

Territory of Guam
Territorio de Guam

OFFICE OF THE GOVERNOR
OFISINAN I MAGA'LAHI
AGANA, GUAM 96910 U.S.A.

Received
- 06-93

March 29, 1993

The Honorable Joe T. San Agustin
Speaker
Twenty Second Guam Legislature
155 Hesler St.
Agana, Guam 96910

Dear Mr. Speaker:

Enclosed is Bill No. 69 which I have signed into law as Public Law 22-3.

I have signed it because it allows the government of Guam to give away accumulated scrap metal. Removal and recycling of Guam's accumulated scrap metal is critical. However, this law cannot be implemented immediately as the government previously entered an agreement providing for the sale of scrap metal. As you know a new law may not abrogate an existing contract. The contractor has advised the Department of Public Works that new shredding equipment has been acquired which will allow resumption of the disposal of scrap metal.

With respect to this measure, the Director of Public Works is concerned about certain restrictions which may make having scrap metal removed more difficult. First, the measure mandates that the person removing scrap metal post a \$300,000 performance bond. This limits eligibility to large businesses which undertake large commitments. It would be better to set minimum bond requirements with the amount set by the Director based on the size of the job.

Second, the measure restricts award of a contract to one company per year. In the past smaller companies have offered to take away a load of scrap without committing to the entire amount. The Director should have the flexibility to award smaller contracts for specific areas or types of scrap.

Under this measure the task of removing scrap metal may be given to only one large company who must tackle removal of all accumulated scrap metal and complete it within one year. It is unrealistic to expect to be able to do so. It is preferable to remove these requirements and allow the Director the discretion to authorize removal of scrap metal by more than one company in a year and to determine the amount and terms of the performance bonds, if any.

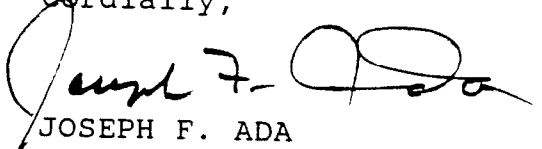


Commonwealth Now!

Mr. Speaker
March 29, 1993
Page Two

However, since no RFP may be issued in the next year, I request that the Legislature review the provisions of 3 GCA §51301 with a view to developing a less restrictive program.

Cordially,

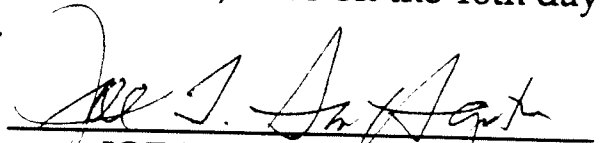


JOSEPH F. ADA
Governor

TWENTY-SECOND GUAM LEGISLATURE
1993 (FIRST) Regular Session


CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Bill No. 69 (LS), "AN ACT TO ADD ARTICLE 3 TO CHAPTER 51, TITLE 10, GUAM CODE ANNOTATED, TO AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO CONTRACT ANNUALLY FOR THE REMOVAL OF SCRAP METAL FROM GUAM," was on the 16th day of March, 1993, duly and regularly passed.




JOE T. SAN AGUSTIN
Speaker

Attested:



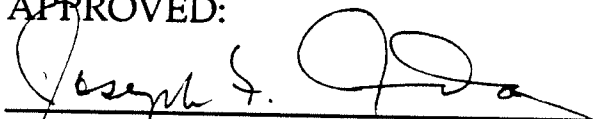
PILAR C. LUJAN
Senator and Legislative Secretary

This Act was received by the Governor this 17th day of March, 1993,
at 4:30 o'clock P.M.



Theresa J. Duencos
Assistant Staff Officer
Governor's Office

APPROVED:



JOSEPH F. ADA
Governor of Guam

Date: MAR 29 1993

Public Law No. 22-03

TWENTY-SECOND GUAM LEGISLATURE
1993 (FIRST) Regular Session

Bill No. 69 (LS)

As amended by the
Committee on Rules

Introduced by:

T. S. Nelson
C. T. C. Gutierrez
H. D. Dierking
T. C. Ada
J. P. Aguon
E. P. Arriola
M. Z. Bordallo
P. C. Lujan
V. C. Pangelinan
D. Parkinson
E. D. Reyes
J. T. San Agustin
F. R. Santos
D. L. G. Shimizu
J. G. Bamba
A. C. Blaz
D. F. Brooks
F. P. Camacho
M. D. A. Manibusan
T. V. C. Tanaka
A. R. Unpingco

AN ACT TO ADD ARTICLE 3 TO CHAPTER 51, TITLE
10, GUAM CODE ANNOTATED, TO AUTHORIZE THE
DIRECTOR OF PUBLIC WORKS TO CONTRACT
ANNUALLY FOR THE REMOVAL OF SCRAP METAL
FROM GUAM.

1 **BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:**
2 **Section 1.** A new Article 3 is hereby added to Chapter 51, Title 10,
3 Guam Code Annotated, to read:

1 "ARTICLE 3

2 ANNUAL CONTRACT FOR SCRAP REMOVAL

3 Contract to remove scrap.

4 §51301. Within one hundred twenty (120) days after enactment of
5 this Article, the Director of Public Works (the "Director"), after duly
6 advertising for a request for proposals for the removal of scrap metal,
7 shall enter into a contract with any interested business organization,
8 either local or off-island, to collect and remove from Guam scrap metal.
9 The successful bidder shall not be charged for the scrap metal but shall
10 post a Three Hundred Thousand Dollar (\$300,000) performance bond to
11 assure its completion of the removal project within twelve (12) months
12 from receiving from the Director a notice to proceed. "Scrap metal" for
13 the purpose of this Article means abandoned vehicles and other
14 abandoned metal implements of which the Department of Public Works
15 has jurisdiction and the right to dispose. In so disposing of such scrap
16 metal, the Director shall not charge any fees to the owner of the same.

17 Annual contract.

18 §51302. The Director shall advertise for and execute such a
19 contract each year with any qualified party on the same terms as are set
20 out in §51301 of this Article.

21 Environmental Impact Study.

22 §51303. The Guam Environmental Protection Agency ("GEPA")
23 shall annually cause an environmental impact study to be undertaken to
24 ensure that there are no potential adverse ecological damage to
25 aquifers caused by the annual scrap removal contract.

Conformity to waste removal regulations.

§51304. The successful contractor shall perform all work under this Article in compliance with applicable rules and regulations of GEPA on the removal of metal scrap and hazardous waste."

