

1.1 **Pollution Control Agency**

1.2 **Proposed Permanent Rules Relating to Solid Waste Planning**

1.3 **9215.0500 PURPOSE.**

1.4 The purpose of this chapter is to:

1.5 A. establish requirements for the preparation and implementation of solid waste
1.6 management plans, ~~plan updates~~, and plan amendments by counties and solid waste
1.7 management districts and multicounty areas outside of the seven-county metropolitan
1.8 area. The plans, ~~plan updates~~, and plan amendments must be approved by the Pollution
1.9 Control Agency;

1.10 B. encourage regional planning; and

1.11 C. reflect demographic, geographic, regional, and solid waste system differences
1.12 that exist among the counties.

1.13 **9215.0510 DEFINITIONS.**

1.14 [For text of subps 1 to 3, see M.R.]

1.15 Subp. 3a. **Construction debris.**"Construction debris" has the meaning given under
1.16 Minnesota Statutes, section 115A.03, subdivision 7.

1.17 [For text of subp 4, see M.R.]

1.18 Subp. 5. **Demolition debris.**"Demolition debris" means solid waste resulting from
1.19 the demolition of buildings, roads, and other ~~artificial~~ structures including concrete, brick,
1.20 bituminous concrete, untreated wood, masonry, glass, trees, rock, and plastic building
1.21 parts. Demolition debris does not include asbestos wastes.

1.22 [For text of subps 6 to 8, see M.R.]

1.23 Subp. 8a. **Electronic products.**"Electronic products" means devices containing
1.24 complex circuitry, circuit boards, or signal processing capabilities for processing or

2.1 displaying information. Electronic products include, but are not limited to, computer
2.2 monitors, computers, televisions, photocopiers, facsimile machines, video monitors
2.3 and equipment, telephones and telecommunications equipment, cordless rechargeable
2.4 appliances, and audio equipment.

2.5 Subp. 8b. **Feasible.**"Feasible" refers to an alternative that is consistent with sound
2.6 engineering and environmental practices, is economically affordable, is legally possible,
2.7 and has supportive governance that can be successfully put into practice to accomplish
2.8 the task.

2.9 Subp. 8c. **Integrated solid waste management system.**"Integrated solid waste
2.10 management system" means a solid waste management system that is composed of some
2.11 or all of the preferred solid waste management practices under Minnesota Statutes, section
2.12 115A.02.

2.13 [For text of subps 9 to 11, see M.R.]

2.14 Subp. 11a. **Motor vehicle fluids.**"Motor vehicle fluids" means motor oil, brake
2.15 fluid, power steering fluid, transmission fluid, or antifreeze.

2.16 Subp. 11b. **Multicounty area.**"Multicounty area" means a geographical area
2.17 consisting of two or more counties, all of which are outside the metropolitan area.

2.18 [For text of subps 12 to 14, see M.R.]

2.19 Subp. 15. **Plan amendment.**"Plan amendment" means a document that is submitted
2.20 to the Minnesota Pollution Control Agency by a county or district, or multicounty area
2.21 when required by this chapter.

2.22 Subp. 16. [See repealer.]

2.23 Subp. 16a. **Prudent.**"Prudent" refers to an alternative that is selected with care
2.24 and sound judgment.

2.25 [For text of subps 17 to 21, see M.R.]

3.1 Subp. 21a. Source-separated compostable materials."Source-separated
3.2 compostable materials" has the meaning given under Minnesota Statutes, section 115A.03,
3.3 subdivision 32a.

3.4 Subp. 21b. Source-separated organic materials."Source-separated organic
3.5 materials" has the same meaning as source-separated compostable materials.

3.6 [For text of subps 22 to 24, see M.R.]

3.7 **9215.0520 APPLICABILITY.**

3.8 This chapter applies to all counties ~~and~~₂ districts, and multicounty areas outside
3.9 of the metropolitan area.

3.10 **9215.0530 OBLIGATIONS OF COUNTIES ~~AND~~₂ DISTRICTS, AND**
3.11 **MULTICOUNTY AREAS.**

3.12 Subpart 1. **Implementation.**Each county ~~or~~₂ district, or multicounty area shall
3.13 maintain and implement a solid waste management plan that has been approved by the
3.14 agency.

3.15 Subp. 2. **Sanctions.**A county ~~or~~₂ district, or multicounty area that fails to gain
3.16 approval and maintain and implement an approved solid waste management plan is in
3.17 violation of Minnesota Statutes, section 115A.46, and this chapter.

3.18 **9215.0540 CONTENTS OF PLANS, ~~UPDATES, AND AMENDMENTS.~~**

3.19 County ~~and~~₂ district, or multicounty area solid waste management plans, including
3.20 ~~updates and~~ amendments, when necessary, must describe solid waste management
3.21 programs for a ten-year period immediately following plan approval and must contain the
3.22 information required by parts 9215.0550 to 9215.0790. A plan must reflect demographic,
3.23 geographic, regional, and solid waste system differences that exist among the counties.

3.24 **9215.0550 EXECUTIVE SUMMARY.**

4.1 A plan must include an executive summary that provides an overview of the county's
4.2 ~~or~~, district's, or multicounty area's integrated solid waste management system proposed in
4.3 the plan.

4.4 **9215.0560 BACKGROUND INFORMATION.**

4.5 Subpart 1. **Scope.** A plan must contain narrative descriptions and numeric estimates
4.6 described in this part that identify demographic, geographic, and regional characteristics
4.7 that exist within each county, district, or multicounty area.

4.8 Subp. 2. **Demographic, geographic, and regional information.** The plan must
4.9 include demographic, geographic, and regional information that relates to or directly to
4.10 impacts the generation or management of solid waste in the county ~~or~~, district, ~~including~~
4.11 ~~current population distribution, population projections for the next ten years, land use,~~
4.12 ~~employment, local economic conditions, and median household income.~~ or multicounty
4.13 area, to include:

4.14 A. current population distribution and population projections for the next ten
4.15 years;

4.16 B. current and projected land use patterns;

4.17 C. current and projected employment and wages;

4.18 D. local and regional economic conditions and median household income; and

4.19 E. a summary of demographic, geographical, and regional constraints and
4.20 opportunities that either have impacted or may impact the existing or proposed integrated
4.21 solid waste management system.

4.22 Subp. 3. **Solid waste collection and generation.** The plan must include the
4.23 following solid waste collection and generation information:

4.24 [For text of items A to D, see M.R.]

5.1 E. a description of the composition of the overall solid waste generated in the
5.2 county ~~or~~, district, or multicounty area; ~~and~~

5.3 F. an estimate of the annual percentage of solid waste from residential and
5.4 commercial/industrial waste generators; and

5.5 G. a summary of solid waste collection and generation constraints and
5.6 opportunities that either have impacted or may impact the existing or proposed integrated
5.7 solid waste management system.

5.8 Subp. 4. **Construction and demolition debris.**The plan must include an estimate
5.9 of the quantity of construction and demolition debris generated annually in the county
5.10 ~~or~~, district, or multicounty area.

5.11 Subp. 5. **Major solid waste generators.**The plan must include identification of
5.12 the major commercial, industrial, and institutional solid waste generators in the county
5.13 ~~or~~, district, or multicounty area, including estimates of the volumes and types of solid
5.14 waste generated annually.

