

MassDEP Waste Ban Compliance and Enforcement

NEWMOA

January 14, 2015

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Regulations

310 CMR 19.017(3)(a): “No person shall dispose, transfer for disposal, or contract for disposal of the restricted material...”

- **Permitted Facilities**
- **Haulers**
- **Generators**

Compliance Strategy Overview

- About 40% of trash is waste ban materials
 - Does not include commercial organics
- Use third party data to conduct outreach and target inspections
- Increased MassDEP waste ban inspections
- RecyclingWorks in Massachusetts assistance
- Guidance Changes
 - Lowered action levels

2014 Inspections

- @ Solid Waste Facilities
- 185 waste ban inspections conducted
- Inspected about 4,000 loads
- Seeing average of 22 loads/inspection
- “Failed load” rate = about 16%
- Expect to conduct about 200 inspections/year and observe > 5,000 loads

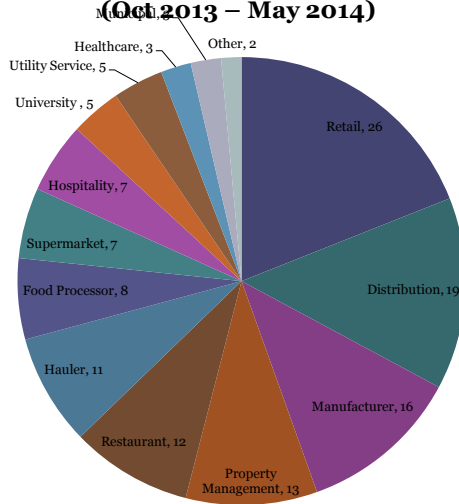
2014 Enforcement

- Issued 162 enforcement actions
 - 159 notices of non-compliance (NONs)
 - 3 higher level enforcements – several more in process
 - 133 returned to compliance (only 25 overdue)
 - 92% return to compliance rate
- Most for cardboard
- Approximately 70% of NON recipients have recycling program

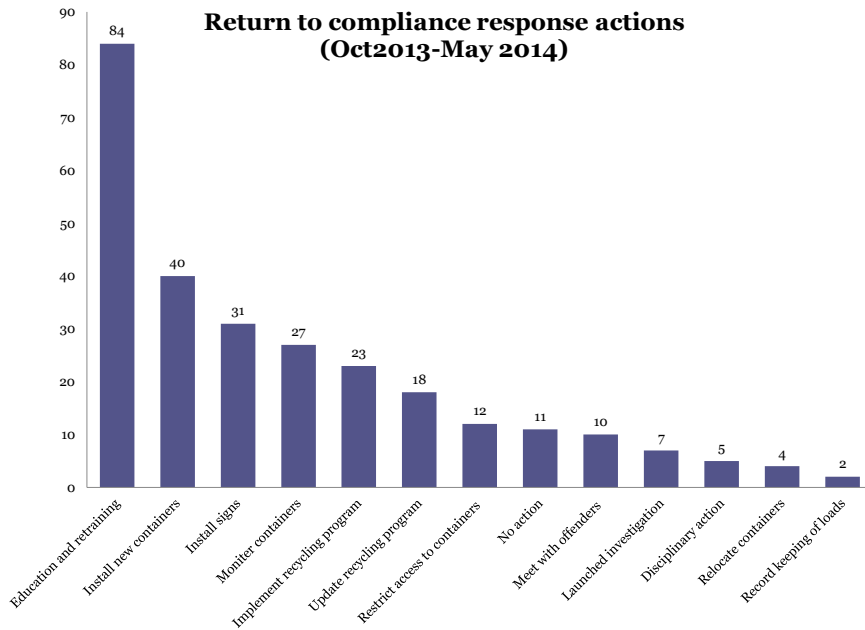
2014 Enforcement

- Also sent about 600 generator letters
 - Based on facility data, 3rd party data, complaint, or lower levels of banned materials observed
- Nearly 500 RecyclingWorks hotline/email requests (FY14)
 - partially from MassDEP letters/enforcement
 - About 350 through first 5 months of FY15

Enforcement Recipients by Business Sector (Oct 2013 – May 2014)



Return to compliance response actions (Oct 2013-May 2014)



Next Steps

- Continue to conduct inspections, enforcement and outreach
- Includes commercial organics ban (effective 10/1/14)
- Implement lower action levels at facilities
 - Start date of October 1, 2014
- Implement regulatory reform regulations (increased 3rd party inspections)
 - Effective January 1, 2015

Contact Info

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<http://www.mass.gov/eea/agencies/massdep/recycle/solid/massachusetts-waste-disposal-bans.html>