TWENTY-SECOND GUAM LEGISLATURE

1993 (FIRST) Regular Session

Date: 3/16/93

VOTING SHEET

Bill No. 69

Resolution No. _____

Question: _____

NAME	AYE	NO	NOT VOTING/ ABSTAN	ABSENT/ OUT DURING ROLL CALL
ADA, Thomas C.	✓			
AGUON, John P.				✓
ARRIOLA, Elizabeth P.	✓			
BAMBA, J. George	✓			
BLAZ, Anthony C.	✓			
BORDALLO, Madeleine Z.	✓			
BROOKS, Doris F.	✓			
CAMACHO, Felix P.	✓			
DIERKING, Herminia D.	✓			
GUTIERREZ, Carl T. C.	✓			
LUJAN, Pilar C.	✓			
MANIBUSAN, Marilyn D. A.	✓			
NELSON, Ted S.	✓			
PANGELINAN, Vicente C.	✓			
PARKINSON, Don				✓
REYES, Edward D.	✓			
SAN AGUSTIN, Joe T.	✓			
SANTOS, Francisco R.	✓			
SHIMIZU, David L. G.	✓			
TANAKA, Thomas V. C.	✓			
UNPINGCO, Antonio R.	✓			

TOTAL

19 _____ _____ 2



SENATOR TED S. NELSON

Chairman

Committee on General Governmental Operations & Micronesian Affairs

Twenty-Second Guam Legislature

297-B West O'Brien Drive, Agaña, Guam 96910

Telephones: 472-3446 ~ 8/472-3501

March 15, 1993

Honorable Joe T. San Agustin
Speaker
21st Guam Legislature
155 Hessler Street
Agana, Guam 96910

Dear Mr. Speaker:

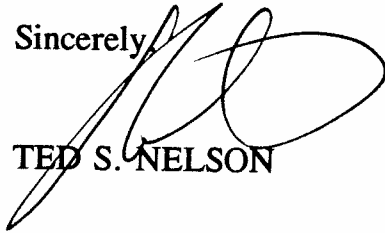
The Committee on General Governmental Operations and Micronesian Affairs, to which was referred **Bill No. 69** (*An Act to authorize the Director of Public Works to dispose of all scrap metals*) has had the same consideration and now wishes to report back the same with the recommendation to **place in the inactive file**.

The Committee votes are as follows:

To do pass	<u>1</u>
Not to pass	<u>0</u>
To place in inactive file	<u>8</u>
Abstain	<u>0</u>

A copy of the Committee Report and other pertinent documents are enclosed for your reference and information.

Sincerely,


TED S. NELSON

Enclosures

(note: Committee recommendation was not accepted. Bill 69 was discussed on 2nd Reading)

**COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS
AND MICRONESIAN AFFAIRS**

VOTE SHEET ON BILL NO. 69

*(An Act to authorize the Director of Public Works to dispose of all
scrap metals)*

RECOMMENDATION TO PLACE IN THE INACTIVE FILE

Committee Members	To Do Pass	Not to Pass	Place in Inactive File	Abstain
Ted S. Nelson, Chairman ✓			✓	
Edward D. Reyes, Vice-Chairman EA			✓	
Joe T. San Agustin, Speaker & Ex-Officio Member			✓	
J. George Bamba, Member			✓	
Anthony C. Blaz, Member			✓	
Herminia D. Dierking, Member ll	✓			
Carl T.C. Gutierrez, Member			✓	
Vicente "Ben" C. Pangelinan, Member			✓	
Thomas V.C. Tanaka, Member			✓	

**COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS
AND MICRONESIAN AFFAIRS
TWENTY-SECOND GUAM LEGISLATURE
155 Hessler Street, Agana, Guam 96910**

COMMITTEE REPORT

ON

BILL NO. 69

*(An Act to authorize the Director of Public
Works to dispose of all scrap metals)*

COMMITTEE MEMBERS:

Chairman: Ted S. Nelson
Vice-Chairman: Edward D. Reyes
Ex-Officio Member: Speaker Joe T. San Agustin

Thomas Ada
Herminia D. Dierking
Carl T.C. Gutierrez
Vicente C. Pangelinan

J. George Bamba
Anthony C. Blaz
Thomas V.C. Tanaka

PROFILE ON
BILL NO. 69

Official Title: AN ACT TO AUTHORIZE THE DIRECTOR OF
PUBLIC WORKS TO DISPOSE OF ALL SCRAP
METALS

Date Introduced: January 4, 1993

Main Sponsor(s): T.S. Nelson

Referral: Committee on General Governmental Operations
and Micronesian Affairs on January 15, 1993.

Committee Public Hearing: 6:30 p.m. Tuesday, March 2, 1993 at the Dededo
Community Center, Municipality of Dededo.

Recommendation: To place in the Inactive File.

COMMITTEE FINDINGS

The Committee finds that, there is no need to pursue the passage of Bill No. 69, based on the fact that §51103 of Section 5 of Public Law 17-87 signed into law on January 18, 1985, (enclosed) already provides the authority to the Department of Public Works to collect and dispose of all solid and bulky waste.

Section 5 of Public Law 17-87 also provides the authority to the Guam Environmental Protection Agency to administer the Territorial Solid Waste Management Program and to work closely with all departments/agencies whose jurisdiction involves the disposal of solid and bulky waste. Therefore, the Committee recommends that Bill No. 69 be placed in the Inactive File.

Introduced

JAN 04 '93

TWENTY-SECOND GUAM LEGISLATURE
1993 (FIRST) Regular Session

Bill No. 69(LS)

Introduced by:

T. S. Nelson

LS 0000A

AN ACT TO AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO
DISPOSE OF ALL SCRAP METALS

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

2 Section 1. Within one hundred twenty days after enactment of this Act, the Director
3 of the Department of Public Works shall enter into an agreement with any interested
4 business organization, either on-island or off-island, for the purpose of removing all scrap
5 metal and from the island. The successful bidder for this project shall not be charged for
6 the scrap metal but shall post a One Hundred Thousand Dollar (\$100,000) performance
7 bond to assure they shall complete the project within twelve months.

8 Section 2. The Director shall offer this contract each year on the same terms to any
9 interested party.

**COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS
AND MICRONESIAN AFFAIRS**

Public Hearing: 6:30p.m. Tuesday, March 4, 1993
Dededo Community Center

Committee Members present: Senator T.S. Nelson, Chairman
Senator E.D. Reyes, Vice Chairman
Senator V.C. Pangelinan, member
Senator D.F. Brooks

AGENDA:

**Bill No. 69: AN ACT TO AUTHORIZE THE DIRECTOR OF
PUBLIC WORKS TO DISPOSE OF ALL SCRAP
METALS**

The Chairman called the hearing to order at 6:34 p.m., and made welcoming remarks to the members of the general public as well as the government officials. Prior to hearing the testimonies of the witnesses, the Chairman called on Mayor Jose A. Rivera to make his opening remarks. Briefly, Mayor Rivera thanked the Chairman and the members of the committee for giving the opportunity to the residents of Dededo to share their concerns regarding the Dededo Solid Waste Transfer Station.

