

Updated BCTT Meeting and Subcommittee Workplan BOC 10-25-22 Approval

Workgroup and Subcommittee Meeting Schedule

Subcommittee Meetings 10/19 through 10/25	10/27/22 Meeting Four Major Topics	Subcommittee Meetings 10/31 through 11/9	11/17/22 Meeting Five Major Topics and Public Open House	Subcommittee Meetings 11/21 through 12/7	12/15/22 Meeting Six Major Topics
<p>Staff organizes existing documents by subcommittee</p> <p>One, 1.5-hour Subcommittee Kickoff Meeting</p> <p>Specific Dates Pending Doodle Poll Results</p>	<ol style="list-style-type: none"> 1) Four Subcommittee Reports 2) SMMP Goals: Vision 2040 3) Local Jurisdictions Discuss Charge C. SMMP and Charge E. Public Education Campaign 		<ol style="list-style-type: none"> 1) Four Subcommittee Reports 2) Introduce Charge D and Create Subcommittee: <ol style="list-style-type: none"> a) Scope tasks to Plan Hauling Reopener b) SWAC/DSAC Role Clarity and PC/BOC Criteria Use c) Code Change Timeline 3) Introduce Charge E and Create Subcommittee: Public-Facing Document and Community Education Campaign 4) Open House – Process Status, Future SMMP, and Public Ed/Notification 		<ol style="list-style-type: none"> 1) Review Work, Authorize Draft, and Request Feedback
Staff Draft Report 12/19 through 1/4	Subcommittee Meetings 1/5 through 11/11	1/19/22 Meeting Seven Major Topics	Final Report Subcommittee 1/23 through 2/7	2/23/23 Meeting Eight Major Topics	Target Date: 3/3/23 Could be: 3/31/23
		<ol style="list-style-type: none"> 1) Last Call 2) Review SWAC/DSAC and Planning Commission Feedback 3) Edit Report and Poll 	Final Draft to Workgroup on 2/16	<ol style="list-style-type: none"> 1) Loose Ends 2) Finalize Report and Official Poll 3) Member Statements Due: 3/6/22 @ Noon 	<p>Final BCTT WG Report Assumes:</p> <ol style="list-style-type: none"> 1) Benefit-Cost Topics are only Outlined as part of SMMP Scoping 2) Landfill CUP Conditions From Other Jurisdictions is reserved for other process. 3) WG Focus is on substance – not process.

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Subcommittee Tasks by Charge Element

Subcommittee Name	Charge A: Common Understandings Tasks	Charge B: Land Use Review Tasks	Charge C: L-T SMMP tasks	Subcommittee Members	Email Addresses	Relevant Documents
A.1. Landfill Size/Capacity/Longevity	1) A chronological history of key Coffin Butte Landfill topics: <ul style="list-style-type: none"> a) Size; b) Specific locations; c) Assumptions (e.g. when will the landfill close;) 			Paul Nietfeld Chuck Gilbert Brian May Shane Sanderson Ken Eklund Ian Macnab Bill Bromann Ginger Rough or Russ Knocke Marge Popp Mark Yeager Daniel Reddick	pnietfeld@gmail.com ; crgilbert@comcast.net ; BMay@co.marion.or.us ; ssanderson@co.linn.or.us ; writerguy@writerguy.com ; IMacnab@republicservices.com ; WBromann@republicservices.com ; GRough@republicservices.com ; RKnocke@republicservices.com ; marge@jyo.com ; mayeager@gmail.com ; daniel.redick@Co.Benton.OR.US ;	BCT Website Link: DRAFT Report Common Understandings: Solid Waste History (IV.A.1.A) DRAFT Report Common Understandings: Landfill Size and Development History (IV.A.1.B) DRAFT Report Common Understandings: Specific Landfill Locations and Cell Size (IV.A.1.C) DRAFT Report Common Understandings: Assumptions (IV.A.1.F) Whitcombe - 9/12/22 Nietfeld - 9/14/22 Geier - 9/3/22 - History

