



Kelly Goward
Solid Waste Planning Committee Chairperson

Kimberly Wolters
Solid Waste Planning Coordinator

To: Ottawa County Board of Commissioners, Administrator, and Corporation Counsel

From: Kelly Goward, Chair, Ottawa County Solid Waste Planning Committee

Re: Information and required actions under [Act 451 of 1994, Part 115](#)

Background information:

Currently, Part 115 requires Michigan counties to implement Solid Waste Management Plans (SWMP), which focus on maintaining landfill capacity. Earlier this year, the governor signed an eight-bill package amending Part 115 with the intent of increasing the State’s 19% recycling rate (among the lowest in the nation) to 30% by 2029. The statutory changes will drive the diversion of waste from landfills and to recovery of materials to recycle into valuable new products with a transition from SWMPs to a new Materials Management Plan (MMP). The new MMPs will focus on not only maintaining landfill capacity, but also materials recovery, management, and value-added processing. **Every county will be required to replace its SWMP with an MMP.**

The goal of this letter is to inform the Ottawa County Board of Commissioners (BOC) of their important role in the Ottawa County [MMP development process](#). The current SWMP Committee has regularly met this year to discuss the MMP process and its impacts. It is the recommendation of the Committee that the County serve as the County Approval Agency (CAA). The Committee looks forward to discussing the process with administration in the near future. Until then, important base information is summarized below.

Action Item:

A [Notice of Intent](#) (NOI) to prepare the MMP must be submitted to the State, either by the BOC or another [eligible entity](#), designating a CAA. The NOI must be filed within **180 days** of the date on the Notice to Comply that the County will be receiving any day. The BOC must pass a [resolution](#) to either accept or decline to be the CAA. A draft resolution has been created and is available upon request when the Board is ready.

See the graphic below for the potential impacts of the BOC decision regarding submitting or not submitting an NOI for the County and/or declining to accept the role of CAA.

Commented [BH1]: Insert link to quick guide

Commented [BH2]: Insert link to definition

Commented [BH3]: Revise once letter is distributed

NOI - SUBMITTED

- Ottawa County maintains local control over management of solid waste, recycling, organics, and other related activities.
- Identifies gaps and local needs for infrastructure and services to better serve community members.
- Ottawa County receives funding through MMP Grant awarded annually:
 - Approximately \$210,000 per year for initial 3 years (\$630,000).
 - \$60,000 annually after initial 3-year period.

NOI - NOT SUBMITTED

- Potential loss of local control, Ottawa County MMP is developed by all municipalities jointly, Governor appointed regional planning agency, or EGLE.
- Community members lose a voice in the process including what infrastructure and services are needed.
- Loss of funding through MMP Grant awarded annually:
 - Approximately \$210,000 per year for initial 3 years (\$630,000).

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In summary, if the BOC accepts the CAA designation, they then have the ability to:

- Appoint the Designated Planning Agent (DPA). Currently, the DPA is Kim Wolters. SWMP Committee recommends reappointing her as DPA for the MMP, and
- Appoint members to the Materials Management Planning Committee (MMPC), and
- Receive and manage the related [grant funding](#) for the planning and implementation processes.

Commented [BH4]: Insert link for more information

If the BOC declines the CAA designation, they then must:

- Consult with adjacent counties, the regional planning agency, and local units within the County to determine which [eligible entity\(ies\)](#) are best suited to serve as CAA and DPA, and
- Ensure that the identified CAA submits the NOI before the deadline, and
- Recognize that State grant funding will be distributed to the entity serving as the CAA, not to the County, and
- Recognize that the CAA will appoint members to the MMPC, not the County.

Commented [BH5]: Link to definition

If an NOI is not submitted by an eligible entity by the required deadline, the State will prepare the MMP for the County and the BOC will still be responsible for ensuring its implementation.

We appreciate the cooperation of the BOC, Administration, and Corporation Counsel in completing the required steps to comply with the [Part 115 changes](#) that will affect all residents and businesses in the County.

