

Item H: Waste Tire Rules (2022)

July 20, 2023, EQC meeting

Background: Waste tire regulation

- 1980s: Statewide environmental problems with improper disposal of waste tires
- 1987: Legislature passes waste tire law; established a \$1 fee on new tires to fund Waste Tire Recycling Account
- 1988: DEQ Waste Tire Permitting Program established



Background: Waste tire regulation (continued)

- 1992: \$1 tire fee sunsets
- 1992: DEQ Waste Tire Permitting Program absorbed into other Solid Waste Permitting work; remaining Waste Tire Recycling Account funds used for cleanups
- 2019: Legislature eliminates the Waste Tire Recycling Account



Waste tire permit holders

26 active waste tire-related permits

- 15 carrier
- Five storage
- Four combo (storage and carrier)
- Two beneficial use storage



Waste Tire rulemaking: Proposed changes

1. Move waste tire regulations from Division 64 to other existing divisions for solid waste rules
2. Modify fees for several permit types
3. Align DEQ rules with Oregon Fire Code
4. Eliminate obsolete rules related to use of Waste Tire Recycling Account



All current permits remain active until updated by DEQ

Fees: Variable changes based on permit type

| Permit type | Rule outcome | Number of permits |
|---|---|-------------------|
| Waste Tire Carrier | Expected net decrease | 15 |
| Waste Tire Storage | Expected net decrease | Five |
| Beneficial Waste Tire Storage Would change to Waste Tire Storage Permit with Solid Waste Beneficial Use Determination | Expected net increase <i>\$200 increase annually (compliance fee)</i> | Two |
| Combination Waste Tire Storage and Carrier Would become two separate permits (Storage and Carrier) | Expected net increase <i>\$200 increase annually (compliance fee)</i> | Four |

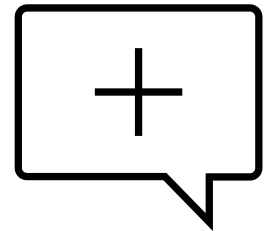
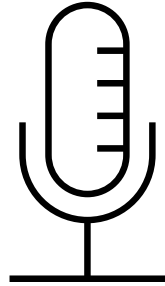
Advisory committee

- Represented related industry, government and community interests
- Met twice in 2022
 - General review of proposal
 - Fiscal impact statement review

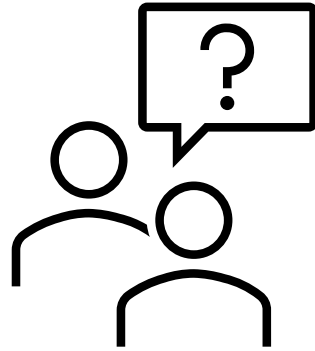
| Name | Representing |
|-------------------|-------------------------------------|
| Sandra Blalock | DMV-licensed auto dismantlers |
| Darrell Fuller | DMV-licensed auto dismantlers |
| Mark Bartee | Metal recyclers |
| Hank Doane | Metal recyclers |
| Chandos Mahon | Tire recyclers |
| Larry Purdy | Oregon Department of Transportation |
| Chad Hawkins | Oregon State Fire Marshall |
| Chad Centola | Deschutes County |
| Jeff Bishop | Lane County |
| Mary Jaron Kelley | Environmental Justice |
| Mary Peveto | Environmental Justice |
| Page Hopkins | Environmental Justice |

Engagement and public comment

- Two comment periods: September 2022 and March 2023
- Two public hearings (one in each comment period)
- 10 written comments from seven people or organizations



Questions?



Rulemaking webpage:

<https://www.oregon.gov/deq/rulemaking/Pages/WasteTire2022.aspx>

DEQ recommendation

- Adopt the proposed rule revisions as seen in Attachment A of the staff report for this item as part of Oregon Administrative Rules Chapter 340.

Thank you!

