CORAGE NEWSLETTER Construction & Demolition Recycling Association FALL 2016

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CDRA President's Message

by Kevin Herb, Managing Partner Broad Run Recycling Manassas, VA

he CDRA ended its summer with a mid-year Board of Directors meeting in Austin TX. Lots of great discussions and ideas on how to better serve our membership. One topic that leads our conversations was ways to grow our member and sponsorships, which are the two largest revenue producing programs. As also the chair of the membership committee, I reached out to all the attendees at C&D World, the CDRA Annual meeting in San Jose CA last May to contact their vendors and customers in an effort to recruit just one (1) new member in 2017. If you recall, I did the same thing prior to the meeting and ended up with 13 new members! These were every day customers and vendors that are very much committed to the success of our companies so they cheerfully joined the CDRA and for that we really appreciate their support. It further demonstrates the quality of our relationship. Please take a moment after reading this and write down anyone you know that would also do the same for you and your company. After writing the names down either send them an e-mail or call them up and ask them if they would join. You will not be surprised by their response! If you need help in anyway please contact me at KHerb1956@aol.com or Bill Turley, CDRA Executive Director, at turley@cdrecycling.org.

Our 2017 annual meeting is Wednesday March 8 will once again co-locate with CONEXPO-CON/AGG in Las Vegas. We are inviting our entire membership. I always learn new things at C&D World, and see exciting new opportunities. As an owner I ended up purchasing a new baler and wood grinder at previous meetings and currently looking at a CDRA vendor member to separate our fines and another vendor to provide robotics to replace some of our sorters. All this in addition to the networking opportunities and of course the fun of Las Vegas. Hope to see everyone there! C&D

2017 Dues Renewals

Member renewals are in the mail - payments are due December 31. If you need another packet, please contact the office.

Upcoming Events

Safety Webinar Provided by Assurance November 9, 2016 *Details on back cover & www.cdrecycling.org*

National Demolition Assoc (NDA) Convention January 29 - 31, 2017 Las Vegas Mirage, Las Vegas, NV

World of Asphalt

March 6-8, 2018 *Houston, TX*

CONEXPO-CON/AGG

March 7-11, 2017 *Las Vegas, NV*

C&D World (co-located with CONEXPO-CON/AGG) March 8, 2017 *Las Vegas, NV*

International Biomass Conference April 10-12, 2017 Minneapolis, MN

WasteExpo 2017

May 8-11, 2017 *New Orleans, LA*

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Construction & Demolition Recycling Association

CDRA Annual Meeting Co-Located with CONEXPO-CON/AGG & IFPE

Bally's Las Vegas • March 8, 2017

Las Vegas Ballrooms #1-3; South Tower; 3rd Floor; Bally's Las Vegas

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Make your reservation early: Bally's Las Vegas • Jubilee Tower Call 800-358-8777 or Online at www.cdrecycling.org \$184/night (+\$20 resort fee) CDRA Code: SBCDR7

Must attend CDRA meeting to be included in the group rate room block

all the second



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The CDRA offers valuable sponsor level membership opportunities to those who support the work of the association to promote and defend the environmentally sound recycling of Construction and Demolition (C&D) material through a diverse and unified voice of members committed to sustainability.



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Details on how to become a sponsor level member on page 14.

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Delegate: Woody Raine, Zero Waste Planner woody.raine@austintexas.gov www.austintexas.gov/cd

Recycling Association

Alves Inc

Delegate: *Michael Alves, CEO* veraalves@sbcglobal.net http://www.thinkalvesinc.com

Biofuel Energy Consulting

Delegate: Rob Hosier robhosier@gmail.com www.becofva.com

CDE Global

Delegate: Lauren McMaster, Marketing Executive Imcmaster@cdeglobal.com www.cdeglobal.com

Cornerstone Waste & Recycling Services, Inc

Delegate: *Misty Whitlock, COO* misty@cornerstonewaste.com http://www/cornerstonewaste.com