TESTIMONIES & DISCUSSION:

BILL NO. 69

Frank L.G. Castro - Director, Department of Land Management:

Director Castro provided the committee with a verbal testimony. The position of the Department of Land Management is to support the intent of Bill No. 69 and that the department will make a recommendation to identify another government lot for the relocation of the transfer station.

Jose A. Rivera - Mayor, Municipality of Dededo:

Mayor Rivera provided the committee with a written testimony in support of Bill No. 69, and a copy of Resolution No. 92-11 which was adopted by the Dededo

Municipal Planning Council. Mayor Rivera's testimony mainly covered the area of public health and safety. Mayor Rivera is concerned that the stock pile of junk vehicles may one day collapse and cause serious injury to motorists who utilize Marine Drive on a daily basis. Mayor Rivera also mentioned the fact that the junk vehicles and scrap metals are presently being stock piled on top of the northern water lens, thus placing our precious water resource in jeopardy from possible contamination by gasoline, oil and other chemical waste. In addition to that, the transfer station is currently a haven for rodents and snakes thereby allowing another form of health hazard to exist. Mayor Rivera called upon the members of the legislature and the government officials to make this serious problem a top priority to be resolved.

Benigno M. Palomo - Director, Department of Public Works:

Director Palomo provided the committee with a verbal testimony in support of Bill No. 69. Director Palomo informed the members of the committee that over a span of 5 years, approximately 25,000 junk vehicles were collected throughout the various villages and stored at the Dededo Transfer Station. In addition to that, 2 or 3 years ago, approximately 30,000 tons of scrap metal was shipped out by P.T. Miers. Director Palomo also informed the members that an agreement was made between DPW and P.T. Miers, and as a result, a shredder has been ordered and should be on island by the 15th of March. With the shredder in place, it would cost about 10 cents per ton for metals to be shredded. The Department of Public Works was recently issued a Citation of Violation by the Guam Environmental Protection Agency for allowing the Dededo Transfer station to become what it is today. Director Palomo informed the members that in order to remove the gasoline, oils, coolants and freon from the junk vehicles, it would cost approximately 1 million dollars.

At this time, Senator Nelson allowed for questions and/or comments by the members of the committee.

Senator Reyes: Commented that although 25,000 junk vehicles have been collected, a thousand more vehicles are added to Guam's highways every month. Senator Reyes suggested that the Department of Public Works give away the junk vehicles and scrap metals to individuals or private companies who would be able to make use of it. Another suggestion is to give away the junk vehicles at no cost to companies who would be able to ship out these junk vehicles.

Director Palomo: Responded that as a result of the citation by Guam EPA, the Department of Public Works has discontinued collecting and accepting junk vehicles and scrap metals to be stored at the Dededo Transfer Station. In reference to giving away the scrap metals, there is an Attorney General's opinion and a Public Law that prevents the Department of Public Works from giving away the scrap metals.

Senator Pangelinan: There is a proposed legislation pending a final draft to develop a "Vehicle Recycling Program". The program proposes to have a \$100.00 deposit on every new car, and that a portion of the \$100.00 (i.e. \$25.00) would be deposited into the "Vehicle Recycling Program" fund. The funds would then be available to the Department of Public Works as a resource to remove the coolants, gasoline and oils from the vehicles. The funds may also be used to purchase a shredder or contract a company to shred and ship out the junk vehicles. The remaining \$75.00 would be deposited into a "Trust Fund" and when a car reaches its life expectancy (2-5 yrs. on Guam) and the owner ships the vehicle off island, the owner would then go to DPW, show a receipt that the vehicle was shipped off island and receive \$75.00 in return. If a car has been abandoned or has reached its life expectancy, the owner would bring the vehicle registration to DPW and request that the vehicle be picked up, the owner would then receive \$75.00 in return.

Director Palomo: Supports the concept of the "Vehicle Recycling Program", however, to "sanitize" a vehicle (clear of all gasoline, oils etc.) it would cost approximately \$200.00 per vehicle. In addition to that, it costs the government \$50.00 to remove or pick up abandoned junk vehicles.

Senator Brooks: Inquired as to whether or not the Department of Public Works had any short and long range solutions in reference to the Solid Waste Transfer Station. If so, what are they?

Director Palomo: The staff of Department of Public Works is in the process of establishing a plan of action in response to the notice of violation by Guam EPA. The short range plan is in cooperation with P.T. Miers, whereby a shredder has been ordered and will be on island by the 15th of March. The long range plan would be to identify another government-owned lot for the relocation of the transfer station.

Senator Brooks: Inquired as to the Public Law which prohibits the giving away of junk vehicles/scrap metals and requested that the Public Law be researched and clarified. Additionally, has an alternate site been identified by the Department of Land Management to relocate the Transfer Station.

Director Palomo: To comply with the Guam EPA Notice of Violation, the Department of Public Works is looking at the possibility of additional space at the Ordot Landfill to bury the scrap metals. The negative aspect is solving the Dededo Transfer Station problem and at the same time shortening the life span of the Ordot Landfill. However, a compliance to the notice of violation still exist.

Vicente Garrido - Dededo Resident

Provided verbal testimony in the vernacular. In his own opinion, the operations of the Dededo Transfer Station should be shut down because of the continued stock piling of scrap metal materials which has already reached its limit and may one day fall onto Marine Drive. Mr. Garrido commended the DPW employees assigned to the Transfer Station and recommended that protective gear be authorized for the safety of the workers. Mr. Garrido continued that chemical waste such as gasoline, oils and other contaminants are presently situated on top of the soil and in some cases possibly below the soil thereby placing our water resource in jeopardy. Mr. Garrido commented that it is ironic that the Guam Municipal Golf Course has a sign placed in the vicinity of the Dededo Transfer Station that "Guam Is Beautiful", however with the situation at the Transfer Station, it is not beautiful but pitiful. Of the 30 years living in Dededo, Mr. Garrido informed the members that he has never seen the Transfer Station become what it is today. Additionally, in the event of another typhoon such as

Typhoon Omar, the possibility exist for scrap metals flying over to the Dededo Power Plant causing power outages and thus the need for load shedding.

Blaine McDermott - Representative, P.T. Miers & Co.

Provided the committee with a verbal testimony. Mr. McDermott read information to the members from a fax dated February 2, 1993 regarding the status of the shredder. Problems that contribute to the delayed arrival of the shredder are both financial and in the shipping process. The definite date of arrival is unknown at this time, however, the estimated date of arrival may be some time in mid-March.

