Recycling 2010
Public Act 10-87

CT Solid Waste Management Advisory Committee

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Below Bills Consolidated into 5120 & became PA 10-87

*An Act Concerning Private and Municipal Recycling, Zoning Ordinances and Solid Waste Collection Contracts*

- **HB 5120**
  - Sponsored by Representative Linda Schofield and Representative Beth Bye, also Reps. Johnson, Camillo, Roy and Sen. Meyer

- **HB 5319**
  - Sponsored by Representative Clark Chapin and others; included elements of 5301

- **HB 5301**
  - Legislative Program Review & Investigations Committee recommendations

- **SB 127**
  - DEP’s proposal to Environment Committee
  - Majority of this bill moved into 5120; remaining element became PA 10-25, *An Act Concerning the Accounting System for Redeemed Beverage Containers*
Definitions

**New Terms for CGS 22a-207**

**Designated Recyclable Item**

Material required to be recycled per regulations or statutes.

**Composting Facility**

Makes term available for use in the entire solid waste chapter, not just certain sections.

Can customize permits for these types of facilities.
Municipal Reporting
revises CGS 22a-220(h)

• Reduced municipal reporting requirements.
• Don’t have to report amounts of solid waste or recyclables if sent to CT-permitted facility.

  • This means: only report amounts if materials sent out-of-state or to in-state end user [for example, paper mills] without first passing through a CT permitted solid waste facility.
  • Also, moves annual reporting date from August 31 to September 30.

Section 2
Collectors were always required to register in the municipality in which they operate, but municipal registration now must also provide name of company owner, customer types, waste types, location of receiving facilities, beginning July 1, 2010;

Collectors report data annually on recyclables and solid waste to municipalities, beginning July 31, 2011.

Collectors report data annually to DEP re the originating municipality, the amounts, and destinations of recyclables and solid waste hauled out of state or to an end-user without passing through a CT permitted solid waste facility, beginning July 31, 2011.

Collectors must identify originating municipality of each load to receiving facility, effective July 1, 2010.
Update Mandated Recyclable Items
revision of CGS 22a-241b

• DEP must amend regulations listing mandatory recyclables by 10-1-11 to add:
  – PET (#1 plastic)
  – HDPE (#2 plastic)
  – boxboard
  – magazines & other paper

• Any designated recyclable item shall be recycled by a municipality within six months of the availability of service by a regional or local processing center.
Separate Recyclables from Trash
revision of CGS 22a-241b

• Everyone must cause the separation of designated recyclable items.
  – Must use separate collection containers for recyclables (cannot mix with trash).

• No one shall combine previously segregated designated recyclable items with trash.
Zoning Regulations
revision of CGS 8-2(a)

- Effective October 1, 2010
- No zoning regulations shall prohibit recycling receptacles for designated recyclable items.
- No zoning regulations shall require that recycling receptacles comply with certain area provisions.
- No zoning regulations shall restrict access to or the size of recycling receptacles for businesses.
- Okay to require aesthetic screening or buffering.
Reports to the General Assembly’s Environment Committee...

- By January 1, 2011
  - DEP to submit a report concerning results of study on the potential beneficial use of ash residue.
  - In consultation with the CT Academy of Science and Engineering.
  - Legislative Program Review and Investigations Committee Recommendation

- By June 1, 2011
  - DEP to submit a report concerning the costs and benefits of different methods of removing food waste from the waste stream.
  - Identify incentives and guidance state could provide to develop composting facilities.
  - Legislative Program Review and Investigations Committee Recommendation

Sections 8 (organics recycling) and 9 (ash residue reuse)
Equitable Collection of Recyclables

Each municipality* which provides municipal trash collection for residences and businesses shall:

- Offer the same type of collection of designated recyclable items.
- By July 1, 2011

Each collector offering trash collection to residences shall:

- Offer the same type of collection of designated recyclable items.
- By July 1, 2011

Each contract between a collector and a business shall make provision for collection of designated recyclables:

- Can be same collector or customer’s identification of existing recyclables collector.

*Exception if municipality has above-average recycling rate.*

Each collector shall provide written or pictorial instructions on separation of recyclables.

Collector can adjust fees if providing collection of recyclables, but must include the charge for recyclables in the charge for trash collection.

Sections 5 & 7
Common Gathering Venues
effective October 1, 2011

Recycling receptacles must be as accessible to the public and at the same locations as trash receptacles.
Common Gathering Venues
effective October 1, 2011

• Venue must provide recycling receptacles unless another person is providing such receptacles pursuant to contract.

• For example, snack shack at municipal ball field sells canned beverages – contract can say that snack shack, not town, must provide receptacles.