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						Geier - 9/4/22 - Site Description Common Understandings Feedback - Republic 9-30-22 Landfill Site Life - Republic Services 9-30-22
A.2. Past CUP Conditions	<p>1) A chronological history of key Coffin Butte Landfill topics:</p> <ul style="list-style-type: none"> d) Conditions of past land use approvals; e) Compliance with prior land use approvals and SWMP; 			<p>Catherine Bisco Mark Yeager Ed Pitera Jeff Condit Inga Williams</p>	<p>catherinerae17@yahoo.com; mayeager@gmail.com; ewpitera25@gmail.com Jeff.Condit@millernash.com; Inga.Williams@Co.Benton.OR.US;</p>	<p>BCT Website Link: Compilation of Compliance w/Past Land Use Approvals 9/30 Draft 2022 History of Coffin Butte Landfill Land Use Decisions Whitcombe - 9/12/22</p>
A.3. Legal Issues and B.1. Land Use Review	<p>A Summary of the County's current rights and obligations to Republic Services, and vice versa, surrounding:</p> <ul style="list-style-type: none"> a) The hauling franchise; b) The landfill CUP; and c) What legally can and cannot be conditions of any land use approvals (e.g. past compliance, compliance with future laws, codes, and policies, DEQ compliance, reopening, limitations on 	<p>1) Create a common understanding document outlining which Development Code criteria are applicable to the review of a conditional use application for landfill expansion by reviewing:</p> <ul style="list-style-type: none"> a) 53.215 (Criteria) b) 77.305 (Conditional Uses) c) 77.310 (Review) d) 77.405 (DEQ) 		<p>Liz Irish Vance Croney Jeff Condit Gregg Verrett</p>	<p>lizirish@ymail.com; Vance.M.CRONEY@Co.Benton.OR.US; Jeff.Condit@millernash.com; Greg.J.VERRET@co.benton.or.us;</p>	<p>BCT Website Link: DRAFT Report Common Understandings: Republic Services and Benton County's Current Rights and Obligations (IV.A.2) DRAFT Report Common</p>

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	<p>what can be brought into the County from where, required facilities and practices, reporting/compliance/financial monitoring requirements, etc.)</p> <p>d) Interpretation and Deference</p> <p>A Summary of the rights and obligations of other entities surrounding landfills, hauling, and sustainability initiatives, etc.:</p> <ul style="list-style-type: none"> a) Federal; b) Tribal; c) State (e.g. Is DEQ prohibited from permitting another landfill west of the Cascades and what does the “regional landfill” designation mean?); d) Local Government; and e) Summary of the step-by-step process in ORS chapter 459 and associated timing for the cross-jurisdictional approvals of landfill applications, (e.g. DEQ) including: What topics are within whose authority, and Whether, for example, the County can or should consider the topics it does not have permitting authority over when assessing the criteria 	<p>2) Review Chapters 50 and 51 for context, and then prepare a conceptual list of any other Development Code criteria the WORKGROUP recommends be applicable.</p> <p>3) Developing recommended guidelines for interpreting any ambiguous provisions recognizing current statutes, regulations, case law, and County precedent, etc. In doing so, refer to Comprehensive Plan for policy guidance regarding interpretation of any ambiguous Development Code provisions (see, BCC 50.015,) and Review the Planning Commission comments made during its last review of Republic Services’ CUP application for context.</p> <p>Examples for consideration include:</p> <ul style="list-style-type: none"> a) The phrase, “Other information as required by the Planning Official” 77.310(e) b) The terms found in Section 53.215, e.g. <ul style="list-style-type: none"> i. “seriously interfere” ii. “character of the area” 				<p>Understandings: Other Entity Rights and Obligations (IV.A.3)</p> <p>County Counsel Deference Memo</p> <p>Staff Memo - Charge B - Dev Code Provisions</p> <p>DRAFT Report Common Understandings: Reporting requirements (IV.A.1.E)</p> <p>Common Understandings Feedback - Republic 9-30-22</p> <p>Common Understandings Feedback (Attachment A) - Republic Services 9-30-22</p>
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	outlined in Code section 53.215?	<ul style="list-style-type: none"> iii. "purpose of the zone" iv. "undue burden" v. "any additional criteria which may be required for the specific use by this code. <p>c) Other: _____</p> <p>Develop protocols for the timely and broad distribution of CUP-related information to the public, other governmental entities, and internal committees, groups, and divisions.</p>				
<p>Time Permitting Tasks Or Add Extra Meeting Pushing Final Report Date From 3/3/23 to 3/24/23</p>	<p>1) A chronological history of key Coffin Butte Landfill topics:</p> <ul style="list-style-type: none"> ● Economics (i.e. Benefit-Cost, etc.;;) Benefit-Cost Topics are only Outlined and ● Examples from other jurisdictions hosting landfills, e.g.: <ul style="list-style-type: none"> ○ Typical land use conditions of approval; and ○ Issue sequencing, (e.g. in what order are landfill versus hauling approvals done, etc. 		<p>Consider the cost-benefits from the perspective of who gains benefits, and who does not, in light of Code section 23.010 [Solid Waste Management] Purpose, which states, "In order to protect the health, safety and welfare of the people of Benton County and to provide a solid waste management program, it is declared to be the public policy of Benton County to regulate solid waste management to... [see actual language for list of potential topics.]" Section 23.100</p>			
C.1. SMMP			<ul style="list-style-type: none"> 1) Contracting out; 2) Subjects to be covered; 3) (Moved from Common Understandings) Benefit- 	<p>Brian May Sean McGuire John Deuel Joel Geier</p>	<p>BMay@co.marion.or.us; Sean.McGuire@co.benton.or.us john.deuel@oregonstate.edu; clearwater@peak.org;</p>	<p>BCT Website Link: SWMP Combined Table of Contents from</p>