Vicente Blaz - Dededo Resident

Provided the committee with a verbal testimony. Mr. Blaz praised Senator Nelson for addressing the need to resolve the problem with the Dededo Transfer Station. Mr. Blaz also supported the concept proposed by Senator Pangelinan in reference to the "Vehicle Recycling Program". Mr. Blaz also reminded the members of the committee that the problems related to metal waste extends farther, and is not limited to junk vehicles and that there is a need for management of solid waste.

Fred Castro - Administrator, Guam Environmental Protection Agency

Provided the committee with a written testimony, however, requested that he be allowed to summarize the context of the submitted testimony. For the information of the committee members, Mr. Castro outlined briefly that based on the Department of Revenue and Taxation data, there are 100,000 vehicles registered, and that in 1989, due to the economic and construction boom, the total number of vehicles registered increased from 79,000 to 89,000. These figures do not include tour buses or heavy equipment vehicles which are also being abandoned along Guam's highways today. Based on the fact that a vehicles life span does not last as long as it should on Guam, the problem of junk vehicles will always exist. Mr. Castro continued that the solution is not to identify an alternate site for the purpose of supplementing or expanding the operations the Dededo Transfer Station, however, the solution lies in developing a viable process to include the collection and the proper processing of scrap metals for the purpose of exploring marketing possibilities in Asia. Mr. Castro also supports the concept of the "Vehicle Recycling Program" proposed by Senator Pangelinan, provided that the program is managed properly. The immediate problem at the Dededo Transfer station is to secure the oils, batteries and any coolants or fuels that may

still be in the vehicles. In the meantime, Guam EPA will be working on an interim plan to address the situation at the Dededo Solid Waste Transfer Station.

Dr. O.V. Natarajan - Administrator, Division of Environmental Health, DPHSS (Representing the Director)

Provided the committee with a written testimony by the Director of the Department of Public Health. Dr. Natarajan commended Senator Nelson for addressing the problem of the Dededo Transfer Station. However, Bill No. 69 is a short term or "Band aid solution" to the existing problem. Dr. Natarajan elaborated on the meaning of the "Transfer Station". The basic purpose of the Transfer Station is to allow the residents to dispose of their residential waste, which in turn is supposed to be transferred to another site (Ordot Landfill) daily or as many times as possible in a week. Although the acceptance of bulky metallic waste has been discontinued by a stop order from the Guam EPA, the negative aspect of the stop order may cause or encourage people to either keep the bulky metallic waste on their property thus creating a health hazard environment, or the metallic waste may be dumped in the boonie areas or along Guam's highways. Dr. Natarajan suggests a 2% disposal cost deposit on bulky items imported into Guam. (i.e. a \$10,000.00 car imported into Guam would have a \$200.00 disposal deposit cost paid by the importer) When the vehicle has been properly disposed of, the importer is refunded \$200.00. The written testimony provides several aspects for addressing the problems at the Dededo Solid Waste Transfer Station. Dr. Natarajan emphasized that the committee look at Aspect No. 3 which proposes for garbage collection and disposal services as a utility such as power, water, telephone and sewer. (Please see testimony enclosed)

David Santos - Representative, ESECO Ltd.

Mr. Santos informed the members that ESECO Ltd. is a Waste Management Company, 2 years in operation. ESECO Ltd. is presently capable and experienced in consolidating and exporting metal waste. In March of 1991, ESECO Ltd. shipped out approximately 2,500 tons. In 1992, 2,800 tons of scrap was shipped out. Mr. Santos questioned what is the governments proposal to address the situation of the existing metallic waste on top of the northern water resource. Is the government going to charge a fee for residents to dispose of their metallic waste at the transfer station? Why has there been no improvement by the company contracted by the government to collect and dispose of the metallic waste? Mr. Santos emphasized the need for the government to implement plans for the disposal of the metal waste. The urgency to remove the

metallic waste is timely based on the fact that ESECO Ltd. will be shipping out scrap metals either during the month of August or September of 1993. Mr. Santos continued that the solution to the overgrowing problem is to contract ESECO Ltd. with the guarantee that all scrap metals will be removed and shipped off island within a specific period of time.

Paul Tobiason - Recycling Association of Guam

Mr. Tobiason informed the members that he is not the official representative of the association. Highlighted on the discussion of the "ADF" or the "Advanced Disposal Fee" and recommended that the "ADF" be considered for appliances such as refrigerators, freezers and air conditioners as well as automobiles. Mr. Tobiason mentioned the fact that the association library has literature that focuses on the various methods used by other states in recycling car batteries. In addition to that, Mr. Tobiason talked about a \$200.00 or \$300.00 "ADF" for new automobiles to be placed in an escrow fund to accumulate interest and that the owner of the car or the individual who finds the vehicle will receive 60% from the fund while 40% will go to the recycler to ensure that the recycler will benefit profitwise. Mr. Tobiason offered that the Recycling Association of Guam is willing to provide whatever assistance it can to help with the solution to the problem that now exist.

Seymore Bauer -

Questioned the reason for sending the metallic waste off island when the problem can be used as an asset here on island. Mr. Bauer suggested the use of the inmates to be trained as laborers to clean up or dismantle an automobile, such as the removal of oils, gasoline etc. and be paid for the work they have performed. In return, when the inmate has served his/her time, the inmate would have developed a skill that would allow the he/she to form a group and in turn establish a business to provide the service needed. Shipping the materials off island would close the gap on future possibilities.

At this time, Senator Nelson allowed for questions and or comments by the members of the committee.

Senator Reyes: Agrees with the concept expressed by Mr. Bauer in reference in trying to put to use the scrap materials as well as training individuals in the processing of the automobiles. Senator Reyes supports the concept of developing a program for recycling materials, however,

there is an urgent need to address the problem that is sitting on top of the water lens.

Seymore Bauer: The main point is not in identifying the laborers be it inmates, local or imported laborers, the issue is allowing for a smelter to be brought into the island in an attempt to clean up the island.

Senator Pangelinan: The problem is in identifying the resources to address the situation at the Dededo Transfer Station. The solution is providing the financial resources to help resolve the removal and disposal of the solid waste and the "ADF" concept is perhaps the ideal approach.

Paul Tobiason: Reiterated the consideration of establishing a program to allow for the recycling of automobiles, refrigerators, freezers and air conditioners.

For the record, written testimony was received from David L.G. Aquiningoc, Superintendent, Solid Waste Division of the Department of Public Works in reference to Bill No. 69. (Enclosed)

This concludes the summary of testimonies provided by the government officials, representatives of private companies and the general public on Bill No. 69.