Envirowaste, LLC

Delegate: Carmen D'amato, Vice President of Sales butchie@envirowaste.net http://envirowaste.net

Flint Hill Resources

Delegate: Ryan Lynch, Commercial Lead Ryan.Lynch@fhr.com https://www.fhr.com

Florida Waste Haulers

Delegate: Luciano Isla ESQ., Corporate Counsel flawood@bellsouth.net

Florin Perkins Public Disposal

Delegate: Aaron French, Business Development aaron@zankerrecycling.com http://florinperkins.com

<u>Gh&a</u>

Delegate: Mike Turnball, EHS Director mturnbull@ghacorp.net

Innovative Crushing & Aggregate, Inc.

Delegate: Jim Bierman, President jimbierman@innovativecrushing.com

Jadco Manufacturing Inc

Delegate: *Scott Rife, Vice President* Srife@jadcomfg.com http://www.jadcomfg.com

<u>Metso</u>

Delegate: Erin Briggs, Marketing Analyst erin.briggs@metso.com

Mulder's Recycling and Disposal

Delegate: Art Mulder, President artmulder@sbcglobal.net

<u>Mwc, Llc</u>

Delegate: *Cal Woodard, Manager* calw66@gmail.com

Taz C&D Recycling

Delegate: Ron Tazelaar, President ronnietaz@economydisposal.com http://www.tazrecycling.com/





Executive Director's Message City of Austin Needs a Dose of Reality

by William Turley, Executive Director Construction and Demolition Recycling Association (CDRA)

CDRA Mission Statement

CDRA promotes and defends the environmentally sound recycling of Construction and Demolition (C&D) material through a diverse and unified voice of members committed to sustainability.

Burning is bad, at least as far as energy is concerned. That seems to be the message from some environmental organizations that oppose all forms of waste-to-energy (WTE) for a variety of reasons. These reasons include how some recyclables may still be in the fuel and should instead be applied to a higher use, as well as emissions concerns. But now the city of Austin is enforcing that notion by delegitimizing C&D biomass, saying that under its new C&D recycling ordinance that is otherwise a very strong support of recycling, any material used for energy generation does not count toward diversion, the same as ADC and landfilling it. So there is no way any C&D recycler can meet the city's 50% diverted requirement (75% in 2017!) without counting in a separate concrete recycling operation.

The more important issue is the devalued status of C&D wood fuel. The extreme environmental organizations oppose incineration for any type of energy generation. Instead, they say, the focus should be on so-called green power such as solar and wind. These have their own problems, but should be in the mix for power generation. Some of the reasons against WTE may be valid, but not as it applies to C&D biomass. Man has been using wood as a simple fuel for thousands of years. Of course, today's C&D biomass is a processed product made to a required specification. It often provides the financial underpinning a mixed C&D operation needs in order to recycle all the other materials society wants to see recycled.

But C&D biomass is under a relentless attack from extreme environmental groups as a dirty fuel, and that the wood should be used for higher value products, including at least mulch and preferably particleboard and the like. Even better, they say, each piece of wood should be reused and not recycled, which means deconstruction and less demolition.

Mulch is a common and sensible end product. But making infeed for some type of particleboard, while more lucrative because of the higher prices available in the marketplace, is pretty rare because manufacturers of the material usually don't need it. So that leaves the fuel market, and fortunately C&D biomass is an excellent, legitimate and safe energy source.

That was the conclusion of the U.S. Environmental Protection Agency after a coalition of the Construction & Demolition Recycling Association, American Forest & Paper Association, and the Biomass Power Association presented conclusive scientific evidence of what is in C&D biomass, as well as arranged for a tour of a mixed C&D recycling facility.