Commented [BH6]: Insert link to MMP planning page on EGLE site

Please reach out to the Solid Waste Planning Committee by contacting Kim Wolters (kwolters@miottawa.org) with any questions or concerns or by attending [any SWPC meeting](#).

Commented [BH7]: Insert upcoming meeting dates.

Sincerely,

Kelly Goward

Solid Waste Planning Committee Chair

Seat #	Position Title	Names
1	SW Disposal Facility	
2	Hauler	Russ Boesma (Arrowaste)
3	Material Recovery Facility (MRF)	
4	Compost Facility/Aerobic Digester	
5	Waste Diversion, reuse, or reduction facility operator	Kari Bliss (Padnos)
6	Environmental Group	Kelly Goward (Outdoor Discovery Center)
7	BOC (County Elected Official)	Jacob Bonnema
8	Elected Township Official	
9	Elected City Official	Dan Broersma (City of Holland)
10	Business that generates a managed material	
11	Regional Planning Agency	

CATALYST COMMUNITIES



EGLE

Understanding and Preparing for
Changes to Part 115: Materials
Management Planning

Understanding and Preparing for Changes to Part 115: Materials Management Planning

October 5, 2023

Christina Miller

Materials Management Planning Specialist

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WHAT: DEFINITIONS TO KNOW

- **MMP:** Materials Management Plan
- **Planning Area:** County/counties preparing an MMP together
- **CAA:** County Approval Agency
 - Primary Responsible party for the MMP
- **DPA:** Designated Planning Agency
 - Governmental unit or regional planning agency that is determined by the CAA
 - Administers & prepares the MMP through the direction of the MMPC
- **MMPC:** Materials Management Planning Committee
- **MSW:** Municipal Solid Waste “Residential Like” waste



WHAT: YOU NEED TO KNOW

- New law is now in effect
 - Sets overall goals to develop better materials management systems to manage our materials
- Requires all counties to have an MMP
- Local governments play a role in development & approval
- EGLE call for plans
- Funding is included
 - Regional incentives
- Counties will have 6 months to
 - Identify CAA & complete tasks
 - Regional Outreach
 - Submit NOI