**COMMITTEE ON GENERAL GOVERNMENTAL OPERATIONS
AND MICRONESIAN AFFAIRS
Twenty-Second Guam Legislature**

**PUBLIC HEARING
6:30 p.m.; Tuesday, March 2, 1993
Dededo Community Center**

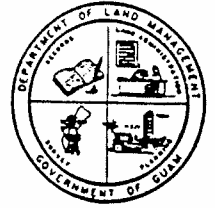
Dededo Solid Waste Transfer Station

SIGN-IN SHEET FOR GENERAL PUBLIC

Name	Municipal District	Mailing Address
JOSE TECHAIRA	Dededo	P.O. BOX 4213 Agaña, GU 96910
Vicente C. Fernandez	Dededo	Gen Del Outpost Office
Josephine Torres	—	Dept. of Public Works
John ...	—	" " " "
NORMA AFLAGUE		DPW
CHARLIE ADA		DPW
TETHO SENIND	Dededo	—
Ric ...	"	P.O. PWA 8425 Dededo
✓ Raymond E. Bauer	Yigo	472 ROUTE 8 SUITE 1B-333 Maite, Guam 96927
Map ...	MANGILAO	80 PO Box 2550 Mang.
Willy ...	Mangilao	P.O. Box 2550 Agaña
DAVID AGUIAR	BARRIGADA	139 N. HAROLD COT. LIGUAN TERRACE 96912
Bernadette ...	Litillo	P.O. Box 2147, Santa Rosa
John R. ...	"	"
Bill Butcher Rep. Sen. Herminda O. ...	Barr.	P.O. Box 887 Agaña, Gu. 96910
Ronald L. ...	Tam.	DPW
Don ...	Dededo	P.O. Box 4223 Agaña, Gu 96910
Ronald T. ...	Dededo	DPW
LUKE JONGUI	SINAJANA	400 Chela ...
O.V. NATARSIAN	DEPT OF PUBLIC HEALTH.	
GEORGE GLORY	Dededo	Box 10436 Tamuning



DEPARTMENT OF LAND MANAGEMENT
(DIPATTAMENTON TANO')
Government of Guam
P.O. Box 2950
Agana, Guam 96910



JOSEPH F. ADA
Governor

Tel: (671) 475-LAND • Fax: (671) 477-0883

F. L. G. CASTRO
Director

FRANK F. BLAS
Lieutenant Governor

March 3, 1993

JOAQUIN A. ACFALLE
Deputy Director

The Honorable Ted S. Nelson
 Chairman, Committee on General
 Governmental Operations and
 Micronesian Affairs
 Twenty-Second Guam Legislature
 Agana, Guam 96910

Subject: Legislative Bill Nos. 69 and 71

Dear Mr. Chairman:

I had promised during the Public Hearing of the subject mentioned Bills that a belated written testimony will be submitted and that is the purpose of this letter. Accordingly, I am submitting the following comments:

1. LEGISLATIVE BILL NO. 69

The Department fully supports the intent of Bill No. 69 and should be implemented at the earliest time possible. We are further recommending that once the said Site has been cleared of the junks, no further consideration should be given into the further use of the property for the same purpose. By this recommendation, we shall be complying to the mandate as spelled in Section 61566, 21 GCA Chapter 61-Zoning Law. Said provision of Law states as follows:

"The nonconforming use of a building or premises for the purpose of operating a junk yard within any Agriculture ("A"), Residential ("R-1" and "R-2"), or Commercial Zone ("C" and "LC") shall, within five (5) years after the effective date of this Chapter, be discontinued and the building or premises thereafter devoted to a use permitted in the zone in which such building or premises are located."

Accordingly, the move to identify an alternate Site should and must be taken and with that in mind, the Department of Land Management is standing prepared to work with Public Works and the Guam Environmental Protection Agency to achieve the requirement. The Department has two (2) Site in mind to recommend but I rather that I do not mention the Sites until we discuss the matter with the Governor and the preceding mentioned Agencies of the government. The Department stands prepared to meet whenever the schedule is conclusive.



Letter to Sen. T. S. Nelson
Re: Legislative Bill Nos. 69 and 71
March 3, 1993
Page 2 of 2 pages

2. LEGISLATIVE BILL NO. 71

We are also supporting the intent of Bill No. 71, with the recommendation of course that the wordings of the said Bill be amended as are shown on the attached. Again and as I stated on my verbal testimony yesterday, Land Management shall be happy to work with the Office of the Mayor of Dededo to implement the intent.

Relative to the concept brought up by the Honorable Ed Reyes for a central Farmers Market Area for Northern Guam, we also support the movement and in that regards we recommend that every effort should be taken in asking the Federal Government into transferring Lot No. 10155-1 to the Government of Guam for the said purpose. Earlier this morning, we provided the Legislature with copies of the Map of the said lot and my letter of October 19, 1989.

Thank you for allowing me into making a belated submission of my written statement.

Sincerely yours,



F. L.G. CASTRO
Director, Department of
Land Management

Enclosure

Mayor Jose A. Rivera's

TESTIMONY FOR BILL 69
3/2/93

My name is Jose A. Rivera, Mayor of Dededo.

Senator Ted Nelson, Chairman of the Committee on Governmental Operations and Micronesian Affairs, and Committee Members, on behalf of the Dededo Municipal Planning Council and the people of Dededo, I thank you for your presence here tonight to listen to views from our Dededo Residents and other concerned citizens on Bill 69 which addresses Dededo's plight, the graveyard overflow with junk vehicles and metallic materials along the village's main highway.

The Dededo Municipal Planning Council's drafted and submitted Resolution 92-11 to all Senators of the Twenty-First Guam Legislature. It pertains to the concern of this junk vehicle/metallic graveyard. A copy of this resolution was also submitted to Guam Environmental Protection Agency, Department of Public Health and Department of Public Works. However no action has been taken and the Dededo Municipal Council is on the verge of re-submitting it.

The horrid display of piles of rusted metal and junk vehicles covers a large area from the GPA Turbine Station to Department of Public Works Solid Waste Station and from the Municipal Golf Course to Marine Drive. Now this monstrosity did not happen overnight and for us to trace back and pin-point fingers is not my motive, but I come here to plead for a solution to rid the area of this highly dangerous piles of junk and health hazard and to appeal to you Senators to discontinue the dumping of junk vehicles and metallic material from our village and use the land for a park or other purposes that would enhance the beauty of our village of Dededo.

The junk vehicles and metallic junk is piled so high that it creates a wall of rust, and the possibility of experiencing an avalanche along Route One is very real! Senators, can you imagine what terrifying accidents it would cause and maybe lose of lives! Is this what we are waiting for! This junk yard is situated above the northern water lens. All sorts of metallic junks are dumped. The acid from the car batteries, freon liquids from refrigerators and air conditioners and other chemicals that we are not aware of are

being stored and possibly spilling into the ground. I do not know of any preventive measures being taken or of any protection placed on the ground.