5.15 Subp. 6. **Solid waste planning history.**The plan must describe the history of solid
5.16 waste planning in the county ~~or~~, district, or multicounty area for the previous five years
5.17 and must:

5.18 [For text of items A to C, see M.R.]

5.19 **9215.0575 EXISTING INTEGRATED SOLID WASTE MANAGEMENT**
5.20 **SYSTEM.**

5.21 Subpart 1. **Content.**The plan must include an overview described in this part on the
5.22 existing integrated solid waste management system in the county, district, or multicounty
5.23 area.

5.24 Subp. 2. **Existing system.**The county, district, or multicounty area shall describe in
5.25 summary form its existing integrated solid waste management system, to include:

- 6.1 A. policy and goals;
- 6.2 B. the history of the development of the system to the present;
- 6.3 C. a description of existing resource recovery programs or facilities presently
- 6.4 in use;
- 6.5 D. a description of land disposal facilities in use;
- 6.6 E. the costs associated with operating and maintaining the system; and
- 6.7 F. a summary of the achievements, opportunities, challenges, or problems with
- 6.8 the existing system, including, but not limited to, market and economic conditions,
- 6.9 availability of resource recovery programs or facilities, and the availability of local and
- 6.10 state funding resources.

6.11 **9215.0577 PROPOSED INTEGRATED SOLID WASTE MANAGEMENT**

6.12 **SYSTEM.**

6.13 Subpart 1. **Content.**The plan or plan amendment must include information

6.14 described in this part on the proposed integrated solid waste management system that will

6.15 be developed and implemented in the county, district, or multicounty area. Each system

6.16 shall be designed to achieve the most feasible and prudent reduction in the need for and

6.17 practice of land disposal of mixed municipal solid waste.

6.18 Subp. 2. **Goals.**The county, district, or multicounty area shall develop and describe

6.19 the goals of its proposed integrated solid waste management system over the ten-year

6.20 planning period. The goals shall be consistent with the policy contained in Minnesota

6.21 Statutes, section 115A.02, paragraph (a).

6.22 Subp. 3. **Objectives.**The county, district, or multicounty area shall describe the

6.23 specific and quantifiable means, including policies and programs, that will be implemented

6.24 to achieve the goals developed and described under subpart 2. Means or methods to be

6.25 used are described in parts 9215.0580 to 9215.0700.

7.1 **Subp. 4. Landfill disposal system.** Systems, plans, or plan amendments proposing
7.2 land disposal as the primary management method must include a description of the
7.3 technical, financial, demographic, geographic, regional, and solid waste system constraints
7.4 or barriers that limit the county's district's, or multicounty area's ability to achieve greater
7.5 independence from land disposal. The information must demonstrate that there are no
7.6 solid waste system alternatives that are more feasible and prudent than the proposed
7.7 land disposal system.

7.8 **9215.0580 SOLID WASTE REDUCTION.**

7.9 Subpart 1. **Content.** The plan must include the information on solid waste reduction
7.10 programs and practices in the county ~~or~~, district, or multicounty area described in this part.

7.11 Subp. 2. **Policies and goals.** The plan must contain a description of the solid waste
7.12 reduction policies and goals established by the county, district, or multicounty area
7.13 including the annual amount or quantity of solid waste to be reduced.

7.14 Subp. 3. **Existing solid waste reduction practices.** The plan must describe existing
7.15 public and private sector solid waste reduction programs in place in the county ~~or~~, district,
7.16 or multicounty area.

7.17 Subp. 4. **Specific ~~solid waste reduction~~ programs to be developed.** The plan
7.18 must describe ~~the~~ any new or existing solid waste reduction programs that the county ~~or~~,
7.19 district, or multicounty area proposes to maintain, expand, or implement in the next ten
7.20 years, including the responsible persons and annual staff time necessary to implement
7.21 and manage each program.

7.22 Subp. 5. **Program budget.** The plan must identify annual costs that will be incurred
7.23 by the county ~~or~~, district, or multicounty area in implementing and managing solid waste
7.24 reduction programs.

7.25 [For text of subp 6, see M.R.]

8.1 **9215.0590 SOLID WASTE EDUCATION.**

8.2 Subpart 1. **Content.**The plan must include the information regarding the solid
8.3 waste education programs and practices in the county or district, or multicounty area
8.4 described in this part.

8.5 Subp. 2. **Policies and goals.**The plan must contain a description of the solid
8.6 waste education policies and goals that the county or district, or multicounty area has
8.7 established and must describe the promotional program that includes publishing quarterly
8.8 articles pursuant to Minnesota Statutes, section 115A.552, subdivision 3, paragraph (a).

8.9 Subp. 3. **Existing solid waste education practices.**The plan must describe
8.10 existing public and private sector solid waste education programs including solid waste
8.11 education providers and annual financial and staff commitment in the county or district,
8.12 or multicounty area.

8.13 Subp. 4. **Specific programs to be developed.**The plan must describe the any new
8.14 or existing solid waste education programs that the county or district, or multicounty
8.15 area proposes to maintain, expand, or implement, including the responsible persons and
8.16 estimated staff time necessary to implement and manage each program.

8.17 Subp. 5. **Program budget.**The plan must include the projected annual costs
8.18 incurred by the county or district, or multicounty area for implementing and managing the
8.19 solid waste education program, including staff time, advertising or publicity materials, and
8.20 other associated costs, and annual costs for the next ten years.

8.21 [For text of subp 6, see M.R.]

8.22 **9215.0600 RECYCLING.**

8.23 Subpart 1. **Content.**The plan must include the information on the recycling
8.24 programs and practices in the county or district, or multicounty area described in this part.

9.1 Subp. 2. **Policies and goals.**The plan must contain a description of the recycling
9.2 goals and policies that the county ~~or~~, district, or multicounty area has established to meet
9.3 or exceed the recycling goal requirements in Minnesota Statutes, section 115A.551,
9.4 subdivision 2, the opportunity to recycle requirements in Minnesota Statutes, section
9.5 115A.552, and the organized collection requirements of Minnesota Statutes, section
9.6 115A.94, if a county has organized collection.

9.7 Subp. 3. **Existing recycling practices.**The plan must:

9.8 A. describe the existing public and private sector recycling system in the county
9.9 ~~or~~, district, or multicounty area, including collection, processing, and marketing, including
9.10 the number of haulers operating in the county ~~or~~, district, or multicounty area and
9.11 collection or processing facilities used by haulers in the county ~~or~~, district, or multicounty
9.12 area; and

9.13 B. identify the annual recycling tonnages collected, processed, and marketed by
9.14 sector or program, for the last ~~two~~ five years, if available, the county's annual financial and
9.15 staff commitment, and local market conditions for recyclable materials.

9.16 Subp. 4. **Specific programs to be developed.**The plan must describe ~~the~~ any new
9.17 or existing recycling programs that the county ~~or~~, district, or multicounty area proposes to
9.18 maintain, expand, or implement during the next ten years. The description shall include
9.19 the annual recycling tonnages to be collected, processed, and marketed and the responsible
9.20 persons and estimated annual staff time necessary to implement and manage each program.