WHAT: YOU NEED TO KNOW CONTINUED

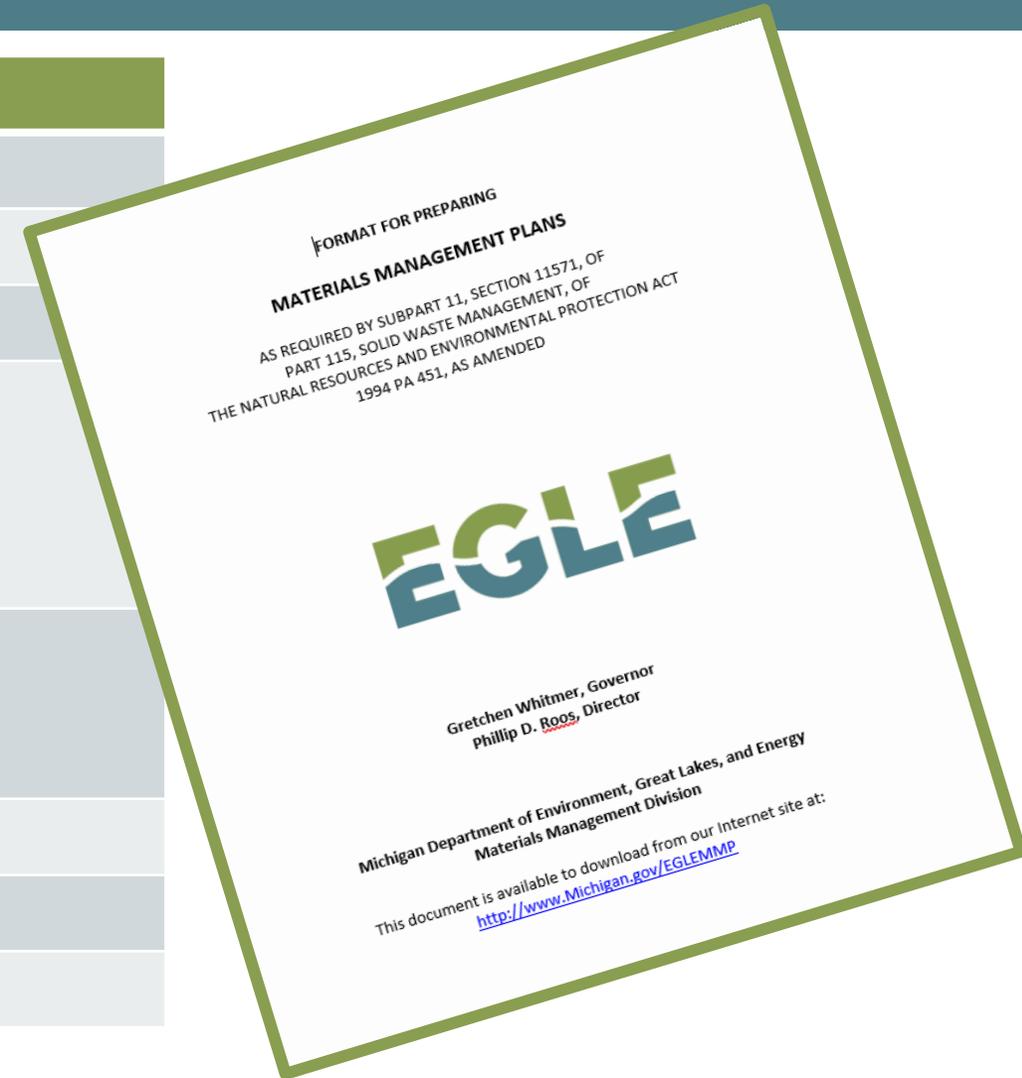
- Focus has shifted towards materials management
- Help to set/achieve priorities & the vision for each Planning Area
- Create needed infrastructure & programs for utilization
- Move Michigan forward toward overall goals
- Bring back the personnel resources statewide
- Grant Programs are available
- Until New MMP is approved:
 - Current Solid Waste Management Plans stay in effect
 - Mechanisms & Import/Export stay intact



WHAT: MMP COMPONENTS

MATERIALS MANAGEMENT PLAN

- ✓ Demographics
- ✓ Database
- ✓ Materials Management Goals and Objectives
 - ✓ Diversion of Organics & Recyclables from Disposal
 - ✓ Benchmark Recycling Standards
 - ✓ MSW Recycling Rate
 - ✓ Implementation Strategy
- ✓ Materials Management Infrastructure & Systems
 - ✓ Inventory of all facilities & Capacity
 - ✓ Transportation Infrastructure
- ✓ Management Components & Responsible Parties
- ✓ Siting Mechanism: Development of needed facilities
- ✓ Materials Utilization Education & Outreach Programs



WHO: MMP PARTIES - CAA

County Approval Agency (CAA):

- Primarily responsible for all aspects of the MMP & Implementation
- Appoints Designated Planning Agency (DPA) & Planning Committee
- Oversees the creation & implementation of the DPA's work program
- Receives & utilizes the MMP Grant funds
- MMP approval rights at various stages of the process
- Primarily responsible for identifying capacity needed for the planning area