And it is shocking to see that all the island's junk vehicles continue to be pulled up to Dededo and piled here day after day. The snakes and rodents consider this junk area their haven. Foremost, is to protect the people's health and safety. In order to safeguard our northern water lens, the entire junk graveyard must be cleared completely and discontinue usage for such purpose. I appeal to you Senators, help us erase this nightmare and listen to our plea!

This land once cleared could be used for a park along Marine Drive or utilized for a recreational facility to serve that sector of our community. We must take pride to heighten beautification along our main highway. This of course would go hand in hand with the Governor's Beautification Program instead of the opposite, as it stands now.

You have heard my testimony of Dededo's junk graveyard plight. Now it is time to pull together to see that Bill 69 becomes a Public Law so that the entire site is cleared, The land can then be used for a park or for other purposes with a prerequisite that it will not be an eyesore to our main highway. In the meantime, dumping junk vehicles and metallic materials in this area must be discontinued immediately.

Again, I thank you for listening to Dededo's plea. The Dededo Municipal Planning Council and Dededo Village look forward to your sincere devotion and expertise in working together with all the senators for the passage of Bill 69. God bless us all!


JOSE A. RIVERA
Mayor of Dededo

**DEDEDO MUNICIPAL PLANNING COUNCIL
MUNICIPALITY OF DEDEDO**

RESOLUTION NO. 92-11

Introduced by:

Jose A. Rivera, Chairman
Doris S. Palacios, Vice Chairman
Members:
Jose C. Benavente
Kin M. Borja
Rudy B. Borja
Margie Cepeda
Juan A. Espinosa
Felicidad R. Isaac
Dr. Lawrence F. Kasperbauer
Benjamin L.G. Lujan
Frances C. Roberto
Linda M. Quichocho
John S. San Agustin
John M. Vega
CW3 William Lawrence (Honorary Member)
Lt. J.K. DeCamp (Honorary Member)
Bro. Roland Galope (Honorary Member)

Relative to the Dededo Municipal Planning Council requesting the Governor of the Territory of Guam and the Twenty First Guam Legislature for the removal of all junk vehicles and metallic material from the area adjacent to the Dededo Transfer Station in Dededo and to discontinue dumping such materials so land area can be utilized for other purposes.

**BE IT RESOLVED BY THE DEDEDO MUNICIPAL PLANNING COUNCIL,
MUNICIPALITY OF DEDEDO:**

WHEREAS, adjacent to the Dededo Transfer Station lies a graveyard overflow with junk vehicles and metallic materials that extend to Marine Drive, and junk continues to be dumped.

WHEREAS, said junk area located in Dededo has become the junk yard for the entire island of Guam.

WHEREAS, there is no fence to constrain these junk piles from spilling all over Highway One causing an accident and/or loss of lives.

WHEREAS, chemicals from junk vehicles or refrigerators, etc., may be leaking and contaminating our water lense which would pose a peril to the health of the public.

WHEREAS, said junk is an eyesore in full view of motorists driving on not only Dededo but Guam's main highway. Therefore, be it

RESOLVED, that the public must be protected from a junk avalanche that could cause an accident and/or take lives. And we must do everything within our power to avoid poison in

our northern water lens that endanger the health of the people.

RESOLVED, that said horrid junk display is not only an eyesore in our village, but a setback to the Dededo Municipal Planning Council and Governor's Beautification Program's goal of beautifying and having a litter-free island.

RESOLVED, that removal of all junk vehicles and metallic materials can no longer be ignored. This junk grave yard must be eradicated so the land can be utilized for a park or another purpose that would compliment our village.

RESOLVED, that it is imperative for the government to remove all junk vehicles and materials and discard of them off island even if it requires contracting a private company.

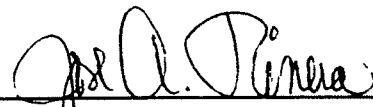
RESOLVED, that if needed an island-wide junk yard be located elsewhere on the island where it will not pose a safety hazard.

RESOLVED, that funding could be secured by imposing a fee for residential garbage pickup. The contract would include the clearing of all junk material all over the island.

RESOLVED, that environmental educational programs are helpful, but without input are ineffective. Making laws without enforcement are useless, but an informed public with an incentive and imposing strict fines may be the answer.

RESOLVED, that the Chairman of the Dededo Municipal Planning Council certify to and the Secretary attest the adoption hereof and that copies of the same be therefore transmitted to the Governor of Guam, Lt. Governor of Guam, all Senators in the Twenty-First Guam Legislature, Guam Environmental Protection Agency, Dept. of Public Health, Dept. of Public Works,

DULY RECORDED AND REGULARLY ADOPTED BY THE DEDEDO MUNICIPAL PLANNING COUNCIL ON THE 10th DAY OF November, 1992



JOSE A. RIVERA
Chairman



MARGIE CEPEDA
Secretary



Madeleine Z. Bordallo

SENATOR

Guam Legislature

F A X T R A N S M I T T A L - C O V E R S H E E T

Date: MARCH 02, 1993

From: The Office of Senator Madeleine Z. Bordallo
 FAX number 472-3585

Sent by: SENATOR BORDALLO'S OFFICE

To: SENATOR TED NELSON'S OFFICE

FAX number: 477-3404
 ~~472-3516~~

Number of pages transmitted (including cover sheet): 3

Please call 472-3581/3 if you are experiencing difficulty in receiving this transmission.

REMARKS:



Madeleine Z. Bordallo

SENATOR

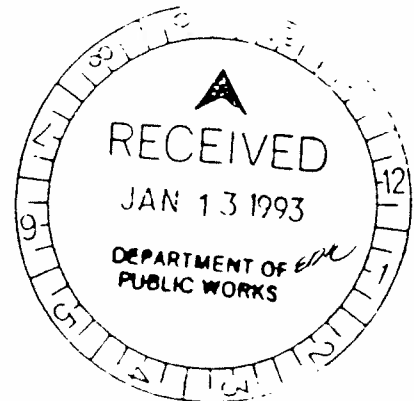
Guam Legislature

January 8, 1993

TO: Governor Joseph F. Ada
Governor of the Territory of Guam

FROM: Senator Madeleine Z. Bordallo
Twenty Second Guam Legislature

SUBJECT: Dededo Dump Site



Dear Governor Ada,

The area next to the Dededo Transfer Station continues to be a dumping ground for junk vehicles and scrap metal.

Being environmentally conscious and wishing to insure the safety of our citizens, Resolution No. 425 that I introduced on December 2, 1992 requests that

"THE GOVERNOR OF GUAM TO INSTRUCT NECESSARY GOVERNMENT OF GUAM AGENCIES TO IMMEDIATELY COORDINATE EFFORTS FOR THE REMOVAL OF ALL THE JUNK VEHICLES AND METALLIC MATERIALS FROM THE AREA ADJACENT TO THE DEDEDO TRANSFER STATION AND TO CEASE ANY FURTHER DUMPING OF SUCH MATERIALS ON THE AFOREMENTIONED PROPERTY."