9.21 Subp. 5. **Program budget.**The plan must estimate the annual costs to be incurred
9.22 by the county ~~or~~, district, or multicounty area in implementing and managing recycling
9.23 programs over the next ten years, including itemized capital and operating costs such as
9.24 staff time, land, buildings, equipment, redemption costs, and other associated costs.

9.25 [For text of subp 6, see M.R.]

10.1 **9215.0610 YARD WASTE PROGRAMS.**

10.2 Subpart 1. **Content.**The plan must include the information on the yard waste
10.3 management programs and practices in the county ~~or~~₂ district, or multicounty area
10.4 described in this part.

10.5 Subp. 2. **Policies and goals.**The plan must:

10.6 A. contain a description of the yard waste separation and composting goals and
10.7 policies that the county ~~or~~₂ district, or multicounty area has established;

10.8 [For text of items B and C, see M.R.]

10.9 Subp. 3. **Existing yard waste management programs.**The plan must describe
10.10 existing public and private sector yard waste management programs in the county ~~or~~₂
10.11 district, or multicounty area. The plan must also include an estimated level of backyard
10.12 composting, the yard waste collection system including licensed haulers, if any; number
10.13 of county, district, and municipal composting sites; tonnages collected for the last ~~two~~
10.14 five years, if available; the county's ~~or~~₂ district's, or multicounty area's financial and staff
10.15 commitment; and local market conditions for finished yard waste compost.

10.16 Subp. 4. **Specific programs to be developed.**The plan must describe ~~the any new~~
10.17 or existing yard waste programs that the county ~~or~~₂ district, or multicounty area proposes
10.18 to maintain, expand, or implement during the next ten years, including the annual yard
10.19 waste tonnage to be collected, processed, and marketed and the responsible persons and
10.20 estimated staff time necessary to implement and manage each program.

10.21 Subp. 5. **Program budget.**The plan must estimate the annual costs to be incurred
10.22 by the county ~~or~~₂ district, or multicounty area in implementing and managing yard waste
10.23 programs over the next ten years, including itemized capital and operating costs.

10.24 [For text of subp 6, see M.R.]

11.1 Subp. 7. **Environmental risks impacts of yard waste management.** The plan must
11.2 briefly describe any odor problems, leachate generation, or other impacts of yard waste
11.3 management that have occurred in the county or, district, or multicounty area.

11.4 **9215.0615 SOURCE-SEPARATED ORGANIC MATERIALS COMPOSTING.**

11.5 Subpart 1. **Content.** Counties, districts, or multicounty areas proposing to develop,
11.6 implement, or use source-separated organic materials composting programs must include
11.7 in the plan information on the source-separated organic materials composting programs
11.8 that are being used or proposed to be used to manage all or a portion of the organic
11.9 materials generated in the county, district, or multicounty area.

11.10 Subp. 2. **Policies and goals.** The plan must contain a description of the county,
11.11 district, or multicounty area goals and policies on source-separated organic materials
11.12 composting.

11.13 Subp. 3. **Existing source-separated organic materials composting programs.** The
11.14 plan must contain a description of the existing collection system used to collect
11.15 source-separated organic materials, the amount and types of source-separated organic
11.16 material collected annually, the generators of the material, the location of the composting
11.17 facility, the composting methods employed, the financial and staff commitment, and the
11.18 finished compost marketing efforts.

11.19 Subp. 4. **Environmental and public health impacts.** The plan must consider and
11.20 evaluate known and potential environmental and public health impacts. The plan must
11.21 include a proposed course of action to alleviate those impacts. For existing facilities, the
11.22 results of compost testing must be used to evaluate the quality of the finished compost and
11.23 propose methods to reduce contaminant levels. The plan must include a history of the
11.24 results of inspections and monitoring by the appropriate state regulatory agency and an
11.25 assessment of the operational safety at the facility during the past five years.

12.1 Subp. 5. **Specific programs to be developed.**The plan must describe any new or
 12.2 existing source-separated organic materials composting programs that the county, district,
 12.3 or multicounty area proposes to maintain, expand, or implement in the next ten years,
 12.4 including a description of the proposed collection system used to collect source-separated
 12.5 organic materials, the amount and types of source-separated organic material to be
 12.6 collected annually, the generators of the material, the location of the proposed composting
 12.7 facility, the composting methods to be employed, the finished compost marketing strategy,
 12.8 and the responsible persons and estimated annual staff time necessary to implement and
 12.9 manage the programs.

12.10 Subp. 6. **Program budget.**The plan must estimate the annual cost to be incurred by
 12.11 the county, district, or multicounty area in implementing and maintaining source-separated
 12.12 organic materials composting programs, including itemized capital, operating, and
 12.13 maintenance costs.

12.14 Subp. 7. **Schedule of implementation.**The plan must include a schedule for
 12.15 implementation of the proposed source-separated organic materials composting programs
 12.16 described in this part.

12.17 **9215.0620 MIXED MUNICIPAL SOLID WASTE COMPOSTING.**

12.18 ~~Subpart 1. **Content.**The plan must include the information in this part on mixed~~
 12.19 ~~municipal solid waste composting facilities if used or proposed to be used to manage all or~~
 12.20 ~~a portion of the county's or district's mixed municipal solid waste. Counties, districts, and~~
 12.21 ~~multicounty areas proposing to develop, implement, or use mixed municipal solid waste~~
 12.22 ~~composting must include in the plan information described in this part.~~

12.23 Subp. 2. **Policies and goals.**The plan must describe the county's or district's, or
 12.24 multicounty area's goals and policies on mixed municipal solid waste composting.

12.25 Subp. 3. **Existing mixed municipal solid waste composting facilities.**The plan
 12.26 must:

13.1 A. describe the mixed municipal solid waste composting facility or facilities
 13.2 where the county's ~~or~~₂ district's, or multicounty area's mixed municipal solid waste is
 13.3 managed; and

13.4 [For text of item B, see M.R.]

13.5 Subp. 4. **Environmental and public health impacts.**The plan must consider and
 13.6 evaluate known and potential environmental and public health impacts and propose a
 13.7 course of action to alleviate those impacts. The plan must include results of compost
 13.8 testing, results of inspection and monitoring by the appropriate state regulatory agency,
 13.9 and assessment of operational safety at the facility during the past ~~two~~ five years.

13.10 Subp. 5. **Specific programs to be developed.**The plan must describe the any
 13.11 new or existing mixed municipal solid waste composting facilities and programs that
 13.12 the county ~~or~~₂ district, or multicounty area proposes to maintain, expand, implement,
 13.13 or participate in during the next ten years, including the annual amount or quantity of
 13.14 waste to be composted and the responsible persons and estimated staff time necessary to
 13.15 implement ~~or~~ and manage each program.

13.16 Subp. 6. **Program budget.**The plan must estimate the annual costs to be incurred
 13.17 by the county ~~or~~₂ district, or multicounty area in implementing and maintaining the mixed
 13.18 municipal solid waste composting programs during the next ten years, including itemized
 13.19 capital and operating costs.

13.20 [For text of subp 7, see M.R.]

13.21 **9215.0630 SOLID WASTE INCINERATION AND ENERGY RECOVERY.**

13.22 Subpart 1. **Content.**~~The plan must include the information in this part on solid~~
 13.23 ~~waste incineration and energy recovery facilities if used or proposed to be used to manage~~
 13.24 ~~all or a part of the county's or district's mixed municipal solid waste.~~ Counties, districts,

14.1 and multicounty areas proposing to develop, implement, or use solid waste incineration
14.2 and energy recovery must include in the plan information described in this part.