WHO: MATERIALS MANAGEMENT PLANNING COMMITTEE

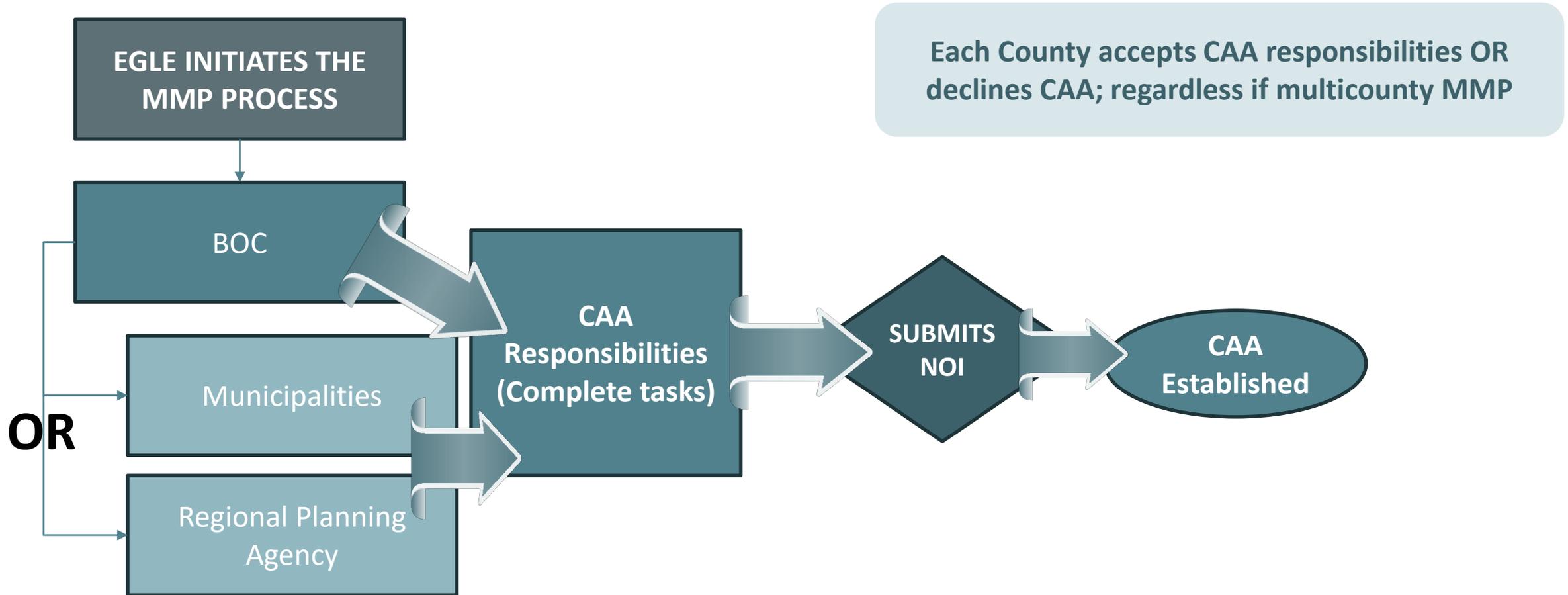
- 1 Solid waste disposal facility
- 1 Managed materials hauler
- 1 Materials recovery facility
- 1 Compost or anaerobic digester facility
- 1 Waste diversion, reuse, or reduction facility
- 1 Environmental interest group
- 1 Elected official for each: County; Township; and City or Village
- 1 Individual that generates a managed material
- 1 Regional planning agency
- OPTIONAL: An adjacent community business representative



