

Local Solid Waste Management Plan Guidance and Information

A reference sheet prepared by the Municipal Solid Waste Recycling Task Force of the ASTSWMO Solid Waste Subcommittee

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While many States have adopted Statewide solid waste management plans that lay out their integrated approach to solid waste management at the State level, usually the actual responsibility for developing and implementing solid waste management programs and activities lies with local government. Most States recognize this and provide advice, guidance, and in some cases funding, for local governments to help them develop and implement local solid waste management plans.

In some cases, States require local municipalities to develop and implement these planning programs. Listed below are a number of State sites that provide information for local municipalities on local planning requirements, their responsibilities and whether advice, guidance and funding are available.

If additional States would like to have links posted to their local solid waste management planning programs, please forward information to Kerry Callahan in the ASTSWMO office by e-mail at kerryc@astswmo.org.

California -- The responsibility for solid waste management is shared between the State and local jurisdictions. Local jurisdictions are required to make adequate provisions for solid waste handling, both within their respective jurisdictions and in response to regional needs. Specifically, local jurisdictions are required to prepare and implement plans to achieve and maintain at least a 50% disposal reduction and to maintain 15-year countywide disposal capacity. The State ensures an effective and coordinated approach to the safe management of solid waste generated within the State and oversees the design and implementation of local integrated waste management plans. More information about local planning documents is available at: <http://www.ciwmb.ca.gov/lglibrary/Policy/CIWMPEnforce/Default.htm>.

Hawaii -- The Hawaii Revised Statutes (HRS), Chapter 342G, requires each county to develop an integrated solid waste management plan (Plan) and revise the Plan once every five years. Beyond the State of Hawaii's solid waste management planning requirement, the City and County of Honolulu adopted legislation that requires the development of a 25-year plan, updated every 5 years. There is no link provided for a model, however, several local plans are available through the internet.

Michigan -- State statute requires every county in the State of Michigan to have a management plan to assure that all the non-hazardous solid waste generated in the county is collected and recovered, processed, or disposed of for a ten-year period at facilities which comply with State laws and rules. Plans are to be updated every five years and may consist of an individual county or by region consisting of multiple counties. Plans authorize siting of disposal areas and identify: waste

import and export authorizations; the feasibility of various resource recovery programs; landfill capacity authorizations; and the responsible parties that monitor and enforce the Plans. More information can be found at http://www.michigan.gov/deq/0,1607,7-135-3312_4123-9884--,00.html.

Nevada -- A Solid Waste Management Plan (SWMP) Check List can be found at: <http://ndep.nv.gov/BWM/SWMPChecklist.pdf>. The purpose of the local SWMP is to describe the intended solid waste management system that serves a city or county, as defined in NRS 444.500. The plan should cover the "entire process of storage, collection, transportation, processing, recycling, and disposal of solid waste". The requirement for preparing a plan is listed in NRS 444.510 and NAC 444.658. The document is reviewed for conformance with the following applicable laws and regulations: Nevada Administrative Code (NAC) 444. There is also a hard copy version of older guidance documents at: <http://ndep.nv.gov/BWM/documen.htm> (Recycling & Waste Reduction Model Plan, 1992, for municipalities < 100,000 population and the Recycling & Waste Reduction Model Plan, 1992, for municipalities > 100,000 population in particular).

New York State -- In New York State, a Local Solid Waste Management Plan must: take into account the objectives of the State's solid waste management policy; provide for, or take into account, management of all solid waste within the planning unit; and embody sound principles of solid waste management, natural resources conservation, energy production, and employment creating opportunities. The plan must provide clear, specific guidance, including selection of appropriate solid waste management technologies and timetables to provide a smooth transition which does not interrupt the environmentally sound management of solid waste generated in the planning unit. Local Solid Waste Management Plan Information & Guidance can be found at: <http://www.dec.ny.gov/chemical/47861.html>.

North Carolina -- In North Carolina, the governing board of each unit of local government is required to assess local solid waste collection services and disposal capacity and determine the adequacy of collection services and disposal capacity to meet local needs and to protect human health and the environment. Each unit of local government shall implement programs and take other actions that it determines are necessary to address deficiencies in service or capacity required to meet local needs and to protect human health and the environment. A unit of local government may adopt ordinances governing the disposal, in facilities that it operates, of solid waste generated outside of the area designated to be served by the facility. Such ordinances shall not be construed to apply to privately operated disposal facilities located within the boundaries of the unit of local government. This information can be found at: http://www.ncga.state.nc.us/EnactedLegislation/Statutes/HTML/BySection/Chapter_130A/GS_130A-309.09A.html.

South Carolina -- The South Carolina Solid Waste Policy and Management Act of 1991 (Act) requires each county to have a comprehensive solid waste plan. Counties may join together to create and implement a regional solid waste plan. These plans have the same requirements as the State plan and must be consistent with the State plan. The State plan as well as county or regional plans can be updated as needed (e.g., when there is a change). There is no specific time

requirement. The State has a 35 percent recycling goal (MSW only) and a 3.5 pound per person per day (waste disposal) goal. Plans are to reflect those goals. More information may be available at: http://www.scdhec.gov/environment/lwm/recycle/resource_center.htm

Texas -- The State statute that establishes the regional and local solid waste management plans, Texas Health and Safety Code Chapter 363, Subchapter D. REGIONAL AND LOCAL SOLID WASTE MANAGEMENT PLANS (Sec. 361.061-361.070), can be found at: <http://www.statutes.legis.state.tx.us/Docs/HS/htm/HS.363.htm>

The corresponding State regulations for regional and local solid waste management plans can be found at:

[http://info.sos.state.tx.us/pls/pub/readtac\\$ext.ViewTAC?tac_view=5&ti=30&pt=1&ch=330&sch=O&rl=Y](http://info.sos.state.tx.us/pls/pub/readtac$ext.ViewTAC?tac_view=5&ti=30&pt=1&ch=330&sch=O&rl=Y). (Note: if you are not able to open this link by clicking on it, copy and paste it into your internet browser.)

Vermont -- Vermont statute requires all municipalities, either individually or through a solid waste management district or an intermunicipal association, to adopt a solid waste implementation plan that conforms with the State Solid Waste Management Plan. Since the Agency of Natural Resources adopted the Vermont Revised Solid Waste Management Plan, municipalities, districts, and intermunicipal associations need to revise their solid waste implementation plans. The Guidance Document/Template is intended to help towns, districts, and intermunicipal associations do this. It provides both guidance regarding conformance with the State Revised Plan as well as a template towns and districts may use for their implementation plans. Using the following link, guidance for local municipalities is provided for the development of these local plans: <http://www.anr.state.vt.us/dec/wastediv/solid/SWPlanning.htm>.