

1 S.229

2 Introduced by Senator Rodgers

3 Referred to Committee on

4 Date:

5 Subject: Conservation and development; solid waste; transporters; mandated
6 recyclables

7 Statement of purpose of bill as introduced: This bill proposes to exempt solid
8 waste transporters in a municipality from the requirement, beginning on July 1,
9 2015, to offer to collect mandated recyclables separated from other solid waste
10 if the Secretary of Natural Resources has approved a solid waste
11 implementation plan for the municipality, the approved plan delineates an area
12 in the municipality where collection of mandated recyclable services is not
13 required; and in the delineated area, alternatives to services for collection of
14 mandated recyclables is offered.

15 An act relating to the collection of mandated recyclables

16 It is hereby enacted by the General Assembly of the State of Vermont:

17 Sec. 1. 10 V.S.A. § 6607a(g) is amended to read:

18 (g)(1) Except as set forth in subdivisions (2) and (3) of this subsection, a
19 transporter certified under this section that offers the collection of solid waste
20 shall:

1 (A) Beginning on July 1, 2015, offer to collect mandated recyclables
2 separated from other solid waste and deliver mandated recyclables to a facility
3 maintained and operated for the management and recycling of mandated
4 recyclables.

5 (B) Beginning on July 1, 2016, offer to collect leaf and yard residuals
6 separate from other solid waste and deliver leaf and yard residuals to a location
7 that manages leaf and yard residuals in a manner consistent with the priority
8 uses established under subdivisions 6605k(a)(3)-(5) of this title.

9 (C) Beginning on July 1, 2017, offer collection of food residuals
10 separate from other solid waste and deliver to a location that manages food
11 residuals in a manner consistent with the priority uses established under
12 subdivisions 6605k(a)(2)-(5) of this title.

13 (2) In a municipality that has adopted a solid waste management
14 ordinance addressing the collection of mandated recyclables, leaf and yard
15 residuals, or food residuals, a transporter in that municipality is not required to
16 comply with the requirements of subdivision (1) of this subsection and
17 subsection (h) of this section for the material addressed by the ordinance if the
18 ordinance:

19 (A) is applicable to all residents of the municipality;

20 (B) prohibits a resident from opting out of ~~municipally provided~~
21 municipally provided solid waste services; and

1 (C) does not apply a variable rate for the collection for the material
2 addressed by the ordinance.

3 (3) A transporter is not required to comply with the requirements of
4 subdivision (1)(A), (B), or (C) of this subsection in a specified area within a
5 municipality if:

6 (A) the Secretary has approved a solid waste implementation plan for
7 the municipality;

8 (B) the approved plan delineates an area where solid waste
9 management services required by subdivision (1)(A), (B), or (C) of this
10 subsection are not required; and

11 (C) in the delineated area, alternatives to the services, including
12 ~~on-site~~ on-site management, required under subdivision (1)(A), (B), or (C) of
13 this subsection are offered, the alternative services have capacity to serve the
14 needs of all residents in the delineated area, and the alternative services are
15 convenient to residents of the delineated area.

16 Sec. 2. EFFECTIVE DATE

17 This act shall take effect on passage.