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NAT. RES. & ENVIRONMENT

SENATE FILE 2253

BY DVORSKY

Passed Senate, Date _____ Passed House, Date _____
 Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
 Approved _____

A BILL FOR

1 An Act relating to requirements and fees for solid waste transfer
2 stations.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 2253

1 Section 1. Section 455B.301, Code 1997, is amended by
2 adding the following new subsection:

3 NEW SUBSECTION. 21. "Transfer station" means a fixed or
4 mobile intermediate sanitary disposal project for transferring
5 loads of solid waste, with or without reduction of volume, to
6 another transportation unit.

7 Sec. 2. Section 455B.304, subsection 15, Code Supplement
8 1997, is amended to read as follows:

9 15. The commission shall adopt rules which require all
10 sanitary ~~landfills~~ disposal projects in which the tonnage fee
11 pursuant to section 455B.310 is imposed, to install scales by
12 January 1, 1994.

13 Sec. 3. Section 455B.305A, subsection 1, unnumbered
14 paragraph 1, Code 1997, is amended to read as follows:

15 Prior to the siting of a proposed, new sanitary landfill,
16 transfer station, incinerator, or infectious medical waste
17 incinerator, a city, county, or private agency, shall submit a
18 request for local siting approval to the city council or
19 county board of supervisors which governs the city or county
20 in which the proposed site is to be located. The requirements
21 of this section do not apply to the expansion of an existing
22 sanitary landfill owned by a private agency which disposes of
23 waste which the agency generates on property owned by the
24 agency. The city council or county board of supervisors shall
25 approve or disapprove the site for each sanitary landfill,
26 transfer station, or incinerator, or infectious medical waste
27 incinerator.

28 Sec. 4. Section 455B.305A, subsection 2, unnumbered
29 paragraph 1, Code 1997, is amended to read as follows:

30 An applicant for siting approval shall submit information
31 to the city council or county board of supervisors to
32 demonstrate compliance with the requirements prescribed by
33 this chapter regarding a sanitary landfill, transfer station,
34 or infectious waste incinerator. Siting approval shall be
35 granted only if the proposed project meets all of the

1 following criteria:

2 Sec. 5. Section 455B.310, subsections 1 and 2, Code 1997,
3 are amended to read as follows:

4 1. a. A tonnage fee is imposed on each ton of solid waste
5 generated or landfilled in the state. Operators of sanitary
6 landfills and operators of transfer stations shall pay the
7 tonnage fee as provided in this section. The tonnage fee
8 shall not be applied to the same solid waste more than once.

9 b. Except as provided in subsection 3, the operator of a
10 sanitary landfill shall pay a tonnage fee to the department
11 for each ton or equivalent volume of solid waste received and
12 disposed of at the sanitary landfill during the preceding
13 reporting period. The department shall determine by rule the
14 volume which is equivalent to a ton of waste.

15 c. The operator of a transfer station shall pay a tonnage
16 fee to the department for each ton of solid waste received by
17 the transfer station and transported from the transfer station
18 during the preceding reporting period for landfilling in a
19 sanitary landfill not paying the tonnage fee imposed under
20 this section.

21 2. The tonnage fee is four dollars and twenty-five cents
22 per ton of solid waste. Of that amount, ninety-five cents of
23 the tonnage fee shall be retained by a city, county, or public
24 or private agency and used as follows:

25 a. To meet comprehensive planning requirements of section
26 455B.306, the development of a closure or postclosure plan,
27 the development of a plan for the control and treatment of
28 leachate including the preparation of facility plans and
29 detailed plans and specifications, and the preparation of a
30 financial plan.

31 b. Forty-five cents of the retained funds shall be used
32 for implementing waste volume reduction and recycling
33 requirements of comprehensive plans filed under section
34 455B.306. The funds shall be distributed to a city, county,
35 or public agency served by the sanitary disposal project.

1 Fees collected by a private agency which provides for the
2 final disposal of solid waste shall be remitted to the city,
3 county, or public agency served by the sanitary disposal
4 project. However, if a private agency is designated to
5 develop and implement the comprehensive plan pursuant to
6 section 455B.306, fees under this paragraph shall be retained
7 by the private agency.

8 c. For other environmental protection and compliance
9 activities.

10 d. Each sanitary landfill or transfer station owner or
11 operator shall submit a return to the department identifying
12 the use of all fees retained under this subsection including
13 the manner in which the fees were distributed. The return
14 shall be submitted concurrently with the return required under
15 subsection 5.

16 EXPLANATION

17 This bill defines a solid waste transfer station as a type
18 of sanitary disposal project for transferring loads of solid
19 waste, with or without reduction in volume, to another
20 transportation unit. The bill adds transfer stations to the
21 siting requirements which are currently in place for sanitary
22 landfill and infectious waste incinerator projects. The bill
23 requires all sanitary disposal projects for which tonnage fees
24 are imposed to install scales. Currently, only sanitary
25 landfills are required to install scales.

26 The bill requires operators of sanitary landfills and
27 transfer stations to pay a tonnage fee for each ton of solid
28 waste generated or landfilled in the state. The tonnage fee
29 shall not be applied to the same solid waste more than once.
30 The bill requires a tonnage fee to be paid by operators of
31 transfer stations for solid waste received by the transfer
32 station and transported for landfilling at a sanitary landfill
33 not paying the tonnage fee. Currently, only sanitary landfill
34 operators pay a tonnage fee for solid waste received by the
35 sanitary landfill.