



Commonwealth of Virginia

VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY

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Matthew J. Strickler
Secretary of Natural Resources

David K. Paylor
Director
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MEMORANDUM

TO: Members of the Virginia Waste Management Board

FROM: David K. Paylor *DKP*

DATE: August 31, 2020

SUBJECT: Minutes

Attached are the minutes from your meeting on December 9, 2019. Staff will seek your approval of these minutes at your next regular meeting on September 21, 2020.

If you have any questions, please contact Debra Harris at (804) 698-4209 or Debra.Harris@deq.virginia.gov.

Attachment
cc: Cindy Berndt, DEQ

*Approved
09/21/2020
DHH*

MINUTES
VIRGINIA WASTE MANAGEMENT BOARD MEETING

MONDAY, DECEMBER 9, 2019
3RD FLOOR CONFERENCE ROOM
1111 E. MAIN STREET
RICHMOND, VIRGINIA

Board Members Present:

EJ Scott, Chair
Michael Benedetto

Jeffery Crate
Amarjit Riat

Board Members Absent:

Eric K. Wallace
Steven Yob
Eric DeGroff

Department of Environmental Quality:

David K. Paylor, Director
Cindy M. Berndt
Debra A. Harris

Attorney General's Office:

Christopher E. Bergin, Assistant Attorney General

These minutes summarize activities that took place at this Board meeting. The meeting was convened by the chairperson, Ms. EJ Scott, at 10:00 a.m. and was adjourned at 11:26 p.m.

Minute No. 1 - Minutes.

On a motion by Mr. Riat, and seconded by Mr. Crate, the Board unanimously approved the minutes from the Board's meeting on June 10, 2019.

Minute No. 2 – Regulated Medical Waste Management Regulations (9VAC20-120) – Amendment 3 – Proposed Regulation

Ms. Priscilla Rohrer, Solid Waste Compliance Program Coordinator from the Office of Financial Responsibility and Waste Programs, presented an overview of a proposed regulatory amendment to the Board's Regulated Medical Waste Management Regulations, 9VAC20-120. This amendment is using the full standard regulatory process. Ms. Rohrer provided a brief explanation of this standard process to the Board and then explained the purpose of the Regulated Medical Waste Management Regulations (RMW Regulations). Ms. Rohrer explained the background history of these regulations and why an amendment was necessary. She noted that as part of this regulatory process, a regulatory advisory panel (RAP) was used to develop this amendment and the RAP achieved consensus on all discussion topics including regulated medical waste (RMW) definitions and exemptions, storage, disinfection, ventilation, disposal of treated waste, and Category A Waste requirements. Ms. Rohrer also explained that this amendment, due to its reorganization and modernization of standards, will repeal Chapter 120 and will establish a new Chapter 121. The Board was then provided an outline of the proposed regulation and Ms. Rohrer explained each part of the revised regulations. Part I will be the definitions which were revised to remove outdated terms. Part II will include general information include prohibitions and exemptions. Part III will include the standards for the management RMW. Part IV will include the

standards for permitted RMW transfer stations and treatment facilities and this part was reorganized to make the sections more intuitive and consistent in format with the Solid Waste Management Regulations. Ms. Rohrer discussed the requirements including the new requirements for recordkeeping, waste control, training and for modernizing the treatment requirements and standards for treatment in accordance with the industry's best management practices. Ms. Rohrer explained that permits are still not required for RMW generators or transporters. A grace period for existing facilities to come into compliance with any new requirements is also proposed. Ms. Rohrer went over the benefits of this amendment such as greater clarity and ease of use due to the simplification of the structure and organization, simplifying generator requirements, modernizing treatment standards for RMW, and to also better prepare Virginia to deal with emerging disease RMW and Category A waste. The Board asked clarifying questions regarding this amendment including questions on the RAP process, inspections, and Category A waste.

Based on the Board book material, staff presentation, and responses to the Board's questions, the Board, on a motion by Mr. Benedetto and seconded by Mr. Riat, unanimously voted to approve the proposed amendment to Regulated Medical Waste Management Regulations for public comment.

Minute No. 3 - Significant Noncompliance Report.

The Board received a report from Mr. Justin Williams, Acting Office of Enforcement Director, on the Hazardous Waste Significant Non-Compliers and Solid Waste Final Orders for Federal Fiscal Years 2019.

Minute No. 4 - Public Forum.

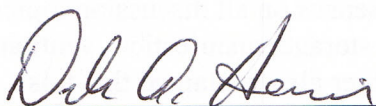
One citizen, Mr. Kevin Halligan, addressed the Board regarding concerns over solid waste management issues such as waste stream management, the need for a moratorium on permitting of mega-landfills (such as the proposed landfill in Cumberland County), and consideration of the environmental, social and economic impacts of these types of landfills.

Minute No. 5 – Division Director's Report.

The Board received the Division Director's Report from Mr. Justin Williams, Land Protection and Revitalization Division Director. Mr. Williams provided an overview of the land program activities including an update on the coal combustion residuals and the status of an amendment of the Virginia Solid Waste Management Regulations. Mr. Williams also provided information on the impact of the China ban to recycling.

Minute No. 6 - Future Meetings.

No future meetings were set for the Board at this meeting.



Debra A. Harris
Planning and Policy Specialist
Office of Regulatory Affairs