

# Commercial Building and Sports Facility Recycling Requirements

December 11, 2014



**Minnesota Pollution  
Control Agency**

# 115A.151 as amended

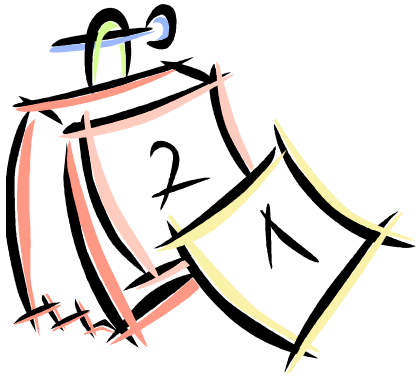
## **115A.151 RECYCLING REQUIREMENTS; PUBLIC ENTITIES; COMMERCIAL BUILDINGS; SPORTS FACILITIES.**

(a) A public entity, the owner of a sports facility, and an owner of a commercial building shall:

- (1) ensure that facilities under its control, from which mixed municipal solid waste is collected, also collect at least three recyclable materials, such as, but not limited to, paper, glass, plastic, and metal; and
- (2) transfer all recyclable materials collected to a recycler.

(b) For the purposes of this section:

- (1) "public entity" means the state, an office, agency, or institution of the state, the Metropolitan Council, a metropolitan agency, the Metropolitan Mosquito Control Commission, the legislature, the courts, a county, a statutory or home rule charter city, a town, a school district, a special taxing district, or any entity that receives an appropriation from the state for a capital improvement project after August 1, 2002;
- (2) "metropolitan agency" and "Metropolitan Council," have the meanings given them in section [473.121](#);
- (3) "Metropolitan Mosquito Control Commission" means the commission created in section [473.702](#);
- (4) "commercial building" means a building that:
  - (i) is located in a metropolitan county, as defined in section [473.121](#);
  - (ii) contains a business classified in sectors 42 to 81 under the North American Industrial Classification System; and
  - (iii) contracts for four cubic yards or more per week of solid waste collection; and
- (5) "sports facility" means a professional or collegiate sports facility at which competitions take place before a public audience.



# Effective Dates

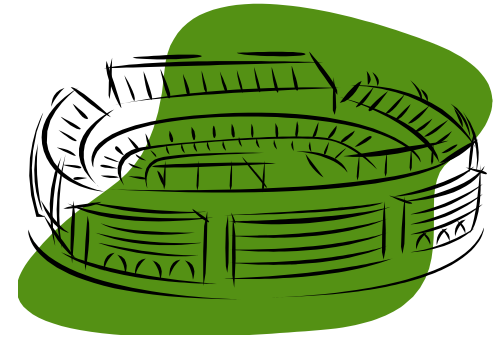
January 1, 2015 – Sports facilities

January 1, 2016 – Commercial buildings

# Who is impacted?

## Sports Facilities (2015)

- Statewide
- College and Pro venues only
  - Baseball/Softball
  - Basketball
  - Football
  - Golf
  - Hockey
  - Horseracing
  - Skiing
  - Soccer
  - Swimming
  - Track
  - Volleyball
  - Wrestling
- Indoor and outdoor



# Who is impacted?

## Commercial buildings (2016)

- In metro counties only (section 473.121)
  - Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington
- Contracted for 4+ cubic yards/week of solid waste collection
- NAICS 42 to 81



# Who is impacted?

## **Effected Industries**

NAICS 42 to 81

### Service-Providing Industries

- Trade
- Transportation
- Utilities
- Information
- Financial Activities
- Professional and Business Services
- Education and Health Services
- Leisure and Hospitality
- Other Services (except Public Administration)

## **Exempt Industries**

NAICS 11 to 33

### Goods-Producing Industries

- Natural Resources and Mining (including agriculture and forestry)
- Construction
- Manufacturing

# Who is impacted?

## Examples

- Retail
- Information
- Education and Health
- Leisure and Hospitality
- Real Estate
- Nonprofits
- Multifamily Housing



# Who is responsible for compliance?

Statute states → the owner of a sports facility/commercial building shall ensure the collection of recycling.

*If owner does not provide hauling services for tenants → May be prudent to include requirement that tenant contract for recycling in lease*



# Collection Requirements

## Must collect a minimum of 3 materials

### – By type

- Paper: Office paper, cardboard, newspaper etc.
- Glass: Container glass
- Plastic: #1 to 7
- Metal: Cans, scrap, etc
- Organics: Food waste, non-recyclable paper
- Other recyclables that may require specialized collection, such as textiles

### – Single-sort meets requirement



# Collection Requirements

Is collection required in areas with customer interaction?

- The intent of the bill is that commercial buildings establish effective recycling programs
- Will look different for different building/business types



# Dry Waste Recycling

“Dry waste recycling” – Collecting all dry materials (organic-free), including trash, in single bin and sorting recyclables later

- **Does not** meet requirement of rule and statute, as material must be separated by generator from MMSW
- Dry waste materials cannot be taken to a MRF
- Is subject to MN Solid Waste Tax

# Outreach – Sports Facilities

- Nov 2014 – Notification letter sent to colleges with sports teams
- Tours, meetings, and/or upcoming grants with Xcel Center, St. Paul Saints, TCF Stadium, SMG (Vikings Stadium)

# Outreach – Commercial

- Stakeholder group – Counties, haulers, some trade groups
  - Met twice, providing input on communication
  - Dec 2014 - Notification will be sent to trade groups
- MPCA website: [www.pca.state.mn.us/dyw6yry](http://www.pca.state.mn.us/dyw6yry)
  - Working on FAQs for more indepth questions
- SWMCB website: [www.rethinkrecycling.com/businesses](http://www.rethinkrecycling.com/businesses)

# Key Questions



- What questions still need clarification?
- How can cities and counties communicate requirement?
- How do we effectively coordinate?
- What are the opportunities to encourage businesses to set goals that match county/state goals?
- Other?

# Thank You

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