

WASTE & MATERIALS MANAGEMENT STUDY GROUP – Notes: December 6, 2019

Location: Appleton Public Library

Member Attendance: Albee, Curry, Doverspike/SWANA, Johnson, Karwoski, Meyer Smith, Morgan, Sexton,
 Welch/WCSWMA (phone) Sieg/AROW

Guests: Ken Ness, Express Disposal; Sarah Biney, Foth; Roxanne Wienkes, Dane County on phone

DNR Attendance: Lamensky, Semrau, Strom Hiorns, Van Rossum Joosten

Time/ Presenter	Topic	Follow-up/Notes
9:30	Agenda & Notes	<ul style="list-style-type: none"> Notes from 10/4/19 were approved. Finalized notes can be found on the WMM website. No agenda changes
9:45 Joe Van Rossum	DNR Updates	<p>Staffing:</p> <ul style="list-style-type: none"> typically 45-75 days to replace someone who leaves DNR In hiring process: Hydrogeologist in South Central region; HW Specialist in NER; Environmental Program Associates being hired in WCR and NER; HW Specialist in SER; Waste Management Specialist in SER; E-Cycle Compliance Specialist in CO; IT Specialist in CO Next: Beneficial Use/Low Hazard Exemption Specialist in NER/CO; HW Specialist focusing on Transfer-Storage-Disposal facilities (10 TSDs in the state) <p>Rulemaking:</p> <ul style="list-style-type: none"> Natural Resources Board next week: NR 538 rule package approval, E-Cycle rule scope approval, and Coal Combustion Residual scope hearing approval <p>General Program:</p> <ul style="list-style-type: none"> E-Cycle Annual Report submitted and webinar on 1/15/20 HW Webinar on new rules 12/15/19 Legislative Audit Bureau program evaluation continuing; LAB toured the Germantown MRF, contacting others in this group Strategic Planning effort continuing, merged info from this group – thanks! Moving forward with a Waste Characterization Study, hope to have RFP ready in early 2020 ADS Seven Mile Creek LF going through feasibility now and proposed an alternative liner, DNR currently evaluating <p>Guidance documents:</p> <ul style="list-style-type: none"> Continuing to work through all external guidance documents to be posted in accordance with Act 369 Shingle recycling facility guidance with 3 comments, final version posted

		<ul style="list-style-type: none"> • GW Monitoring guidance ready to be posted – new language related to emerging contaminants added recently; questions from Group members on this related to this being a stopping block for ending monitoring <p>PFAS:</p> <ul style="list-style-type: none"> • Recruiting for a Communications position and 2 researchers soon, also a coordinator position across programs within DNR • State coordinating committee • Technical Advisory Group meeting 12/13 • Noted that SWANA group trying to combine with waste water folks and then work with DNR – Domtar paper mill declined taking any leachate from Marathon Cty landfill and two other closed LFs; noted that some bid requests at sites requesting that loads won't be declined if PFAS is found in future (not in WI); compared this with pharmaceuticals in waste water as well; class action lawsuit?; focus on goals of clean water and public and environmental health; need for global conversation
10:45 Lynn	<p align="center">Policy Bank/Tracking Plans</p>	<ul style="list-style-type: none"> • At the August meeting, Lynn Morgan provided a template that could be used for documenting policy positions. Purpose: if the group or subgroup would like to see policy change, this is a place to document and create a bank of positions for when related legislation is proposed • The goal is not to provide suggested language but to be very specific with the recommendation on the action needed • Add date to template so easier to track • Once an item is added to the policy bank it is ready to be sent to a legislator's office. It does not have to go back to the group for approval. • →The Group determined that unanimous consensus is likely not possible on all issues. The policy document could include comments on the bottom of "dissenting opinions." <u>Approval by 80% of current Group members is required to post to the Policy Bank.</u> (Percentage of existing Group members based on if vacancies occur or any Group members choose not to vote). Group could choose to hold the issue if fewer than 8 are currently appointed. • →Both final policy and policy-in-development may be posted in the bank. Make clear which ones are adopted policies and ready to use. • →Check in annually, likely in first quarter of the year, to ensure all members are comfortable with policy as is or revisit if needed (consider this when add a new member as well) • →The vote includes those present at the meeting as well as those voting over email. <p>Approved by group members present</p> <ul style="list-style-type: none"> • Reminder of Study Group SharePoint work space to store and share documents. Kate needs to collect WAMS ids from each member who wants to access this site. Will send out reminder to group members. https://collaborate.dnr.wi.gov/Team-WMMSG/SitePages/Home.aspx
11:25	<p align="center">Subgroup Updates</p>	<p>Alternative Landfill Cap Subgroup - Doverspike</p> <ul style="list-style-type: none"> • See document of recommendations and DNR response from March 2018 meeting

