



October 31, 2007

Dear Mayor and Governing Body:

Subject: Recycling Ordinance Update and Other Recycling Requirements Resulting from March 2007 Morris County Solid Waste Management Plan Amendment

In response to a statewide decline in recycling, the New Jersey Department of Environmental Protection ("DEP") adopted an update to the New Jersey Solid Waste Management Plan ("State Plan") in an effort to reinvigorate recycling throughout New Jersey. As part of this planning process, the DEP required each county to evaluate and update their respective solid waste management plans. On April 11, 2007 the Morris County Board of Chosen Freeholders adopted an update to the Morris County Solid Waste Management Plan dated March 2007 ("County Plan Update") that addressed the issues raised in the State Plan. On October 10, 2007 DEP Commissioner certified the Plan Update as approved in part and rejected in part. Note that while a small portion of the County Plan Update was rejected, the vast majority of the Plan Update was approved as submitted and is now therefore in effect as of October 10, 2007. For a complete copy of the County Plan Update visit the MCMUA's website at: www.mcmua.com/planupdate.asp.

The County Plan Update includes several actions and requirements to be fulfilled by Morris County municipalities and the attached guidance document has been prepared to outline these requirements and to provide further explanation on fulfilling these requirements. Fortunately, MCMUA staff has been meeting with and preparing municipal recycling coordinators for the certification of this County Plan Update and the MCMUA staff will be available to provide help throughout the process.

In summary and in accordance with the County Plan Update, within six (6) months of October 10, 2007 or no later than April 10, 2008, each Morris County municipality is required to submit the following to the MCMUA:

- 1) An updated version of your municipality's recycling ordinance ("MRO"),
- 2) A copy of the ordinance pertaining to multifamily subdivision approval by the planning board for provision of collection or storage facilities for recyclable material according to N.J.S.A. 13:1E-99.13a.,
- 3) A copy of the section of the municipal master plan that includes provisions for recycling within certain development proposals and a copy of the process used by your municipality to determine that the provisions meet your municipality's recycling requirements,
- 4) The name and contact information for the person in your municipality who will assume the responsibilities of municipal recycling enforcement coordinator, and

5) A Municipal Recycling and Solid Waste Program Report

Items 1 through 4 are one-time submissions due on April 10, 2008. Item 5 is due annually to the MCMUA, on April 30, along with the submission of your municipality's annual recycling tonnage report.

Attached to the guidance document are the following:

- A flyer with the new list of mandated materials for Morris County with definitions on the back.
- A model MRO prepared by the DEP and edited by the MCMUA to be specific to Morris County,
- A model ordinance for a construction, renovation and demolition debris recovery program. While the adoption of this model ordinance is not required by the County Plan Update, the model ordinance is similar to the requirements addressed in items 2 and 3 above, and
- A form titled "Check List for Municipal Recycling Programs." This check list summarizes your municipality's responsibilities with respect to recycling as set forth in the New Jersey Statewide Mandatory Source Separation and Recycling Act (N.J.S.A. 13:1E-99.11 et seq), passed in 1987 and the Morris County Solid Waste Management Plan. While all of the 5 required items to be submitted as listed above are included on the check list, there are additional responsibilities on the list that are not mentioned here. Further, while some of the requirements on the list are new, most have been in effect for the past 20 years.

If you have any questions on this letter or this process, please do not hesitate to call me (973) 285-8392 or Larry Gindoff, MCMUA Solid Waste Coordinator at (973) 285-8391. The MCMUA appreciates your cooperation in working with the county and the other 38 municipalities in Morris County to once again achieve and maintain at least a 50% municipal recycling rate.

Sincerely,

Kathleen Hourihan
District Recycling Coordinator

Enclosure
Guidance Document with Attachments

cc: Morris County Board of Chosen Freeholders
Morris County Municipal Utilities Authority Board of Directors
Howard Steinberg, Morris County Health Officer
Municipal Administrator
Municipal Recycling Coordinator and Alternate(s)
Municipal Health Officer
Municipal Planning Board Chairperson