The agency had been told by some environmental groups that basically the C&D recycling industry was backing up the dumpsters to a grinder, making little ones out of big ones and then using that to fuel boilers across the U.S., threatening the health of millions. Instead, the EPA found the professional processing that goes on at a mixed C&D plant, examined testing samples across the country, learned about the strict specifications end users put on the fuel, and came to the conclusions that C&D biomass was a legitimate fuel and would be exempted from the agency's onerous Non Hazardous Secondary Material Rule, saying:

Executive Director's Message continued on page 9

Board of Director & Committee Member Volunteer Form

CDRA is always seeking volunteers interested in supporting the organization with their time and expertise. If you are interested becoming more involved in shaping the C&D industry, please contact:

> Mr. William Turley 630-258-9047 turley@cdrecycling.org

Or the CDRA Office 866-758-4721 info@cdrecycling.org

Opportunities Available

Board of Director

lacksquare 2-Year Board of Director position

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Convention (C&D World) Legislative/Regulatory

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CDRA Sponsor Level Member Benefits

Contact the office to increase your support level at any time: 866-758-4721 / info@cdrecycling.org

2017 Sponsor Opportunities	Green \$20,000		Gold \$10,000		Silver \$5,000		Corporate \$2,500	
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Logo on "Find-a-Member" section of site	yes	yes	yes	yes	yes	yes		
Listing on "Find-a-Member" section of site	1	all	1	up to 15	1	up to 10	1	up to 5
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Exposure Through Assocaition Communication					_			
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Logo on "Sponsor" page in quarterly printed newsletter	yes	yes	yes	yes				
Listed on "Sponsor" page in quarterly printed newsletter	yes	yes	yes	yes	yes	yes	yes	yes
Logo in monthly electronic message to members	yes	yes	yes	yes	yes	yes		
C&D World Annual Meeting								
Exhibit space	20' x 10'	n/a	10' x 10'	n/a		n/a		n/a
Promotional printed materials	yes	yes	yes	yes	yes	yes		
Onsite display signage	yes	yes	yes	yes	yes	yes		
Onsite printed program	full page	full page	full page	full page	half page	half page	name only	name only
Complimentary registration to event	4	4	2	2	1	1		



Legislative/Regulatory Committee Report

by Ken Hoving, President K. Hoving Companies West Chicago, IL

his CDRA Committee, which provides the most tangible service to the C&D Recycling industry, remains very active because C&D recyclers are more affected by legislative and regulatory actions than most industries. We try to stay on top of issues as they develop.

One action illustrating this is the recent formation of a subcommittee on Franchise Issues. In many parts of the country waste franchises are being put in place that deny legitimate recyclers an opportunity to access C&D, and the material is being sent off to landfills instead. This subcommittee, chaired by Brock Hill of Premier Recycle Co. in Northern California, will help formulate and execute the CDRA's response to this issue. The CDRA does not oppose franchises per se; rather, it opposes monopoly franchises that include C&D, which is a single box business that is usually temporary in nature. We support franchises for curbside recycling in order to reduce truck traffic, but government officials have to realize C&D is different. Of course, these monopoly franchises are being set up to increase government revenue despite the result of reduced recycling rates.

Possible steps include formulation of model ordinances that support C&D recycling, and perhaps a white paper on the need for smart franchises that increase C&D recycling rates. This committee is looking for volunteers, so please contact the CDRA at info@cdrecycling.org if you are interested in participating.

Please let us know of any actions in the franchising arena, including successful stoppages, new ordinances, and similar

<u>Silica</u>

Other ongoing actions affecting C&D recyclers include OSHA's promulgated employee silica exposure rule. As originally proposed, this rule would have required concrete recyclers to water almost every transfer point and stockpile, install enclosed operator cabs, while having to use covered conveyors and baghouses on the crushers, as well as the current wet dust control measures.

The CDRA was able to work with OSHA and the White House Office of Management and Budget to modify or remove much of those onerous restrictions. But there are a couple of sticking points in the final rule that need either clarification or modification, such as the enclosed booth requirement still being in place, and where that is placed. The CDRA Board came to the conclusion that the only way that would happen is through litigation. The CDRA has joined with 24 other construction industry associations in a major lawsuit against OSHA over this rule, which was rushed into code before the presidential administration changes next January. Thanks to all of you who donate during the fundraiser at our Annual Meeting so that we can afford to litigate this. Virtually the entire construction industry objects to many various aspects of the rule, which doesn't make any sense in parts.