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			<p>Cost Topics are only Outlined</p> <ol style="list-style-type: none"> 4) (New) Add in Vision 2040 and related County documents with similar from other counties referenced 5) Who needs to be at the table beyond those in the County; 6) A workplan outline with a timeline for completion; 7) Topics covered in recent similar planning efforts across the state; and 8) What “lessons learned” should be brought forward in this process. <p>Includes necessary foundational “common understandings” and protocols needed before beginning the actual planning process.</p> <p>NOTE: This charge does not include completing the plan. It only includes a discussion of the preliminary scoping to start that planning process.</p> <p>Possible Amendment for BOC Consideration: If there is sufficient time to complete the original Charge <u>and</u> the following activities, subcommittee to provide recs. on:</p> <ol style="list-style-type: none"> a) the most important topics/subjects from the 	<p>Marge Popp Daniel Reddick</p>	<p>marge@jyo.com; daniel.redick@Co.Benton.OR.US;</p>	<p>Various Oregon Jurisdictions</p> <p>2040 Thriving Communities Initiative</p> <p>Materials Management in Oregon 2020 Framework for Action (Oregon DEQ)</p> <p>Deschutes County Solid Waste Management Plan (2019)</p> <p>Lane County Solid Waste Management Plan (2019)</p> <p>Lincoln County Integrated Solid Waste Management Plan (2004)</p> <p>Marion County, Oregon Solid Waste Management Plan Update (2009)</p> <p>Marion County Solid Waste</p>
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			<p>draft of the SWMP Table of Contents;</p> <p>b) the brainstormed options for those topics/subjects; and</p> <p>c) the reasoning, both pro and con, for their selection.</p>			<p>System Assessment Report (2016)</p> <p>Marion County, Oregon Solid Waste and Energy Final Report (2017)</p> <p>Metro 2030 Regional Waste Plan (2019)</p> <p>Waste Prevention & Environmental Services Regional Waste Plan Progress Report (January 2022)</p> <p>Tillamook County Comprehensive Materials and Solid Waste Management Plan (2012)</p>
Topics Deferred Until 11/17						
D.1. Additional Assessment Issues	<p>a) Scope tasks to Plan Hauling Reopener</p> <p>b) SWAC/DSAC Role Clarity and PC/BOC Criteria Use</p> <p>c) Code Change Timeline</p>					
E.1. Community Education	Report EX/SUM, General History of Coffin Butte, FAQs, CUP 101, Educational Campaign, etc.					