14.3 Subp. 2. **Policies and goals.**The plan must describe the county's or district's, or
14.4 multicounty area's goals and policies on solid waste incineration and energy recovery.

14.5 Subp. 3. **Existing solid waste incineration and energy recovery facilities.**The
14.6 plan must:

14.7 A. describe the facility or facilities where the county's or district's, or
14.8 multicounty area's mixed municipal solid waste is or will be managed; and

14.9 B. include information on the operational history, removal of problem wastes,
14.10 facility management, volumes managed for the past ~~two~~ five years, and energy marketing.

14.11 Subp. 4. **Environmental and public health impacts.**The plan must consider and
14.12 evaluate known and potential environmental and public health impacts and propose a
14.13 course of action to alleviate those impacts. The plan must include results of ash and
14.14 emissions testing, results of inspection and monitoring by the appropriate state regulatory
14.15 agency, and assessment of operational safety at each facility during the past ~~two~~ five years.
14.16 The plan must include the plans and programs for reducing the toxicity and quantity
14.17 of incinerator ash.

14.18 Subp. 5. **Specific programs to be developed.**The plan must describe the any
14.19 new or existing energy recovery facilities and programs that the county or district, or
14.20 multicounty area proposes to maintain, expand, implement, or participate in during the
14.21 next ten years, including the annual amount or quantity of waste to be incinerated, energy
14.22 and recyclables to be recovered, and the responsible persons and estimated staff time
14.23 necessary to implement or and manage each program.

14.24 Subp. 6. **Program budget.**The plan must estimate the annual costs to be incurred
14.25 by the county or district, or multicounty area in implementing and maintaining the energy

15.1 recovery programs during the next ten years, including itemized capital and operating
15.2 costs.

15.3 [For text of subp 7, see M.R.]

15.4 **9215.0640 LAND DISPOSAL OF MIXED MUNICIPAL SOLID WASTE.**

15.5 Subpart 1. **Content.**~~The plan~~ Counties, districts, and multicounty areas proposing to
15.6 develop, implement, or use land disposal facilities must include in the plan information on
15.7 land disposal facilities described in this part ~~if they are being used or proposed for use to~~
15.8 ~~manage all or part of the county's or district's mixed municipal solid waste.~~

15.9 Subp. 2. **Policies and goals.**The plan must describe the county's or district's, or
15.10 multicounty area's goals and policies on land disposal.

15.11 Subp. 3. **Existing land disposal facilities.**The plan must:

15.12 A. identify and discuss the status of closed landfills within the county or
15.13 district, or multicounty area and whether the county or district, or multicounty area is
15.14 implementing any programs for mitigating the environmental effects of past disposal
15.15 practices;

15.16 B. describe the land disposal facility or facilities where the county's or district's,
15.17 or multicounty area's mixed municipal solid waste is managed;

15.18 C. include a table indicating the amount received, processed, and disposed
15.19 during the previous ~~two~~ five years; and

15.20 D. include information on the operational history, removal of problem wastes,
15.21 and facility management.

15.22 Subp. 4. **Environmental and public health impacts.**The plan must evaluate
15.23 known and potential environmental and public health impacts of operating and proposed
15.24 disposal facilities and propose a course of action to alleviate those impacts. The plan must
15.25 include information summarizing the results of recent inspections by the appropriate state

16.1 agency, report on the results of ground and surface water monitoring at the facilities, and
16.2 assess operational safety at each facility during the past ~~two~~ five years.

16.3 Subp. 5. **Specific programs to be developed.** The plan must describe ~~the~~ any new
16.4 or existing land disposal facilities and programs that the county ~~or~~ district, or multicounty
16.5 area proposes to maintain, expand, implement, or participate in during the next ten years,
16.6 including:

16.7 A. the annual amount or quantity of waste to be landfilled;

16.8 B. the responsible persons and estimated staff time necessary to implement or
16.9 and manage each program; and

16.10 ~~B.~~ C. the following information about mixed municipal solid waste land disposal
16.11 programs and practices in the county ~~or~~ district, or multicounty area:

16.12 (1) permitting schedule;

16.13 (2) schedule of phase development;

16.14 (3) status of financial assurance; and

16.15 (4) status of leachate treatment.

16.16 Subp. 6. **Program budget.** The plan must estimate the annual costs that will be
16.17 incurred by the county ~~or~~ district, or multicounty area in implementing and managing
16.18 the land disposal programs during the next ten years, including itemized capital and
16.19 operating costs.

16.20 [For text of subp 7, see M.R.]

16.21 **9215.0650 WASTE TIRE DISPOSAL AND RECOVERY.**

16.22 Subpart 1. **Content.** The plan must include the information in this part on waste tire
16.23 recovery programs and practices in the county ~~or~~ district, or multicounty area.

17.1 Subp. 2. **Policies and goals.**The plan must contain a description of the waste tire
17.2 disposal goals and policies that the county or, district, or multicounty area has established
17.3 that comply with Minnesota Statutes, section 115A.914, subdivision 3.

17.4 Subp. 3. **Existing waste tire practices.**The plan must describe existing public and
17.5 private sector waste tire disposal programs and practices in place throughout the county
17.6 or, district, or multicounty area. The description must include the waste tire management
17.7 system including permitted storage and processing facilities, location of known
17.8 unpermitted tire dumps, transportation and disposal system used by local collectors,
17.9 annual amount or quantity of waste tires recovered, current end uses of the waste tires, and
17.10 status of any county solid waste ordinance relative to waste tire management.

17.11 Subp. 4. **Specific programs to be developed.**The plan must describe ~~the~~ any new or
17.12 existing waste tire programs that the county or, district, or multicounty area proposes to
17.13 maintain, expand, or implement during the next ten years, including the annual amount or
17.14 quantity of waste tires to be recovered and the responsible persons and estimated staff
17.15 time necessary to implement and manage each program.

17.16 Subp. 5. **Program budget.**The plan must estimate the annual costs to be incurred
17.17 by the county or, district, or multicounty area in implementing or maintaining the waste
17.18 tire programs during the next ten years, including itemized capital and operating costs.

17.19 [For text of subp 6, see M.R.]

17.20 **9215.0655 ELECTRONIC PRODUCTS.**

17.21 Subpart 1. Content.The plan must include the information described in this part
17.22 on electronic products management programs and practices in the county, district, or
17.23 multicounty area.

18.1 Subp. 2. **Policies and goals.**The plan must contain a description of the electronic
18.2 products management goals and policies that the county, district, or multicounty area has
18.3 established to comply with Minnesota Statutes, section 115A.9565.

18.4 Subp. 3. **Existing electronic products management practices.**The plan must
18.5 describe the existing public and private sector electronic products management programs
18.6 in the county, district, or multicounty area. The description must indicate the process
18.7 used by the county, district, or multicounty area to comply with applicable state, federal,
18.8 and local regulations for disposal of used electronic products and capture of hazardous
18.9 waste contained in the products. The description must also include the annual amount
18.10 or quantity of electronic products recovered; public education efforts; and collection
18.11 options for processing, recycling, and disposal.