The litigation right now is sitting in the federal circuit court for the District of Columbia, not a favorable district for business owners. However, we have several powerful arguments, and we will keep you apprised as this moves forward.

Zero Waste

We have seen the rise of zero waste as goals set up by certain communities. These are admirable goals, but questions remain about C&D recycling's role in zero waste. For example, some in the movement say that anything that is buried or burned is not acceptable under zero waste policies. While we can understand mass burning of waste is not acceptable, C&D biomass is a processed end product developed to specifications developed by the end user and often defined by state regulation and legislation. It has been recognized as a valuable fuel by the US EPA, which considers it a legitimate fuel and exempted it from its onerous Non Hazardous Secondary Materials rule.

This concept has moved beyond the abstract phase and into real life when the city of Austin, TX, included in its new C&D ordinance that C&D biomass and alternative daily cover made from C&D fines do not count toward a required 50% diversion (let alone recycling) rate for C&D recycling facilities. Hence, no facility will be able to meet the diversion requirement, and in a few years the rate goes up to 75%. This is the first instance anywhere in North America of a governmental entity deciding that C&D biomass does not even count as diversion, and will be the same as landfilling. The CDRA did provide comments pointing out these problems, but Austin is plowing ahead with this view. C&D biomass needs to be considered at least diversion. Expect the CDRA to respond with either a white paper or some other steps. Zero waste is an admirable goal that also needs to be practical and attainable.

New York Part 360 Revisions

The CDRA provided comments to the NY Department of Environmental Conservation on its proposed revisions to its solid

Legislative/Regulatory Update continued on page 9



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Legislative/Regulatory Update continued from page 7

waste regulations. Specifically, we objected to requirements that all processing be under roof, and the relatively small size of allowed stockpiles that required quick turnover of stockpiles, which doesn't recognize the fluctuations in the markets, such as mulch in the winter.

DEC also wanted to require all incoming C&D materials be totally free, including no trace detections, of all contaminants, such as asbestos. This is impossible as trace amounts of these contaminants can be found in people's backyards, let alone material from construction and demolition sites. CDRA Strongly opposed that requirement.

Please let us know if you know of any upcoming regulations that we should comment on, as we want to provide the viewpoint of C&D recyclers early in the regulatory development process.

Wood Pellets

CDRA continues to monitor developments in the pellet fuel market. The Pellet Fuel Institute is pushing forward some changes that could affect the use of C&D wood into pellets, which will affect this possible new market for mixed C&D recyclers.

<u>Alert</u>

Please feel free to reach out to the CDRA if you see issues arising that will affect the C&D recycling industry. Our mission statement says that we will promote the viewpoint of C&D recyclers, and we want to do that every instance possible.

Executive Director Message continued from page 5

• "(T)he Agency has determined C&D wood is not discarded when: it is processed in accordance with best management practices described herein; it is legitimately used as a product fuel in a combustion unit; and when combustors of C&D wood have obtained a written certification from C&D processing facilities that the C&D wood has been processed by trained operators."

• "(C&D biomass) demonstrates that processed C&D wood has an average as-fired energy content of 6,640 Btu/lb, which is greater than 5,000 Btu/lb, which the Agency considers to have a meaningful heating value;"

• "The Agency compared the contaminant levels found in the processed C&D wood to the contaminant levels found in clean wood and biomass materials since any unit burning processed C&D wood can clearly burn clean wood and biomass materials as well...Agency finds that they support the final determination that processed C&D wood meets the contaminant legitimacy criterion..." While this was a recognition of reality, some environmental groups still don't like the result and figure they will find other ways to downgrade C&D biomass. One such uprising is what is currently going on in Austin. The definition of beneficial use says that any recycled product land applied in waste facilities (ADC) or used as energy (C&D wood fuel) does not count as even diversion. As C&D fines make up as much as 33% of what a mixed C&D facility receives, and wood makes up as much as 40% of what is also coming in, and wood fuel is the only real market out there in many instances, how is a facility supposed to get to 50%? It is impossible.