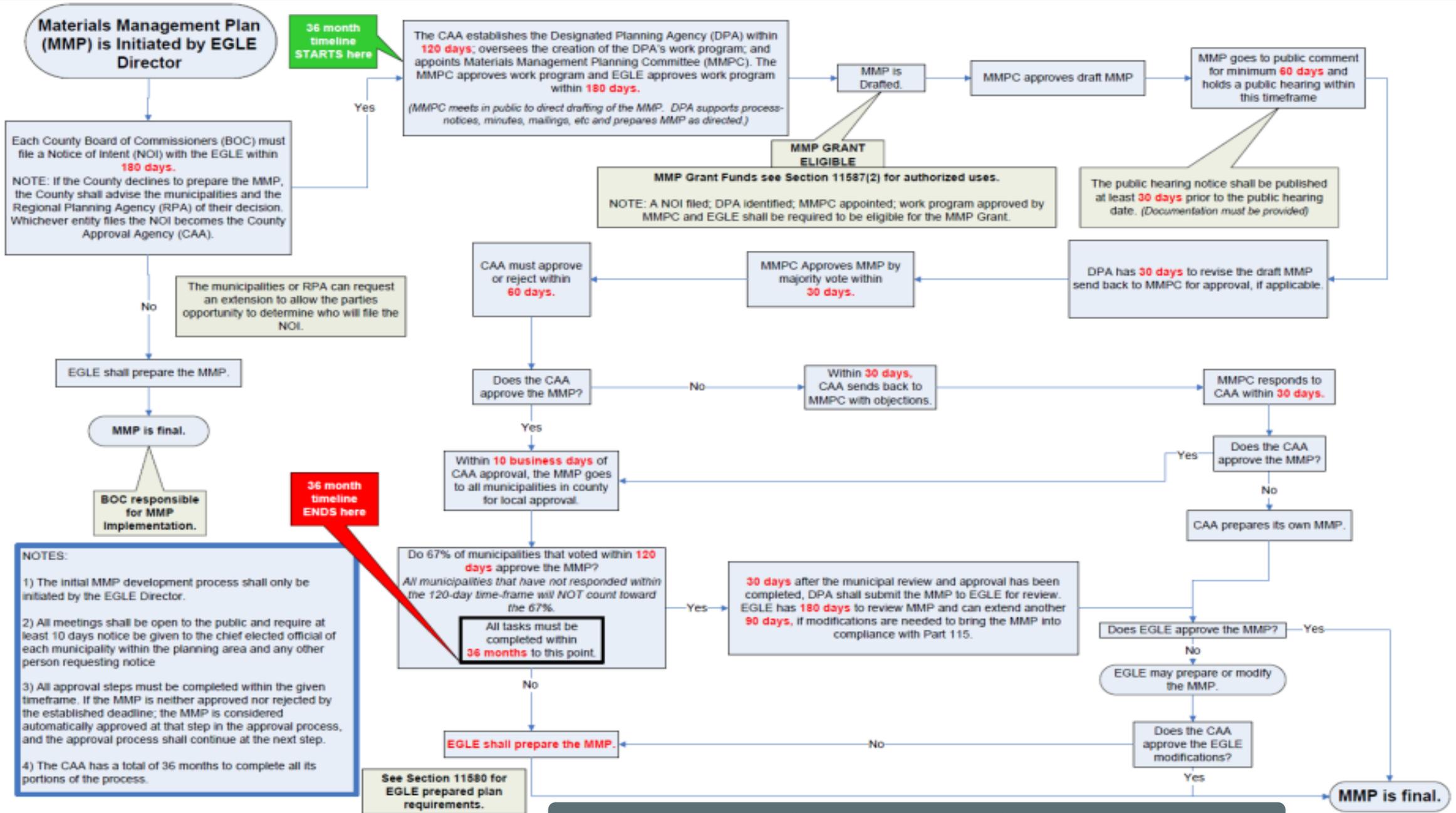
Multi-County MMP: Standard MMPC plus the following may be appointed per additional county

- 1 Elected county or municipal government official
- 1 Business that generates managed materials within the planning area

