What HDOT Contractors Should Know About Solid Waste

What is Solid Waste?

Solid Waste regulations are found in the Hawaii Revised Statutes, Section 342H. Solid waste is generally any material that leaves your project site that is no longer useable on your project site. Most waste generated from your project will be construction and demolition (C&D) waste, which is largely inert waste resulting from the demolition or razing of buildings, roads, or other structures, and can include:

- Concrete
- Rock
- Bituminous concrete
- Masonry

Solid waste also includes stockpiles of clearing and grubbing waste (soil mixed with green waste), or even wet material, such as concrete slurry or washout.

It is important to know that <u>all</u> solid waste is regulated by the Department of Health.

What is Illegal Dumping?

- Dumping any solid waste at sites that do not have proper permits - even if they accept your waste!
- Dumping at sites without owner's permission.

Who Needs a State Solid Waste Permit?

Any site or facility not contiguous with your project site may need a permit to receive your solid waste, including:

- Any site or facility that receives and/or processes solid waste
- Landowners who want to accept and process solid waste
- Contractors who take solid waste to their yard to dry before hauling to a landfill



Who is Liable for Violations?

Anyone involved in a project could be held responsible for violations to solid waste regulations, including:

- Waste Generator
- Contractor
- Subcontractor
- Hauler
- Landowner

Beware of Contamination

Waste material from your project may be contaminated with the following substances:

- Asbestos Waste
- Waste paints
- Solvents
- Sealers
- Adhesives
- Similar materials

Document, Document, Document

To protect yourself from being liable for solid waste regulation violations on your projects, we recommend that you take the following actions:

- Fill out a "Solid Waste Disclosure Form" for each HDOT project.
- Be sure that your subcontractors fill out the "Solid Waste Disclosure Form" when applicable.
- Consider all possible waste materials being generated on your project (excavated material, slurry, concrete washout, etc.).
- Keep disposal receipts and give a copy to HDOT to document that the waste is being disposed of at the permitted facility you indicated on the Solid Waste Disclosure Form.

What should I do?

- **Post DOH's illegal dumping poster (see back) at jobsites and offices.**
- **Contact the Hawaii Department of Transportation (HDOT) and inform them if you think current operations on your project may have solid waste issues.**
- **Contact the Department of Health Solid Waste Program if you have questions about solid waste:**

Oahu (808) 586-4226 **Kauai (808) 241-3323**
Maui (808) 984-8230 **Hawaii (808) 933-0401**

The law requires you to dispose solid waste only at recycling or disposal facilities permitted by the Department of Health.

"Solid waste" includes municipal refuse, construction and demolition waste, household waste, tires, car batteries, derelict vehicles, green wastes, furniture, and appliances.

Illegal dumping of solid waste
or allowing illegal disposal of solid waste
on your property
even if contractual or other arrangements are made
could subject you to fines from
$10,000 to $25,000 per occurrence
and could lead to felony prosecution
in accordance with Chapter 342H, HRS.

Contact the Department of Health,
Solid Waste Section at 586-4226
to report illegal dumping activities
or if you have further questions.