



County of Fairfax, Virginia

To protect and enrich the quality of life for the people, neighborhoods and diverse communities of Fairfax County

SOLID WASTE ADVISORY

July 17, 2023

Solid Waste Advisory 23-002

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Penalties for Non-Submittal of Annual Recycling Rate Reports from Companies with Certificates-to-Operate

A completed Annual Recycling Data Request form must be submitted to the Solid Waste Management Program (SWMP) as required of all companies operating in Fairfax County that manage municipal solid waste or recycle post-consumer materials (see Section 109.1-2-4 of the *Code of the County of Fairfax*). This includes all companies collecting refuse and recyclables in the County. SWMP must review, compile, and report this information to the Virginia Department of Environmental Quality by April 30 of each calendar year. Therefore, SWMP requires the submission of the required information for the previous calendar year by no later than March 1 of each year (i.e., the data for Calendar Year 2022 was due by no later than March 1, 2023).

Using the same process and schedule that has been in place for many years, SWMP will send out a request for data to each licensed collector in early January. The collector must complete and return the form to SWMP by noon on March 1. If March 1 falls on a weekend, the report is due by noon of the following Monday.

The following is a summary of the enforcement consequences for waste collectors that do not submit their recycling data on time.

- There will be an initial seven (7) calendar-day grace period where no penalty will apply.
- At the end of the initial seven (7) calendar-day grace period, collectors that have not submitted their report will pay the penalty rate on all loads delivered to SWMP facilities for a period of fourteen (14) calendar days, or until the day after a complete report is received by the County.
- At the end of the fourteen (14) calendar-day period where the penalty rate has been applied, collectors who still have not submitted their report will have their Certificate to Operate (CTO) suspended until the day after the report is received by the County.
- After the report has been late for a total of 30 days, SWMP may initiate proceedings to revoke the CTO of any collector who has failed to submit the required data.

This Solid Waste Advisory replaces SWA 21-002.

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