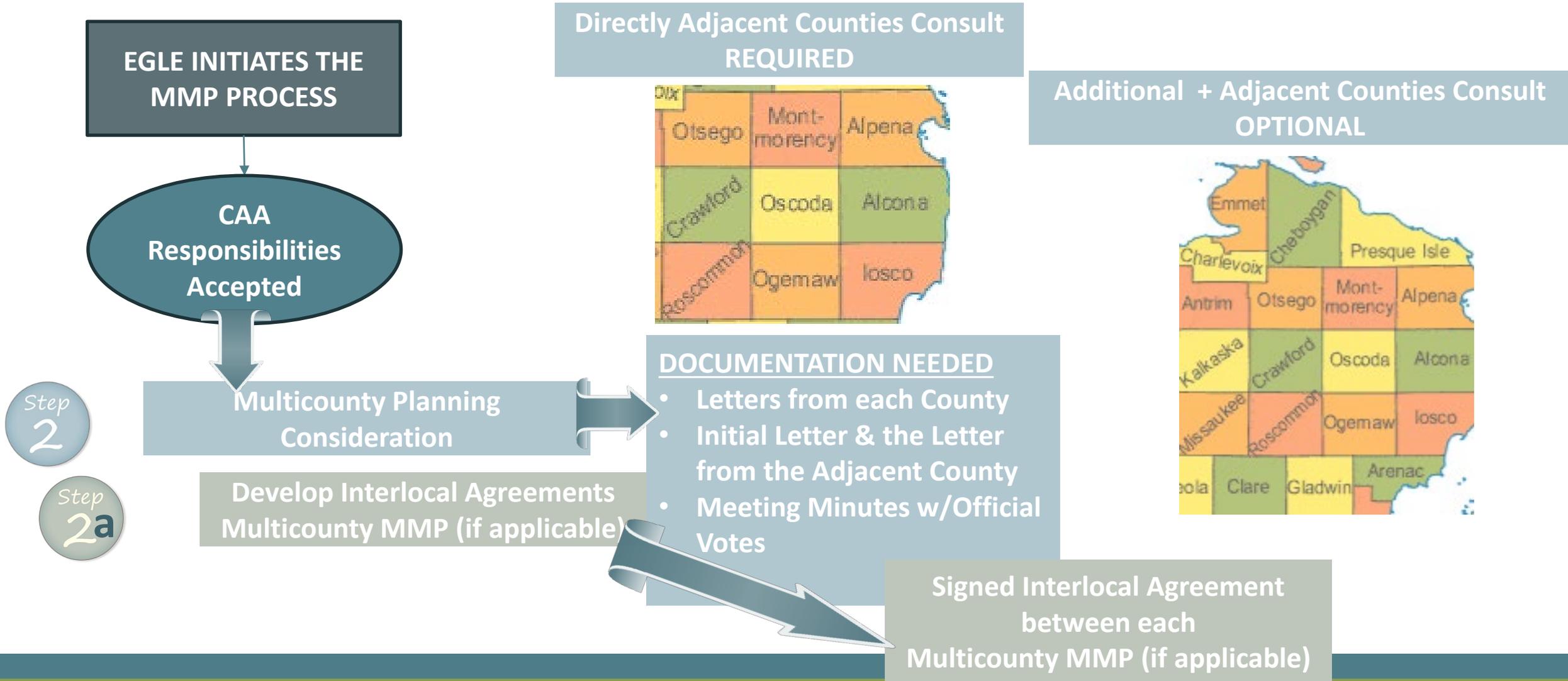
HOW: MMP - INITIAL PROCESS OVERVIEW



MATERIALS MANAGEMENT PLAN DEVELOPMENT AND APPROVAL



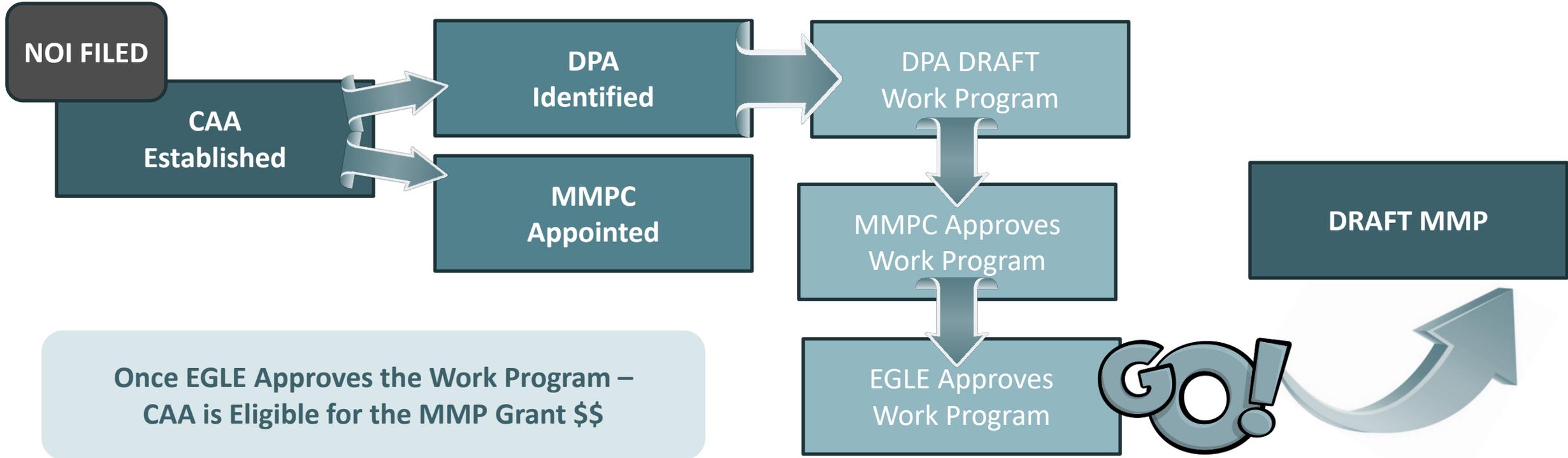
HOW: INITIAL PROCESS ADJACENT COUNTY CONSULT



