



Central Contra Costa Solid Waste Authority

Agenda Report

TO: CCCSWA BOARD OF DIRECTORS
FROM: BART CARR, SENIOR PROGRAM MANAGER
DEBORAH MILLER, LEGAL COUNSEL
DATE: JULY 25, 2019

SUBJECT: AMENDMENT OF ORDINANCE NO. 12-2: CONSTRUCTION & DEMOLITION DEBRIS PROGRAM

SUMMARY

In 2012, the Board adopted Ordinance No. 12-2 to support the efforts by RecycleSmart and its Member Agencies to divert the landfilling of recyclable portions of construction and demolition (“C&D”) debris and fulfill state law. The existing C&D program generally requires permitting of any hauling service that collects and transports C&D debris that is not self-hauled by the generating contractor or collected by Republic Service. It also establishes certification of processing facilities with demonstrated ability to recover recyclable materials from C&D debris, such as metal, concrete, and wood, contributing to our overall diversion rate.

RECOMMENDED ACTION

1. This report is provided for information only. No Board action is required.

DISCUSSION

Each Member Agency has adopted into its Municipal Code provisions regulating the treatment of C&D debris from covered construction projects. Ordinance No. 12-2 was adopted in 2012 to support the Member Agencies efforts and allow CCCSWA staff to implement and operate two important components of our C&D debris waste diversion program: 1) Requires transporters (haulers) of C&D debris to be permitted for waste transfer (if not self-hauled), and 2) Establishes certification of processing facilities for C&D material recovery. These two components, along with Member Agency C&D debris ordinance compliance and use of the “Green Halo” electronic reporting system, constitutes RecycleSmart’s C&D debris waste diversion program has been successful in achieving higher rates of C&D debris recovery and diversion since 2012.

Ordinance No. 12-2 states it would be periodically reviewed and amended, as appropriate. Review by staff and legal counsel indicates that the Ordinance would benefit from updating, particularly to address certification of processing facilities and state laws. Staff and legal counsel have prepared the initial proposed amendments to Ordinance No. 12-2 (Attachment A), which focuses on certification of C&D processing facilities.

RecycleSmart is also preparing to implement an improved C&D debris facility certification procedure that will be more comprehensive, accurate, and regional in application with our continuing partnerships with Solano and Sonoma Counties. Specifically, the new, regional certification procedure will utilize 3rd party inspectors better able to provide detailed, onsite facility assessments. The new facility certification procedure is currently being prepared for a one-year test program phase. Staff expects the new procedure will further improve efforts by RecycleSmart and the Member Agencies to divert recyclable materials from C&D debris.

Staff will circulate the proposed Ordinance No. 12-2 revisions to Member Agency building permit staff for their review and comment. Changes to the Member Agency C&D ordinances and/or building codes are not anticipated. The proposed amended Ordinance will return to the Board in September for the first reading of two public readings.

ATTACHMENT

- A. Amended Ordinance No. 12-2 (Initial Draft)