



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

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Solid Waste Advisory No. 09-006

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

The *Annual Recycling Rate Report* is required from all “companies that manage municipal solid waste or recycle materials generated in Fairfax County” (Chapter 109.1-2-4 of the *Code of the County of Fairfax*). This includes those companies collecting refuse and recycling in the County with a Certificate-to-Operate (CTO). Fairfax County must collect this information to comply with the *Code of Virginia, Section 10.1-1411*, which requires the County to recycle at least twenty-five percent (25%) of municipal solid waste (MSW) generated within its borders. The County must report this information to the Virginia Department of Environmental Quality by April 30 of each calendar year. Therefore, the County requires the submission of recycling information from companies with CTOs by March 1 of each calendar year.

The following is a summary of the consequences for holders of CTOs that do not submit the annual recycling report on time. Using the same process and schedule that has been in place for many years, the County will send out a report form to each collector in early January. The collector must complete and return the form to the County by 12 Noon on March 1. If March 1 falls on a weekend, the report is due by 12 Noon the following Monday.

Collectors that do not submit their Annual Recycling Rate Report by the March 1 deadline will be subject to the following penalties:

- 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 have their contract discount rate suspended 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 that the contract discount rate has been suspended (and the seven calendar-day grace period for a total of twenty-one calendar days), collectors who still have not submitted their report will be charged the penalty rate for all deliveries until the day after the report is received by the County.

The County may suspend or revoke the CTO of any collector who fails to submit their annual recycling report after it is thirty (30) days late.

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Solid Waste Management Program**

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