18.12 Subp. 4. **Specific programs to be developed.**The plan must describe any new or
18.13 existing electronic products management programs that the county, district, or multicounty
18.14 area proposes to maintain, expand, or implement during the next ten years, including the
18.15 annual amount or quantity of electronic products recovered; public education efforts;
18.16 collection options for processing, recycling, and disposal; and the responsible persons and
18.17 estimated staff time necessary to implement and manage each program.

18.18 Subp. 5. **Program budget.**The plan must estimate the annual costs to be incurred
18.19 by the county, district, or multicounty area in implementing or managing the electronic
18.20 products management programs for the next ten years, including itemized capital and
18.21 operating costs.

18.22 Subp. 6. **Schedule of implementation.**The plan must include a time schedule for
18.23 implementation of the proposed electronic products management programs described in
18.24 this part.

18.25 **9215.0660 MAJOR APPLIANCE MANAGEMENT.**

19.1 Subpart 1. **Content.**The plan must include the information described in this part
19.2 on major appliance management programs and practices in the county or district, or
19.3 multicounty area.

19.4 Subp. 2. **Policies and goals.**The plan must contain a description of the major
19.5 appliance management goals and policies that the county or district, or multicounty area
19.6 has established that comply with Minnesota Statutes, sections 115A.552, subdivision
19.7 1, and 115A.9561.

19.8 Subp. 3. **Existing appliance management practices.**The plan must describe the
19.9 existing public and private sector major appliance management programs in the county
19.10 or district, or multicounty area. The description must indicate the process used by the
19.11 county or district, or multicounty area to comply with applicable state, federal, and local
19.12 regulations for disposal of used appliances and capture of hazardous wastes contained
19.13 in the appliances. The description must also include the annual amount or quantity
19.14 of major appliances recovered.

19.15 Subp. 4. **Specific programs to be developed.**The plan must describe the any
19.16 new or existing major appliance management programs that the county or district,
19.17 or multicounty area proposes to maintain, expand, or implement during the next ten
19.18 years, including the annual amount or quantity of major appliances to be recovered and
19.19 the responsible persons, estimated staff time, and education campaigns necessary to
19.20 implement or and manage each program.

19.21 Subp. 5. **Program budget.**The plan must estimate the annual costs to be incurred
19.22 by the county or district, or multicounty area in implementing or managing the major
19.23 appliance management programs for the next ten years, including itemized capital and
19.24 operating costs.

20.1 Subp. 6. **Schedule of implementation.** The plan must include a time schedule for
 20.2 the implementation of the proposed major appliance management programs described in
 20.3 this part.

20.4 **9215.0670 ~~USED MOTOR OIL~~ AUTOMOTIVE MERCURY SWITCHES,**
 20.5 **MOTOR VEHICLE FLUIDS AND FILTERS, AND LEAD-ACID AND DRY CELL**
 20.6 **BATTERIES MANAGEMENT.**

20.7 Subpart 1. **Content.** The plan must include the information described in this part
 20.8 on ~~used motor oil~~ automotive mercury switches, motor vehicle fluids and filters, and
 20.9 lead-acid and dry cell battery management programs and practices in the county or₂
 20.10 district, or multicounty area.

20.11 Subp. 2. **Policies and goals.** The plan must contain a description of the ~~used motor~~
 20.12 ~~oil~~ automotive mercury switch, motor vehicle fluids and filters, and lead-acid and dry cell
 20.13 battery management goals and policies that the county or₂ district, or multicounty area
 20.14 has established that comply with Minnesota Statutes, sections 115A.915, 115A.9155,
 20.15 and 115A.916.

20.16 Subp. 3. **Existing ~~used motor oil~~ automotive mercury switch, motor vehicle fluids**
 20.17 **and filters, and lead-acid and dry cell battery programs and practices.** The plan must
 20.18 describe the existing public and private sector ~~used motor oil~~ automotive mercury switch,
 20.19 motor vehicle fluids and filters, and lead-acid and dry cell battery management programs
 20.20 and practices in the county or₂ district, or multicounty area, including the amount or
 20.21 quantity of materials recovered by type, public education, collection options, processing,
 20.22 recycling, and disposal.

20.23 Subp. 4. **Specific programs to be developed.** The plan must describe ~~the specific~~
 20.24 ~~used motor oil~~ any new or existing automotive mercury switch, motor vehicle fluids
 20.25 and filters, and lead-acid and dry cell battery programs that the county or₂ district, or
 20.26 multicounty area proposes to maintain, expand, or implement during the next ten years,

21.1 including the amount or quantity of materials to be recovered by type and the responsible
21.2 persons and estimated staff time necessary to implement and manage each program.

21.3 Subp. 5. **Program budget.**The plan must estimate the annual costs to be incurred
21.4 by the county ~~or~~₂ district, or multicounty area in implementing and maintaining the ~~used~~
21.5 ~~motor oil~~ automotive mercury switch, motor vehicle fluids and filters, and lead-acid and
21.6 dry cell battery management programs during the next ten years, including itemized
21.7 capital and operating costs.

21.8 Subp. 6. **Schedule of implementation.**The plan must include a schedule for the
21.9 implementation of the proposed ~~used motor oil~~ automotive mercury switch, motor vehicle
21.10 fluids and filters, and lead-acid and dry cell battery management programs described in
21.11 this part.

21.12 **9215.0680 HOUSEHOLD HAZARDOUS WASTE MANAGEMENT.**

21.13 Subpart 1. **Content.**The plan must include the information described in this part
21.14 on the household hazardous waste management programs and practices in the county
21.15 ~~or~~₂ district, or multicounty area.

21.16 Subp. 2. **Policies and goals.**The plan must contain a description of the household
21.17 hazardous waste goals and policies established by the county ~~or~~₂ district, or multicounty
21.18 area that comply with the requirements in Minnesota Statutes, section 115A.96,
21.19 subdivision 6.

21.20 Subp. 3. **Existing programs and practices.**The plan must describe existing
21.21 household hazardous waste management programs including collection, separation from
21.22 mixed municipal solid waste, the amount or quantity of materials recovered, and education
21.23 and promotion to reduce the use of household hazardous waste.

21.24 Subp. 4. **Specific programs to be developed.**The plan must describe the any new
21.25 or existing household hazardous waste programs that the county ~~or~~₂ district, or multicounty

22.1 area proposes to maintain, expand, or implement during the next ten years, including the
 22.2 amount or quantity of materials to be recovered and the responsible persons and estimated
 22.3 staff time necessary to develop and manage each program. These programs must include a
 22.4 broad-based public education component, a strategy for reduction of household hazardous
 22.5 waste, and a strategy for separation of household hazardous waste from mixed municipal
 22.6 solid waste and the collection, storage, and proper management of that waste.

22.7 Subp. 5. **Program budget.**The plan must estimate the annual costs to be incurred
 22.8 by the county or, district, or multicounty area in implementing and maintaining the
 22.9 household hazardous waste management programs during the next ten years, including
 22.10 itemized capital and operating costs.

22.11 [For text of subp 6, see M.R.]

22.12 **9215.0690 CONSTRUCTION AND DEMOLITION DEBRIS.**

22.13 Subpart 1. **Content.**The plan must include the information described in this part
 22.14 on construction and demolition debris management programs and practices in the county
 22.15 or, district, or multicounty area.

