

***Effective 5/12/2015***

**63N-2-406 Eligibility review.**

- (1) The office shall:
  - (a) review and evaluate an application submitted under Section 63N-2-404; and
  - (b) determine whether the municipality or county is eligible for designation as a recycling market development zone.
- (2) In designating recycling market development zones, the office shall consider:
  - (a) whether the current waste management practices and conditions of the county or municipality are favorable to the development of postconsumer waste material markets;
  - (b) whether the creation of the zone is necessary to assist in attracting private sector recycling investments to the area; and
  - (c) the amount of available landfill capacity to serve the zone.

Renumbered and Amended by Chapter 283, 2015 General Session