

# CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY



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**Bill Type and Number:** Ordinance 2020-83

**Introducer/Sponsor(s):** Council President at the request of the Mayor

**Date of Introduction:** January 28, 2020

**Committee(s) of Reference:** NCSPHS, TEU, F

**Date of Analysis:** January 30, 2020

**Type of Action:** Ordinance Code amendment

**Bill Summary:** The bill amends Ordinance Code Chapter 380 – Solid Waste Management – to create a new temporary certificate of public convenience and necessity to allow construction and demolition debris to be hauled from a “generating waterfront property” to an “intermediary site” where the debris would be size-reduced (broken up, ground up) before being transported to a final disposal site, subject to conditions and regulations. The bill amends the solid waste CON chapter in general to increase the application processing fee for all temporary certificates from \$100 to \$200; to delete the language authorizing a temporary certificate applicant to begin operation after an application has been filed but before it has been approved; and to insert language authorizing a second up to 90 day extension of a temporary certificate (one 90 day extension is currently allowed) if a valid contract for the proposed work is in place.

**Background Information:** The preamble to the bill states that waterfront lots can provide a unique challenge during redevelopment activity due to their size and accessibility, which can make it difficult during the demolition process to find the space needed to process the debris for size reduction (by breaking down, crushing, grinding, separating different types of materials) before it is removed from the site for disposal. This bill creates a new temporary CON category to permit C&D debris to be moved from a waterfront site to an intermediary site for size reduction processing before it is subsequently transported for final disposal. The new language creates definitions for “intermediary site” and “generating waterfront property” and sets forth conditions for intermediary sites and transport of materials to such sites.

**Policy Impact Area:** Construction and demolition debris processing

**Fiscal Impact:** Expected to be minimal, as very few temporary certificates are sought or approved (perhaps 1 per year).

**Analyst:** Clements