facility that receives commercial food waste from the Metro region must manage the waste in accordance with Metro's requirements to ensure benefits to the public and to minimize environmental and human health impacts; and

WHEREAS, in Resolution No. 18-4864, the Metro Council directed staff to develop a commercial food waste disposal ban for Council consideration no later than December 31, 2019; and

WHEREAS, in a work session held on October 29, 2019, the Metro Council determined that it would be inadvisable to proceed with an Ordinance and Rule without an established disposal prohibition effective date that allows for appropriate stakeholder engagement; and

WHEREAS, at the October 29, 2019 work session the Metro Council directed staff to move forward with developing Ordinance and Rule with an effective date of January 2025; and

WHEREAS, Metro, through its solid waste management authority, has a key role in ensuring increased recovery of the region's food waste; now therefore,

BE IT RESOLVED that the Metro Council directs staff to develop Metro Code and administrative rule language to prohibit the landfill disposal of commercially-derived food waste generated within the Metro region with an effective date of January 2025.

ADOPTED by the Metro Council this 23 day of January 2020.

Lynn Peterson, Council President

Approved as to Form:

Carrie MacLaren, Metro Attorney