

RESOLUTION 91-120  
OF THE COUNCIL OF THE CITY OF FORT COLLINS  
APPROVING AND ADOPTING A WORK PLAN FOR THE PURPOSE  
OF GIVING DIRECTION TO STAFF IN THE CITY'S EFFORTS TO  
OPPOSE HAZARDOUS WASTE BURNING IN CEMENT KILNS

WHEREAS, the disposal of hazardous waste materials is sometimes accomplished by the burning of such waste in cement kilns, boilers and industrial furnaces, whether for energy recovery purposes or otherwise; and

WHEREAS, the burning of hazardous waste in cement kilns can adversely affect public health and the environment through the routine or accidental release of hazardous waste during its transportation, transfer or storage and through the burning process itself; and

WHEREAS, the Council has determined that pollution prevention through the reduction of hazardous waste generation is preferred over burning as a waste management strategy and that pollution prevention should be encouraged by government policy; and

WHEREAS, the operation of cement kilns for hazardous waste incineration is expected to reduce the disposal cost for such waste, with the corresponding result that hazardous waste generators will be less inclined to investigate and adopt pollution prevention techniques; and

WHEREAS, pursuant to Resolution 91-25, the Council stated its position that hazardous or toxic substances should not be burned as fuel in cement kilns; and

WHEREAS, pursuant to Resolution 91-73, the Council directed City staff to develop for Council's review and approval a proposed work plan to implement the foregoing policy of opposition; and

WHEREAS, the staff has developed a work plan on hazardous waste burning in cement kilns, which work plan was developed with consultation from members of citizen organizations that share Council's policy of opposition to hazardous waste burning in cement kilns and has been reviewed and approved by the Council Legislative Committee, the Air Quality Task Force and the Natural Resources Advisory Board.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS that the attached staff work plan on hazardous waste burning in cement kilns be and hereby is approved and adopted for the purpose of giving direction to the City staff in its efforts to fulfill the Council's policy of opposition to hazardous waste burning in cement kilns.

Passed and adopted at a regular meeting of the Council of the City of Fort Collins held this 3rd day of September, A.D. 1991.

  
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Mayor

ATTEST:

  
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Deputy City Clerk

## ATTACHMENT A

### STAFF WORK PLAN ON HAZARDOUS WASTE BURNING IN CEMENT KILNS

1. **CITY CEMENT USE** -- Adopt a policy that City-funded projects will use no cement made from kilns using hazardous waste fuel. (Lead: Purchasing and Risk Management)
2. **LEGISLATION**
  - a. Advance and support legislative proposals in the following areas, working through the Colorado Municipal League, National League of Cities, and area legislators at the state and national level. (Lead: Council Legislative Committee with support from Administrative Services and Natural Resources Division)
    - i. Moratorium on hazardous waste burning in cement kilns -- Governor Romer is considering whether a moratorium is needed. Senator Wirth has an active moratorium bill.
    - ii. Pollution prevention -- State bills that advance pollution prevention over easy disposal have so far been defeated, and another could be introduced. At least one proposal is forthcoming in Congress.
    - iii. Cement purchasing -- Propose a cement purchase restriction (no hazardous waste fuel allowed in manufacture) at the State and Federal government levels.
  - b. Network and share information with other communities and legislators throughout Colorado and Wyoming that face hazardous waste burning proposals in their jurisdictions. Follow up prior to the legislative season to ascertain the interest of each Colorado jurisdiction, to coordinate communication among State legislators and help establish hazardous waste burning as an issue of state wide concern. (Lead: Council Legislative Committee with support from Administrative Services)
  - c. Monitor progress of fact-finding efforts and development of regulations. (Lead: Natural Resources Division)
    - i. Governor Romer has directed the Department of Health to analyze the public safety, viability, and legal issues of hazardous waste incineration, and analyze the role of local government in making siting decisions. An Advisory Committee has been convened. Report is due October 15, 1991.
    - ii. Legislative task forces have been convened, eg., by Sen. Schaffer and Rep. Arveschoug (Fremont Co.) to advise them on hazardous waste burning issues.
    - iii. Colorado Hazardous Waste Regulations Committee is considering adoption of a Boiler and Industrial Furnace Regulation (BIF) similar to the federal.

3. **PUBLIC INFORMATION** -- Publicize City positions and activities on the burning of hazardous waste, using existing channels, eg., the City's and others' newsletters. (Lead: Natural Resources Division)
4. **COORDINATE WITH CITIZEN GROUPS** -- Keep abreast of activities and positions of citizen groups. City staff would be supportive while fostering independence of action among these groups and the City. (Lead: Natural Resources Division)
5. **MONITOR HOLNAM ACTIONS AND RESPOND AS NEEDED** -- Maintain contact with federal, state, and county regulators and Holnam staff regarding the status of applications, etc. Staff expects, however, that Holnam's Fort Collins facility will NOT apply for permits to burn hazardous waste in the near future. (Lead: Natural Resources Division)
6. **INFORMATION GATHERING** -- Maintain a file of information, regulations, issue summaries, and position statements prepared by others. Topics will include, among others, transportation safety, types of hazardous waste involved, chemical products of hazardous waste combustion and their health risks. Staff will synthesize or summarize this material as needed to support City Council decision making and action. (Lead: Natural Resources Division)
7. **CITY DISPOSAL PRACTICES** -- Review and report on the status of hazardous waste generation, disposal practices, and pollution prevention practices among City departments. The report would summarize issues of concern to City departments and recommend follow-up actions for the Source Reduction Pilot Project. (Lead: Natural Resources Division with support from waste managers in various City Departments)