- Listed recommendations as short-term actionable, banked/hold, or not feasible: (green, yellow, red)
- Rec 1 – WDNR prepare and issue a guidance document for proposing and implementing an alternative final cover (AFC) design. actionable, **green**; look at examples in other states, set priorities along with the DNR. → Identify Group or subgroup members to initiate discussions on this topic. Doverspike will contact initial members and others if needed, DNR will designate staff for discussions.
- Rec 2 – Work with EPA on modifications: **yellow** → Group members will put in policy bank after template is developed
- Rec 3 – DNR designate a committee to id and recommend changes to specific portions of the state and federal code (for specific streamlining elements mentioned in document): **yellow** → contingent upon group efforts for recommendation 1
- Rec 4 – Modify NR 500 codes to provide the ability to approve AFC designs based on performance results of those constructed under the RDD program: Discussion - RDD program can now be run for 21 years, EPA has done advanced notice of potential rule making related to bioreactors and results of RDD, just in data gathering phase now. No AFC covers for any landfill RDD program yet, only liquids addition. **Yellow** → wait for more info on federal rule
- Recs 5 and 6 – WDNR allow for a longer delay in final cover system construction and allow alternative closure phasing, sacrificial covering, and reclaiming airspace from settlement prior to final cover construction: **green - Rec 6 is highest priority**; there is flexibility in current rules, but more needs to be defined with discussion – 2-years for delayed cap is typical, but site specific issues could add years. Need to define the criteria that would be included to delay cover for organic stability reasons. Group wants these considerations more formalized/standardized, but need to discuss if feasible. → goal to have guidance document(s) on what has been approved what would likely be approved; group from Rec 1 to discuss

Construction & Demolition (C&D) Landfills Subgroup

- Ken Ness provided his perspective as a member of the subgroup and owner of a C&D landfill
- He estimated that C&D landfills represent ~2% of available landfill space in WI, looked at waste exempt from fees overall – stated that that amount would fill up the space available at C&D sites every year (Bart – about 33% of tonnage going to MSW sites is exempt or partial exempt from fees) [*note – unverified numbers*]
- Small and intermediate C&D sites are the only ones individuals can afford to build and close and conduct long term care liability; economics limit what can be done at these sites – additional taxes/fees would not be preferred
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- Steps – Need for funding additional DNR oversight? License or other fees versus tonnage fees (no scales or other issues with implementing tonnage fees at small C&D sites)?
- **To do** → DNR to assess current fees to C&D and assess costs to provide inspection and other services to C&D sites
- Need discussions on recycling/reducing C&D materials as well

Recovery & Diversion Subgroup - Sieg

		<ul style="list-style-type: none">• New group, met in October• Re-looked at FRWRD report, use as reference tool• Discussed definition of recycling and the difficulties with that• Meet next in person to delineate recycling definition(s) and other issues as needed 1/17 in Stevens Point
12:00	Next meeting plans	<ul style="list-style-type: none">• Next meeting: February 6, 2020 – first Thursdays of the months Feb, April, June, August, October, December