22.16 Subp. 2. **Policies and goals.**The plan must contain a description of the construction
 22.17 and demolition debris management goals and policies that the county or, district, or
 22.18 multicounty area has established.

22.19 Subp. 3. **Existing construction and demolition debris practices.**The plan must
 22.20 describe existing construction and demolition debris practices and programs, including the
 22.21 amount or quantity of materials recovered and disposed of and private and public sector
 22.22 Pollution Control Agency permitted facilities.

22.23 Subp. 4. **Specific programs to be developed.**The plan must describe the any new
 22.24 or existing construction and demolition debris programs that the county or, district, or
 22.25 multicounty area proposes to maintain, expand, or implement during the next ten years,

23.1 including the amount or quantity of materials to be recovered and disposed of and the
23.2 responsible persons and estimated staff time necessary to implement and manage each
23.3 program.

23.4 Subp. 5. **Program budget.**The plan must estimate the annual costs to be incurred
23.5 by the county or, district, or multicounty area for construction and demolition debris
23.6 programs for the next ten years, including itemized capital and operating costs.

23.7 Subp. 6. **Schedule of implementation.**The plan must include a schedule for the
23.8 implementation of the proposed construction and demolition debris programs described in
23.9 this part.

23.10 **9215.0700 SOLID WASTE ORDINANCE.**

23.11 Subpart 1. **Content.**The plan must include the information described in this part on
23.12 the solid waste management ordinance in the county or, district, or multicounty area.

23.13 Subp. 2. **Status of solid waste ordinance.**The plan must describe the status of
23.14 the county's or, district's, or multicounty area's solid waste ordinance. The plan must
23.15 list any problems with implementing or enforcing the current ordinance. The plan must
23.16 include a copy of the county or, district, or multicounty area solid waste ordinance as an
23.17 appendix item in the plan.

23.18 Subp. 3. **Ordinance amendments.**The plan must describe any planned
23.19 amendments to the county, district, or multicounty area solid waste ordinance. The
23.20 description must include the responsible persons and estimated staff time necessary
23.21 annually to monitor or enforce the ordinance.

23.22 **9215.0710 SOLID WASTE STAFF.**

23.23 Subpart 1. **Content.**The plan must include the information described in this part
23.24 regarding the county or, district, or multicounty area solid waste staff.

24.1 Subp. 2. **Existing county or, district, or multicounty area solid waste staff.**The
24.2 plan must describe existing levels of staffing for solid waste programs in place throughout
24.3 the county or, district, or multicounty area.

24.4 [For text of subp 3, see M.R.]

24.5 **9215.0720 SOLID WASTE PROGRAM FUNDING.**

24.6 Subpart 1. **Content.**The plan must include the information described in this part
24.7 regarding the county or, district, or multicounty area solid waste program funding.

24.8 Subp. 2. **Policies and goals.**The plan must contain a description of the future solid
24.9 waste program funding goals and policies that the county or, district, or multicounty area
24.10 has established.

24.11 Subp. 3. **Existing solid waste funding practices.**The plan must include a
24.12 description of the county's or, district's, or multicounty area's existing solid waste
24.13 management financing mechanisms. The plan must indicate the current year and future
24.14 projected amounts and sources of funding for solid waste programs including:

24.15 A. tipping fees at solid waste transfer, processing, and disposal facilities; and

24.16 B. governmental subsidies of waste management.

24.17 **9215.0730 PLAN REVIEW AND ~~FIVE-YEAR UPDATE~~ TEN-YEAR PLAN.**

24.18 The plan must contain a description of the process and timelines for developing the
24.19 county's or, district's five-year update, or multicounty area's ten-year plan.

24.20 **9215.0740 GOAL-VOLUME TABLE.**

24.21 The plan must include a numeric presentation of the county's or, district's, or
24.22 multicounty area's goals and the volumes of solid waste to be managed for a ten-year
24.23 period immediately following plan approval. It must include the recycling goal as required
24.24 in Minnesota Statutes, section 115A.551; an estimate of land disposal capacity needed
25.1 for the ten-year period in acre feet, tons, and cubic yards; and an estimate of remaining

25.2 capacity at land disposal facilities that will be used. The table must be ~~on~~ in a format
 25.3 approved by the commissioner.

25.4 **9215.0750 ITEMIZED SOLID WASTE BUDGET.**

25.5 The plan must include a projected ten-year county ~~or~~, district, or multicounty area
 25.6 solid waste budget. The budget must include itemized capital and operating costs for each
 25.7 major solid waste program and the annual cost per ton and cost per household. The budget
 25.8 must be in a format approved by the commissioner. A narrative discussion of the financial
 25.9 assumptions used in development of the budget shall be included.

25.10 **9215.0760 ALTERNATIVES TO PROPOSED SYSTEM.**

25.11 The plan must include a description of the process that the county ~~or~~, district, or
 25.12 multicounty area will use to evaluate, identify, and implement alternatives to the proposed
 25.13 system if the system described in parts ~~9215.0620~~ 9215.0580 to ~~9215.0640~~ 9215.0700 is
 25.14 not developed or has major operational difficulties.

25.15 **9215.0770 ENVIRONMENTAL RISKS AND PUBLIC HEALTH IMPACTS.**

25.16 Subpart 1. **Content.**In addition to the discussion of environmental and public health
 25.17 impacts required in parts 9215.0610 to 9215.0640, the plan must address the county's ~~or~~,
 25.18 district's, or multicounty area's plans and programs for mitigating the environmental ~~risks~~
 25.19 and public health impacts associated with each item identified.

25.20 Subp. 2. **On-site disposal.**The plan must describe plans and programs for mitigating
 25.21 impacts to land, air, surface water, and groundwater and avoiding nuisance conditions
 25.22 from the on-site disposal of mixed municipal solid waste at farms or households.

25.23 Subp. 3. **Illegal disposal.**The plan must describe plans and programs for mitigating
 25.24 impacts to land, air, surface water, and groundwater from the practice of illegal disposal.

25.25 **9215.0790 PUBLIC PARTICIPATION.**

26.1 Subpart 1. **Documentation.**The plan must explain the methods for documenting
 26.2 public participation during the development and implementation of the solid waste
 26.3 management plan. The plan must include the location of where documentation of public
 26.4 input by interested parties including citizens, public advisory committees, regional
 26.5 authorities, adjacent counties or districts, local units of government, and waste service
 26.6 companies conducting business within the county ~~or~~, district, or multicounty area is kept.

26.7 Subp. 2. **Ongoing public input.**The county ~~or~~, district, or multicounty area shall
 26.8 describe a process to ensure the ongoing involvement of and consultation with persons
 26.9 who are concerned with solid waste management including those listed in subpart 1.

26.10 **9215.0800 REGIONAL MULTICOUNTY PLANNING.**

26.11 Multicounty plans prepared by two or more counties are encouraged. A joint plan;
 26.12 ~~plan update~~, or plan amendment may be submitted by a ~~regional planning group formed~~
 26.13 ~~through a joint powers agreement~~ multicounty area. It must:

26.14 A. indicate how each county ~~or~~, district, or multicounty area in the region will
 26.15 comply with the county or district goals or responsibilities prescribed in statute or rule;

26.16 B. be adopted by each participating county ~~and~~, district, or multicounty area; and

26.17 C. delineate the responsibility of each county ~~or~~, district and the Joint Powers
 26.18 ~~Board~~, or multicounty area with respect to implementation of the joint plan, ~~plan update~~,
 26.19 or plan amendment.