HOW: MMP INITIATION CAA NEXT STEPS

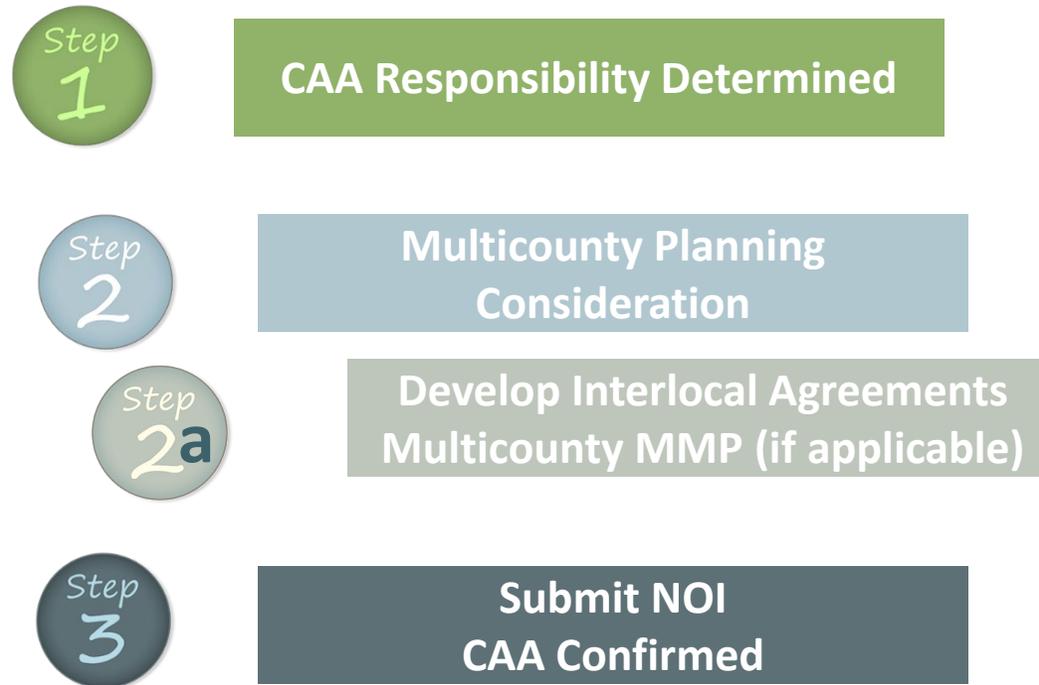
CAA Filed NOI

(THE CAA HAS 180 DAYS TO COMPLETE ALL TASKS BELOW)



HOW: MMP INITIATION CAA

OUTLINE OF STEPS: EGLE DIRECTOR INITIATES THE MMP PROCESS (THE COUNTY HAS 180 DAYS TO FILE THE NOI)



