

Compliance of Public Entity Laws 115A.471, 115A.151

**and
Governor's Executive Order 11-13
IPPAT 11-17-11**

EXECUTIVE ORDER 11-13

4. Model Sustainability Plan

a. Minimize solid waste and prevent pollution

iv. *Solid Waste Management Compliance by State Agencies.* Each state agency must comply with Minnesota Statutes §115A.151 and 115A.471, by properly managing solid waste according to the solid waste management plan of each county in which it operates.



Minn. Stats. §115A.151 and §115A.471

STATUTES state that public entities must recycle and manage all mixed solid waste (MSW) according to the approved solid waste plan of the county in which they are located.



INTERNAL PROCESS

- IPPAT set a goal to identify whether its members are in compliance with EO 11-13, part 4.b.iv; and
- Cathy Moeger, Chair of IPPAT, proposed that IPPAT first pilot test all MPCA offices
- MPCA leadership and local government planners developed and executed the prototype for pilot test.

MPCA Pilot Test

- There are 8 MPCA offices statewide
- Located in 8 different counties
- Only office-generated mixed solid waste was considered
- Public entity team worked with MPCA regional administrative staff and county solid waste officers.
- The project spanned December 2010 - May 2011.

MPCA Pilot Test Outcome

All PCA offices were in compliance with public entity laws and EO 11-13.

- Work team with support of Management
 - Developed and carried out work plan
 - Developed the media to gather and document data
 - All 8 PCA Office Building staff submitted requested data
 - 8 Counties were contacted; Solid Waste Plans reviewed for resident agency offices
 - Evaluated findings for compliance



Proposed Steps for IPPAT members

1. Set a completion goal of September 2012
2. Develop a work plan
3. Gather the data
4. Determine compliance

Proposed Steps – continued:

Develop a Work Plan

- Create a work team
- Gain Management's support
- Identify facilities, locations, & contact persons
- Identify best means to gather the necessary information
- Evaluate findings for compliance

Proposed Steps for IPPAT members

Develop
a
Work Plan

- Get familiar with your agency's management of Municipal Solid Waste (MSW) and Recycling
 - MSW:
 - Type and amount of waste
 - Name of hauler who collects MSW and how often

Proposed Steps – continued:

**Get familiar with
your agency's
management of
Municipal Solid
Waste (MSW) and
Recycling**

MSW continued:

- Where is the MSW brought to for processing or disposal:
 - Waste-To-Energy Facility (WTE)
 - MSW Composting
 - Refuse-Derived Fuel Facility (RDF)
 - Landfill

Note: Transfer Facility is not a disposal method, but a collection point.

Proposed Steps – continued:

**Get familiar with
your agency's
management of
Municipal Solid
Waste (MSW) and
Recycling**

- **Recycling**
 - Type and amount of materials
 - Name of hauler who collects the recycling and how often

Proposed Steps – continued:

**Identify facilities,
locations, and
contact persons**

- Identify scope of work
 - Facilities
 - Identify the County your offices are located in
 - Type of wastes generated
 - Materials being recycled
 - Contact person who will gather needed information

Proposed Steps – continued:

Identify best means to gather the necessary information

- Gather necessary information to determine compliance with M.S. Minnesota Statutes §115A.151 and 115A.471
 - Identify best means to gather, record, and verify data
(see examples)

Proposed Steps – continued:

Determine if in
compliance
with Minn. Stat.
115A.471

- Compare findings of your Agency's management of MSW to the County's preferred management.
- Is the MSW being processed or disposed of as preferred by the County?
 - WTE – RDF – MSW Composting and/or Landfilling

Proposed Steps – continued:

Determine if in
compliance
with Minn.
Stats. 115A.151

- Compare findings of your Agency's Recycling of materials to the County's
 - Are you recycling?
 - Recycling all materials able to be recycled in the County?

Available Tools

- Table of County Plan Information
 - Identifies county's preference re: management of MSW and recyclable materials
 - Lists county solid waste office contact information
- Sample questionnaire used to obtain office's solid waste and recycling management data
- Sample agency MSW management summary table
- Tools will be placed on the IPPAT website

YOUR NEXT STEPS

- Carry information to your agency
- Get tools from IPPAT web page
<http://www.pca.state.mn.us/yhiz3fb>
- Let us know if you need other tools
- Call Arlene Vee for guidance (507-476-4276)

Questions?