26.20 **9215.0820 SUBMITTAL OF PLANS, ~~PLAN UPDATES~~, AND PLAN**
 26.21 **AMENDMENTS FOR APPROVAL.**

26.22 Subpart 1. **Draft Plan.**A county ~~or~~, district, or multicounty area seeking approval of
 26.23 a solid waste management plan shall submit its draft plan to the commissioner. The draft

26.24 plan must contain the information required in parts 9215.0540 to 9215.0790. The county,
26.25 district, or multicounty area shall also provide:

27.1 A. an evaluation of the progress that has been made since approval of the plan to
27.2 achieve the goals and policies of the programs proposed in the existing plan;

27.3 B. a discussion of the problems that have been encountered by the county,
27.4 district, or multicounty area in implementing the existing plan and the solutions
27.5 established;

27.6 C. a discussion of the changes in the draft plan from the existing plan; and

27.7 D. information required by new statutes or rules that have been adopted since
27.8 the existing plan was approved.

27.9 Subp. 2. [See repealer.]

27.10 Subp. 3. **Plan amendment.** A county ~~or~~, district, or multicounty area seeking
27.11 approval of a plan amendment shall submit the amendment to the commissioner. The
27.12 county ~~or~~, district, or multicounty area shall include the following information in its
27.13 amendment:

27.14 [For text of items A to D, see M.R.]

27.15 E. an updated itemized solid waste budget for the county ~~or~~, district, or
27.16 multicounty area as required in part 9215.0750;

27.17 F. updated implementation information relevant to the changes proposed by
27.18 the county ~~or~~, district, or multicounty area as required in parts ~~9215.0570~~ 9215.0575
27.19 to 9215.0800;

27.20 G. updated information on environmental ~~risk~~ and public health impacts as
27.21 required in part 9215.0770 and updated waste facility siting information as required by
27.22 part 9215.0780 if new information relating to planned activities has been developed since
27.23 approval of the plan or plan ~~update~~ amendment; and

28.1 H. for amendments that would result in an increase in the previously certified
28.2 need for land disposal, documentation that the revised system is now the most feasible
28.3 and prudent for the county ~~or~~, district, or multicounty area.

28.4 Subp. 4. **Format.** A county ~~or~~, district, or multicounty area submitting a plan, ~~plan~~
28.5 ~~update~~, or plan amendment to the commissioner for approval shall submit two copies
28.6 of the plan and accompanying information. The plan must be ~~in a three-ring binder,~~
28.7 ~~single-spaced,~~ and printed on both sides ~~if possible~~. An electronic copy of the plan in a
28.8 format approved by the commissioner may also be submitted with the paper copy.

28.9 **9215.0830 TIMING OF SUBMITTAL.**

28.10 Subpart 1. [See repealer.]

28.11 Subp. 2. **Submittal of plan update.** Each county ~~or~~, district, or multicounty area
28.12 shall submit a plan ~~update~~ to the agency when six months ~~remains~~ remain on the approval
28.13 of the latest plan.

28.14 Subp. 3. **Submittal of plan amendment.** Each county ~~or~~, district, or multicounty
28.15 area shall submit a plan amendment according to items A to C.

28.16 A. Each county ~~or~~, district, or multicounty area shall submit an amendment to
28.17 the approved plan when the county ~~or~~, district, or multicounty area is proposing to make
28.18 substantial changes in its solid waste management system from what was contained in
28.19 the approved plan.

28.20 B. If the commissioner determines that an amendment to the plan is required due
28.21 to substantial changes in solid waste management in the county ~~or~~, district, or multicounty
28.22 area, including, but not limited to, an increase in the amount of waste needing land
28.23 disposal, the commissioner shall notify the county ~~or~~, district, or multicounty area in
28.24 writing of the need to amend its plan. The county ~~or~~, district, or multicounty area shall
28.25 have six months from the receipt of notice to submit an amendment to the commissioner.

29.1 C. If changes in statute or rule require plans to be amended on a schedule other
29.2 than indicated in plan approval, the county ~~or~~₂ district, or multicounty area shall submit a
29.3 plan amendment in accordance with statutory and rule requirements.

29.4 **9215.0840 REVIEW BY POLLUTION CONTROL AGENCY.**

29.5 Subpart 1. **Preliminary review.** On receipt of a draft plan, ~~plan update~~, or plan
29.6 amendment, the commissioner shall review the draft and notify the county ~~or~~₂ district,
29.7 or multicounty area of any part of the submittal that requires redrafting and resubmittal.
29.8 The agency shall complete its review of the draft plan, ~~plan update~~, or plan amendment
29.9 within 45 days of receipt.

29.10 Subp. 2. **Supplemental information.** If advised by the agency that a redraft and
29.11 resubmittal are necessary, the county ~~or~~₂ district, or multicounty area shall submit its
29.12 redraft to the commissioner within 90 days of the commissioner's request for a redraft.
29.13 The redraft shall be reviewed according to the procedures in subpart 1.

29.14 Subp. 3. **Preliminary decision to approve plan.** The commissioner shall make a
29.15 preliminary decision to approve a plan, ~~plan update~~, or plan amendment within 90 days
29.16 of the county's ~~or~~₂ district's, or multicounty area's submittal of a draft and all additional
29.17 information required by the commissioner. When the commissioner makes a preliminary
29.18 decision to approve a plan, ~~plan update~~, or plan amendment, the commissioner shall
29.19 provide public notice of the preliminary decision and an opportunity for public comment
29.20 in accordance with parts 9215.0850 and 9215.0860.

29.21 Subp. 4. **Preliminary decision to disapprove plan.** If the county ~~or~~₂ district, or
29.22 multicounty area does not resubmit a redraft and other additional information in response
29.23 to a request by the commissioner for the information, the commissioner shall notify the
29.24 county ~~or~~₂ district, or multicounty area that the commissioner intends to disapprove the
29.25 plan, ~~plan update~~, or plan amendment.

30.1 **9215.0850 PUBLIC NOTICE AND PUBLIC COMMENT.**

30.2 Subpart 1. **Public notice.**The commissioner shall prepare and issue a public notice
30.3 of the commissioner's preliminary decision to approve a plan, ~~plan update~~, or plan
30.4 amendment. The public notice must include, at a minimum:

30.5 A. the business address and telephone number of the county ~~or~~ district chair, or
30.6 multicounty area, the address and telephone number of the agency, and a statement that
30.7 additional information may be obtained at these offices;

30.8 B. a brief description of the solid waste management plan ~~or plan update~~ or plan
30.9 amendment, the duration of the approval, and any conditions of the approval;

30.10 C. a brief description of the procedures the agency commissioner will use
30.11 to reach a final decision on approval of the plan ~~or plan update~~ or plan amendment,
30.12 including procedures for requesting that the ~~county or district~~ commissioner hold a public
30.13 informational meeting; and

30.14 D. a statement that during the public comment period a person may submit
30.15 comments to the agency on the plan, ~~plan update~~, or plan amendment, a statement of
30.16 the dates on which the public comment period begins and ends, and a statement of the
30.17 information a person is required to include in the comments.