FILING OF THE NOI – STARTS THE 36 MONTH TIMEFRAME FOR DRAFTING & APPROVALS

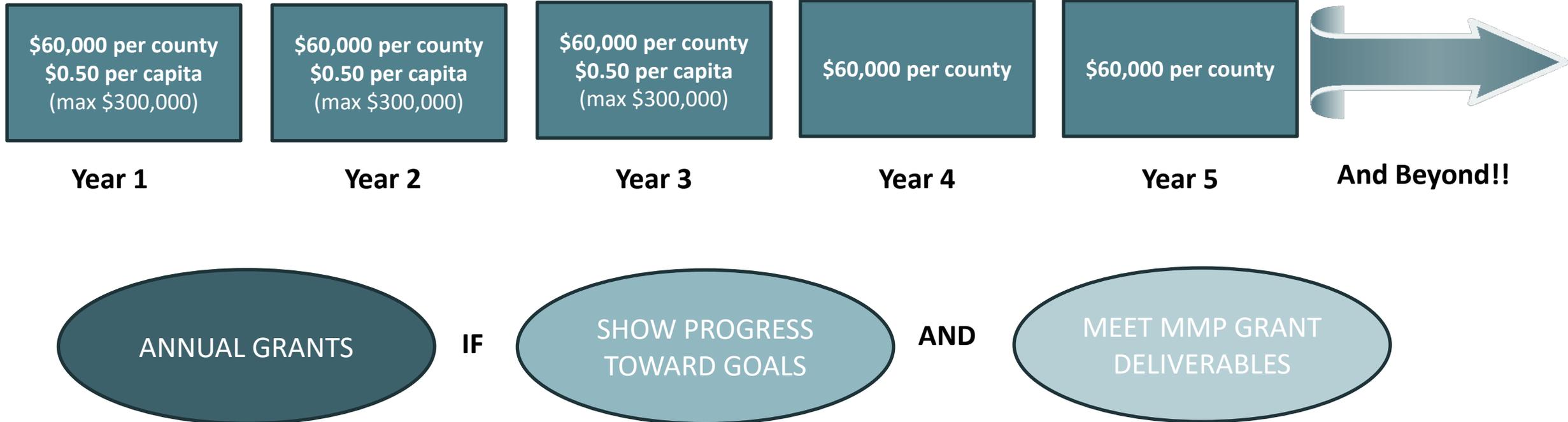
MMP Quick Guide



- Glossary
- Goals & Objectives of MMP
- MMP Overview
- MMP Requirements
- Responsible Parties & Responsibilities
- County Approval Agency (CAA)
- Designated Planning Agency (DPA)
- Materials Management Planning Committee
- Plan Development & Approval Process
- MMP Grants
- Multicounty MMP
- Resources Available

MMP GRANT CONTINUED

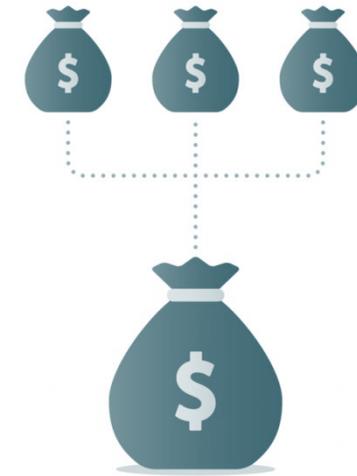
5 Year Cycle for MMP Grant Funding



MMP GRANT CONTINUED

Funds can be used for administrative costs for preparing, implementing, and maintaining an MMP.

- Development of a work program
- Developing and amending an MMP
- Public participation
- Consistency reviews
- Facility reporting purposes
- Recycling education & outreach
- Establishing and continuing recycling & materials utilization programs
- Preparing reports for EGLE
- Support for the MMP & planning process
- Other efforts related to MMP implementation



NOTE: Funds can be used for implementation immediately so long as the MMP development costs take precedence

WHERE TO FIND MORE INFORMATION?

- **MMP Workgroup Meeting:** 3rd Wednesdays (1:30 – 3:00)
 - Oct 18th: Notice of Intent & First Steps [[LINK TO JOIN](#)]
 - Nov 15th: TBD (tentative)
- **Planning Website:** www.Michigan.gov/EGLEMMP
- **GovDelivery (Listservs)**
 - [Materials Management News and Info](#)
 - [Materials Management Planning](#)
- **Where to send questions:** EGLE-MMP@michigan.gov



WHAT TO FOCUS ON NOW

- Review MMPC appoint requirements
- Adjacent County discussions
 - Potential partnerships
- Confirm current DPA
- Engage in planning discussions
- Watch the MMP Website for resources



- **Letters to BOC to initiate the process**