The CDRA did provide comments regarding the removal of C&D biomass from the diversion definition, but the attitude of the city is a reflection of zero waste zealots that seem to be in control there; totally ignoring the reality of C&D recycling and trying to impose an impossible utopian view. We will continue to monitor the situation. **C**&**D**



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Broad Run Recycling, leading the way for construction waste recycling in the Washington DC area since 2008.

BRR thanks the members and staff of the CDRA for your continued support and advocacy.

Broad Run Recycling

9220 Developers Dr. Manassas, VA 20109 571.292-5333 www.broadrunrecycling.com



Recycling Certification Institute Update Certified Facilities

RCI has been busy this past summer, engaging organizations interested in Third-Party Certification. We continue to find that no matter which part of the country you are in, the conversation about real recycling rates is showing no signs of slowing. Whether the focus is on markets, accuracy of reporting, or calculating environmental benefits to customers and the building industry, the importance of third-party audited C&D operations cuts across the broad spectrum of business practices. RCI is currently working with several facilities and we look forward to having them join our list of Certified Facilities later this year.

Warm regards,

Stephen Bantillo



What Is Your C&D Facility's Recycling Rate?

The Recycling Certification Institute has launched its online version of the Certification of Recycling Rates (CORR) program. This program provides credible, ISO-level third-party certification of C&D facilities' true recycling rates.

Can You Prove It?

CORR is the only program that provides a credible, third-party look at the true recycling rates. It is the only program recognized by USGBC for the new extra point under LEED for using a certified recycling facility.

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Certification Institute Testimonial

"Having our recycling rate certified by the **Recycling Certification** Institute provides our customers the confidence that we are actually recycling as much as we claim and not providing fictitious numbers that undermine the credibility of our industry. The certification gives Recon Services two other benefits: our customers can claim another point under the LEED program that non-RCIcertified facilities can't, and we are the only facility in Austin that qualifies as certified and able to continue to operate under the city's new C&D recycling ordinance"

- Walter Biel, Owner Recon Services, Inc



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- Action Equipment Company, Inc.
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- **G** NC DENR
- R New Bedford Waste Services, LLC
- R New England Recycling, Inc.
- Recycling, LLC
- Rorthwest Shingle Recyclers, LLC
- Remanufacturing
- R Old Cape, Inc.
- Recycling, LLC
- **G** Orange County SWM
- Paragon Resource Management
- R Patterson Services, Inc.
- R Patuxent Materials Inc.
- V Peterson Pacific
- G Pitt County Solid Waste & Recycling
- R Potomac Landfill, Inc.
- R Premier Recycle
- R Quest Resource Management Group
- R.J. Smith Materials
- Rainbow Disposal Co., Inc. a Division of Republic Services, Inc
- RAMCO (Recycled Aggregate Materials Company)
- Realco Recycling Co., Inc.

FALL 2016 CDRA NEWSLETTER

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Webinar: you're insted

OSHA's Focus on Recycling

In partnership with the Construction & Demolition Recycling Association, Assurance invites you to join us for a complimentary webinar on OSHA's relationship with the recycling industry.

In recent years, OSHA has conducted inspections at recycling facilities more than ever. Several high-dollar penalties have been issued to recyclers, making headlines nationwide. OSHA has identified areas of focus for this industry including specific health and safety concerns.

Attendees of the webinar can expect a discussion covering:

- » OSHA's primary focus areas for recycling
- » Specific safety programs recyclers need
- » Strategies for mitigating OSHA penalties and managing inspections
- » Update on OSHA policy changes including increased penalty amounts (effective June 2016)

WEDNESDAY, NOVEMBER 9

SPEAKER

John Schumacher Senior Vice President | Assurance

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