Attached is a copy of the resolution. I ask for your prompt and immediate attention into this matter.

Madeleine Z. Bordallo
MADELEINE Z. BORDALLO

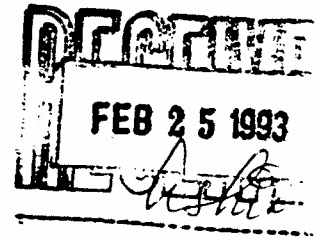
cc:

Benigno Palomo
~~Director of Public Works~~

Sabino Flores
Acting Chief of Engineer
Department of Public Works

for
FAX
Palomo
ms
public works

FEB 23 1993



MEMORANDUM

TO: Director of Bureau of Planning
FROM: Director of Public Works
SUBJECT: Removal of Junk Vehicles
Dededo Transfer Station

On December 2, 1992, Senator Madeleine Z. Bordallo, introduced Resolution #425 to the 21st Guam Legislature requesting the removal of all junk vehicles and metallic materials adjacent to the Dededo Transfer Station.

In order for us to act on the resolution, government land has to be identified whereby junk vehicles and metallic materials can be properly transferred to and disposed. Currently the Ordot Landfill can not be utilized, as a means of quick fix, to accommodate the disposition of metallic materials. The landfill is filled to capacity and poses environmental and hazardous safety problems that can not be compounded with additional disposal of metallic waste materials.

Attached for your information is a copy of Senator Bordallo's letter of January 8, 1993 as well as a copy of Resolution #425 she had introduced.

Your utmost assistance in identifying government land to address the resolution is greatly appreciated. Mr. David Aquinog, Superintendent of Solid Waste, will be available to answer any questions. He can be reached at 646-3134/3252.


BENIGNO M. PALOMO

Attachment

cc: Senator Madeleine Z. Bordallo
Guam EPA
Dept. of Land Management

Resolution No. 425 (COR)

Introduced by:

M. Z. Bordallo
C. T. C. Gutierrez
J. P. Aguon

E. P. Arriola	D. Parkinson
J. G. Bamba	M. J. Reidy
A. C. Blaz	M. C. Ruth
D. F. Brooks	J. T. San Agustin
H. D. Dierking	P. R. Santos
E. M. Espaldon	D. L. G. Shimizu
P. C. Lujan	T. V. C. Tanaka
G. Mailloux	A. R. Unpingco
M. D.A. Manibusan	



Relative to requesting the Governor of Guam to direct the appropriate government of Guam agencies to coordinate efforts for the immediate removal of all the junk vehicles and metallic materials stored at the area adjacent to the Dededo Transfer Station and to cease any further dumping of such potentially hazardous materials at such site.

BE IT RESOLVED BY THE LEGISLATURE OF THE TERRITORY OF GUAM:

WHEREAS, over the years the government of Guam property adjacent to the Dededo Transfer Station has been utilized by the general public as a dumping area for junk motor vehicles and metallic materials, thereby causing dangerous conditions to exist because of the lack of any fencing or other barrier to prevent pollutants oozing from these junk vehicles and metals from overflowing onto the nearby roads and highways, and making it likely that the hazardous chemicals originating from this junk will soak into the ground and contaminate the water lens within the area, posing a tremendous health risk to the community; and

WHEREAS, with the continual accumulation of the refuse materials at this very public site being recognized both as a major eyesore and as a health hazard, the Legislature acknowledges that this continuing problem needs to be resolved immediately, and all necessary action taken as soon as possible; now, therefore, be it

RESOLVED, that the Twenty-first Guam Legislature does hereby on behalf of the people of Guam respectfully request and memorialize the Governor of Guam to direct the appropriate government agencies to take immediate action to remove the junk vehicles and metallic materials dumped on the property adjacent to the Dededo Transfer Station, and to make sure that dumping on the property in the future be prevented; and be it further

RESOLVED, that the Speaker certify to and the Legislative Secretary attest the adoption hereof and that copies of the same be thereafter transmitted to Benigno M. Palomo, Director of Public Works; to Fred Castro, Director of Guam Environmental Protection Agency; and to the Honorable Joseph F. Ada, Governor of Guam.

DULY AND REGULARLY ADOPTED ON THE 29TH DAY OF DECEMBER, 1992.

Pilar C. Lujan

PILAR C. LUJAN
Senator and
Legislative Secretary

Joe T. San Agustin

JOE T. SAN AGUSTIN
Speaker

FRED M. CASTRO
Administrator

JOANNE M. BROWN
Deputy Administrator

GUAM ENVIRONMENTAL PROTECTION AGENCY



D-107 HARMON PLAZA, 130 ROJAS ST., HARMON, GUAM 96911 TEL. NO. 646-8863/5 FAX: 646-9402
AHENSIAN PRUTEKSION LINA'LA GUAHAN

MAR 02 1993

Honorable Ted S. Nelson
Senator, Twenty Second Guam Legislature
Chairman, Committee on General Government
Operations and Micronesian Affairs
297-B West O'Brien Dr.
Agana, Guam 96910

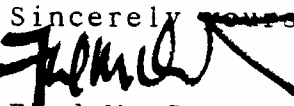
Dear Mr. Nelson:

The Guam Environmental Protection Agency has received your proposed Bill No. 69(LS) which would authorize the Director of Public Works (DPW) to enter into a contract with a successful bidder for the removal of the scrap metal (bulky waste) at the Dededo Transfer Station.

Please be advised that this Agency is in support of the Bill. However, if the Dededo Transfer Station is to continue to be used as a staging site for scrap metals, all potential hazardous wastes such as batteries, coolants, freons, fuel and differential oil affiliated with the bulky waste must be removed before they are to be transported to the Dededo Transfer Station.

Furthermore, the Bill should discuss the long term plans for the Dededo Transfer Station, especially if the station is intended to be a permanent transition site for scrap metals. In addition, the Bill must include provisions that requires the Station to provide fencing around the scrap metal site as a safety precaution for the public and be covered with an asphalt surface to prevent seepage of hazardous waste into the ground. The Bill must also require DPW to closely monitor the site and perhaps generate quarterly reports detailing the quantity and types of bulky wastes received by the station.

Guam EPA appreciates this opportunity to comment on Bill No. 69(LS) and should you have any questions or comments, please feel free to contact the Solid and Hazardous Waste Program at GEPA at 646-8863/4/5.