30.18 Subp. 2. **Distribution of public notice.**The commissioner shall distribute the
30.19 public notice by:

30.20 A. making a copy of the public notice available at the agency;

30.21 B. mailing a copy of the public notice to the chair of the county ~~or~~ district, or
30.22 multicounty area whose plan is subject to approval ~~and to the Pollution Control Agency;~~
30.23 and

30.24 C. by posting the notice in a building or buildings used by the general public in
30.25 the county ~~or~~ district, or multicounty area whose plan, ~~plan update~~, or plan amendment is

31.1 subject to approval, and by placing an advertisement containing the information required
31.2 in subpart 1 in one or more newspapers of general circulation in the county ~~or~~₂ district,
31.3 or multicounty area.

31.4 Subp. 3. **Public comments.**The public shall have a minimum of 30 days to
31.5 comment on the commissioner's preliminary decision to approve a plan, ~~plan update~~, or
31.6 plan amendment. All comments shall be submitted in writing. Comments must include
31.7 the following:

31.8 A. a statement of the person's interest in the plan, ~~plan update~~, or plan
31.9 amendment;

31.10 B. a statement of the action the person wishes the commissioner to take,
31.11 including specific references to the plan, ~~plan update~~, or plan amendment that the person
31.12 believes should be changed; and

31.13 C. the reasons for the person's position, stated with sufficient specificity to allow
31.14 the commissioner to assess the merits of the person's statements.

31.15 [For text of subp 4, see M.R.]

31.16 **9215.0860 PUBLIC INFORMATIONAL MEETING.**

31.17 Subpart 1. **Request.**A person may request the commissioner to hold a public
31.18 informational meeting on a plan, ~~plan update~~, or plan amendment. A person requesting a
31.19 public informational meeting shall submit the following information as part of the request:

31.20 [For text of items A to C, see M.R.]

31.21 Subp. 2. **Decision to hold public informational meeting.**If the commissioner
31.22 determines that a public informational meeting would help clarify and resolve issues
31.23 regarding the plan ~~or plan update~~ or plan amendment, the commissioner shall hold a public
31.24 informational meeting. The commissioner may decide to hold a public informational
31.25 meeting without receiving a request from the public.

32.1 Subp. 3. **Location of meeting.**The commissioner must hold the public
 32.2 informational meeting in the geographical area of the county ~~or~~, district, or multicounty
 32.3 area included in the plan, ~~plan update~~, or plan amendment.

32.4 Subp. 4. **Notice of public informational meeting.**The commissioner shall prepare
 32.5 a notice of the public informational meeting. The notice must contain a reference to the
 32.6 public notice of the preliminary approval of the plan, ~~plan update~~, or plan amendment,
 32.7 including the dates of issuance of the public notice; the date, time, and location of the
 32.8 public informational meeting; a concise description of the manner in which the public
 32.9 informational meeting will be conducted; and the issues to be discussed.

32.10 Subp. 5. **Distribution of notice.**The commissioner shall publish the notice in a
 32.11 newspaper of general circulation in the geographical area of the plan ~~or plan update~~ or plan
 32.12 amendment, and shall mail a copy of the notice to the county ~~or~~, district, or multicounty
 32.13 area and all other persons determined by the commissioner to have an interest in the plan;
 32.14 ~~plan update~~, or plan amendment.

32.15 Subp. 6. **Joint meeting.**If the commissioner determines that no person would be
 32.16 adversely affected by consolidating two or more plans, ~~plan updates~~, or plan amendments
 32.17 into one public informational meeting, the commissioner may elect to do so.

32.18 **9215.0870 FINAL DECISION.**

32.19 Subpart 1. **Record.**The commissioner shall consider all information submitted by
 32.20 the county ~~or~~, district, or multicounty area in seeking approval of its plan, ~~plan update~~, or
 32.21 plan amendment ~~and~~, all information received from the public during the public comment
 32.22 period, and all information submitted during the public informational meeting if one was
 32.23 held in making a final decision on the plan, ~~plan update~~, or plan amendment.

32.24 Subp. 2. **Notification.**The commissioner shall notify the county ~~or~~, district, or
 32.25 multicounty area and all persons who submitted public comments or participated in

33.1 a public informational meeting of the final decision on the plan, ~~plan update~~, or plan
33.2 amendment.

33.3 Subp. 3. **Approval of plan.** The commissioner shall approve those plans, ~~plan~~
33.4 ~~updates~~, and plan amendments that meet the requirements of parts 9215.0540 to 9215.0790
33.5 ~~and 9215.0810~~. The commissioner's approval shall remain in effect for ~~five~~ ten years
33.6 unless the commissioner determines that a shorter period of time is required to ensure that
33.7 the county ~~or~~ district, or multicounty area implements the plan.

33.8 Subp. 4. **Approval of amendment.** The approval of a plan amendment shall not
33.9 change the due date of the county's ~~or~~ district's, or multicounty area's next plan ~~update~~
33.10 unless the commissioner determines in the decision approving the amendment that the
33.11 amendment eliminates the need to ~~update~~ submit the next plan. If so, the commissioner
33.12 shall determine when the next ~~update~~ plan will be required.

33.13 Subp. 5. **Resolution.** Before final approval of the plan, ~~plan update~~, or plan
33.14 amendment, the commissioner shall request the county ~~or~~ district, or multicounty area to
33.15 submit a certified copy of a resolution, passed by the county ~~or~~ district, or multicounty
33.16 area, that approves the plan, ~~plan update~~, or plan amendment as the county's ~~or~~ district's,
33.17 or multicounty area's solid waste management plan. No approval by the commissioner
33.18 of a plan, ~~plan update~~, or plan amendment shall be final until a resolution is received
33.19 by the agency.

33.20 Subp. 6. **Submittal of final plan.** On final approval of a plan, ~~plan update~~, or plan
33.21 amendment, the county ~~or~~ district, or multicounty area shall submit two copies of the final
33.22 plan to the commissioner. The plan must be ~~submitted in a three-ring binder, must be~~
33.23 ~~single-spaced, and must be printed on both sides of the page if possible.~~ An electronic
33.24 copy of the plan or plan amendment in a format approved by the commissioner may also
33.25 be submitted with the paper copy.

33.26 **9215.0880 REVOCATION OF APPROVAL.**

34.1 Subpart 1. **Failure to implement.** The commissioner shall require the county or
34.2 district, or multicounty area to amend its plan pursuant to part 9215.0820, subpart 3, if
34.3 the commissioner determines that a county or district, or multicounty area has failed to
34.4 implement substantial programs contained in the plan as approved.

34.5 Subp. 2. **Failure to amend.** The commissioner shall revoke the approval of a plan
34.6 if the commissioner determines that a county or district, or multicounty area has failed
34.7 to submit a plan amendment within six months of being notified by the commissioner
34.8 that an amendment is required.

34.9 **REPEALER.** Minnesota Rules, parts 9215.0510, subpart 16; 9215.0570; 9215.0810;
34.10 9215.0820, subpart 2; 9215.0830, subpart 1, are repealed.