Sincerely yours,

Fred M. Castro
Administrator



DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES

GOVERNMENT OF GUAM
P. O. BOX 2816
AGANA, GUAM 96910



Honorable Senator Ted S. Nelson
Chairman
Committee on General Governmental Operations
and Micronesian Affairs
Twenty-Second Guam Legislature
297-B West O'Brien Drive
Agana, Guam 96910

Dear Senator Nelson:

Thank you for giving the Department of Public Health and Social Services the opportunity to provide our comments on Bill No. 69 relative to authorizing the Director of Public Works to dispose of all scrap metals and the status, condition and plans for the Dededo Solid Waste Transfer Station.

We all agree that the present problem at the Dededo Solid Waste Transfer Station is messy, dangerous and shameful and it needs to be addressed as soon as possible.

Bill No. 69 appears to be an immediate and short term solution for this existing problem. In a way it is a "Bandaid solution". Before we focus our efforts in developing solutions, let us think back why this problem came about. The Solid Waste "Transfer" Station as the name implies, is a "transfer" station. This means anything which is dumped here is supposed to be transferred to another site daily or at least many times in a week. The "transfer" station is like an ambulance transferring patients from the accident site to the hospital. Nobody leaves the patient in the ambulance forever. However, that's what actually happened in the Dededo Solid Waste "Transfer" Station.

Your Committee differentiates correctly so between the Solid Waste Transfer Station and the problem of bulky wastes, but a majority of the people consider these two problems as one problem.

We heard from news media recently - perhaps as a reaction to your Committee's scheduling of public hearings - that Guam EPA issued a Notice of Violation for Department of Public Works (DPW) and the DPW have issued an order not accepting any more bulky waste at the "transfer" station. We think Guam will be going in the wrong direction if we are going allow this to continue. By not allowing people from bringing their bulky waste to the transfer station, we are allowing, - in fact, encouraging - people to keep the bulky waste either in their own property or dump in the boonies and byways. The same pollutants which are present in this bulky waste at the Transfer Station are present wherever these bulky

wastes are and have the same pollution potential for the ground water in addition to the environmental health hazards such as harboring rodents and facilitating mosquitos and flies breeding. Let us give an analogy to bring home this point. Suppose our Correctional Facility at Mangilao is overloaded, instead of doing something significant about it, the Director of Correction says^s that he won't accept any more inmates and that the inmates will be allowed to be living in the community, how would you react? The result of this focus on the problem and the steps taken to solve that is more dangerous than the current situation.

We should coordinate our efforts in solving this problem not only on a short term basis but also on a long range basis. One suggestion is to put a 2% disposal cost deposit on any bulky item imported into Guam. As an example if somebody imports a \$10,000 car into Guam, a \$200 deposit is collected from the importer as a disposal cost deposit. This deposit will be refunded to the owner of the subject car when that car is brought to the designated "car cemetery". This will give an incentive for the people not to abandon the unusable car except in the designated place. Another example would be that an importer of a \$1,000 refrigerator will be asked to deposit a \$20.00 disposal cost which would be refunded after *proper* disposal of the refrigerator.

An excerpt from a previous testimony on a round table meeting during the 21st Guam Legislature is given below.

Several aspects should be considered for addressing the solid waste problems.

1. We should constantly implement a public education program to change our "throw-away" mentality. Unless this is changed we will never overcome this problem. We do understand this is a long range solution.
2. If needed, we should be prepared to ban certain products such as materials which are not biodegradable for a long time and/or materials which gives a toxic fumes and leachates from being imported into Guam. A legal review may be necessary.
3. We should consider garbage collection and disposal services as a utility such as water, sewage, power and telephone. We should levy more charges for people who create more garbage. Administratively, the Solid Waste Division in DPW can be converted to a Utility operation. There may be two other alternates: a) The Solid Waste Division can be transferred to PUAG with funds already, water/service as utilities. b) To supplement Governments operation we could franchise private operators such as Commercial Sanitation to service certain areas of the island. Coincidentally this will satisfy the requirement of the Federal Government and release Federal funds for solid waste disposal.
4. We should consider "separation at source" for possible recycling and

for making the handling of waste disposal easier. The generator of garbage should be required to separate the wastes into at least three categories - 1. Metal/glass; 2. Paper and other combustibles; 3. Other materials. This will augment the efforts to build an incinerator which could produce electrical power.

5. We boast that Guam has "progressed" significantly two decades. Of course, we have more cars in Guam and as well as more # of concrete houses. However, on solidwaste collection have we progressed or regressed?

In late sixties and early seventies we had garbage collection twice a week. But we have reduced the twice a week collection to once a week collection. How can we term this as a progress?

In about ten days the common house fly grows from the egg stage to an adult insect. Under warm temperatures such as in Guam, this time may be less. The larval stage exists about five days. The larval stage is the growing period of the fly and the size of the adult will depend entirely upon the growth that the larva attain. The mature maggots usually crawl away from their breeding place burrowing into loose ground. Even if we remove the garbage and other source on the sixth day still burrowed maggots will become flies. So we must interrupt the cycle by removing the garbage within five days. So we should consider twice a week collection at least once in four or five days.

6. We should consider building and operating additional solidwaste transfer station. In 1975-76 we constructed the first at Malojloj, Inarajan. Now we have three. These are not enough. There is immediate need for one at around Route 15 to serve Mangilao, Barrigada latter its communities.
7. Another related issue is the metallic solidwaste created by the carcasses of cars, trucks, and appliances such as refrigerator, stoves, washing machine, dryers, etc. Now we have an abandoned vehicle fund levied upon everyone at the time of registration of the vehicle. However, it does not penalize the person who actually abandons the hulk of the car at a public place. There is no positive incentive for him to take the hulk to a designated place.

Consideration should be given for a 'dead car deposit' of say \$200 to be levied in all imported cars. When a legal owner of an old car returns that to the designated graveyard, the deposit should be returned to him.

8. Reduction of solidwastes should be encouraged. One such way is composting. Recently Recycling Association of Guam has increased its activities in promoting this option. Individual and community composting should be promoted and support for this should be given by way of demonstration projects technical assistance and training.

On behalf of DPH&SS, I would like to thank you and your committee for providing an opportunity to give our comments on this matter.

LETICIA V. ESPALDON, M.D.
Director

Introduced

JAN 04 '93

TWENTY-SECOND GUAM LEGISLATURE
1993 (FIRST) Regular Session

Bill No. 69(LS)

Introduced by:

T. S. Nelson

AN ACT TO AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO
DISPOSE OF ALL SCRAP METALS

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

2 Section 1. Within one hundred twenty days after enactment of this Act, the Director
3 of the Department of Public Works shall enter into an agreement with any interested
4 business organization, either on-island or off-island, for the purpose of removing all scrap
5 metal and from the island. The successful bidder for this project shall not be charged for
6 the scrap metal but shall post a One Hundred Thousand Dollar (\$100,000) performance
7 bond to assure they shall complete the project within twelve months.

8 Section 2. The Director shall offer this contract each year on the same terms to any
9 interested party.