

RESOLUTION NO. 050-17R

A RESOLUTION APPROVING THE AMENDMENTS TO THE ERIE COUNTY SOLID WASTE MANAGEMENT DISTRICT PLAN UPDATE; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, Ohio Revised Code §3734.56(A) requires each Solid Waste Management District in Ohio to write and follow a Solid Waste Management Plan for the purpose to assure that the District has sufficient waste disposal capacity and waste reduction and recycling opportunities for its residents and businesses and requires the Plan to be updated every five (5) years; and

WHEREAS, the Erie County Solid Waste Management District Plan Update was approved by this City Commission by Resolution No. 062-16R, passed on October 24, 2016, and by the Ohio Environmental Protection Agency on March 20, 2017; and

WHEREAS, the Erie County Solid Waste Management District Policy Committee has determined the need to make certain amendments to the Plan in accordance with O.R.C. 3734.56(E), which includes: increasing the Community Grants amount, supporting public and private purchasing of recycled-content products with grants, and providing the Erie County Sheriff with an annual grant to provide litter collection community services and to investigate and enforce litter and environmental laws; and

WHEREAS, on June 27, 2017, the Erie County Solid Waste Management District Policy Committee adopted Resolution No. 117-1 to amend the March 20, 2017, approved Solid Waste Management Plan Update; and

WHEREAS, on August 3, 2017, the Erie County Solid Waste Management District Policy Committee held an open public hearing pursuant to Ohio Revised Code to consider amendments to the approved Erie County Solid Waste Management Plan Update and on August 23, 2017, executed a Ratification Statement for Resolution No. 117-1; and

WHEREAS, the largest municipality in the County in addition to a certain percentage of the remaining political subdivisions must approve the amendments in order for the amendments to become effective; and

WHEREAS, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to approve the Plan Update amendments and submit a Resolution to the Erie County Solid Waste Management District Policy Committee by the requested deadline of October 22, 2017; and

WHEREAS, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Public Works, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky,

Ohio, finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Resolution** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. This City Commission hereby approves the amendments to the Erie County Solid Waste Management District Plan Update approved by the Ohio Environmental Protection Agency on March 20, 2017, as contained in Resolution No. 117-1, adopted by the Policy Committee of the Erie County Solid Waste Management District, a copy of which is on file in the Office of the Clerk of the City Commission and attached to this Resolution, marked Exhibit "A", and specifically incorporated as if fully rewritten herein

Section 2. The Clerk of this City Commission is hereby directed to provide a certified copy of this Resolution to the Erie County Solid Waste Management District Policy Committee.

Section 3. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5. That for the reasons set forth in the preamble hereto, this Resolution is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



DENNIS E. MURRAY, JR.
PRESIDENT OF THE CITY COMMISSION

ATTEST:



KELLY L. KRESSER
CLERK OF THE CITY COMMISSION

Passed: October 10, 2017

RESOLUTION NO. 117-1

A RESOLUTION OF THE POLICY COMMITTEE OF THE ERIE COUNTY SOLID WASTE MANAGEMENT DISTRICT PROPOSING AMENDMENTS TO THE ERIE COUNTY SOLID WASTE MANAGEMENT DISTRICT PLAN.

The Policy Committee of the Erie County Solid Waste Management District met this 27th day of June, 2017, in Special Session with the following members present:

Robert L. England, James A. Guerra, William J. Monaghan, Jeffery L. Ferrell, Andrew D. White, Celine Hemminger.

Mr. Monaghan introduced the following resolution and moved its adoption.

WHEREAS, this Solid Waste Management District completed the 2015 solid waste management Plan update and it was approved by the Ohio Environmental Protection Agency on March 20, 2017; and

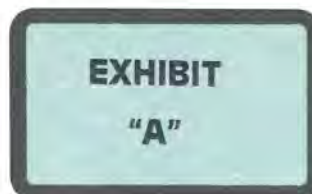
WHEREAS, this Solid Waste Management District Policy Committee has determined the need to make certain amendments to the Plan under Ohio Revised Code Section 3734.56 (E), which includes: increasing the Community Grants amount, supporting public and private purchasing of recycled-content products with grants, and providing the Erie County Sheriff with an annual grant to provide litter collection community services and to investigate and enforce litter and environmental laws; and

WHEREAS, this Solid Waste Management District Policy Committee shall proceed with the process outlined in Ohio Revised Code Section 3734.57 (B) to approve these amendments:

NOW THEREFORE, BE IT RESOLVED:

THAT, the Solid Waste Management District Policy Committee of the Erie County Solid Waste Management District hereby proposes the following amendments to the latest Plan update:

1. The amount for the Community Grants Program under section V.E.1.7, be increased from \$1,000 annually to at least \$2,500 annually; and
2. Add another tactic to Market Development (section V.E.8.) that the Solid Waste Management District will promote and develop policies that favor recycled-content products by supporting private and public purchasing of recycled-content products with grants; and
3. Adding to and supplementing the allowable costs under section VIII.B.: as provided by Ohio Revised Code section 3734.57 (G) (4) and (7). This would provide funding for the balance of the Erie County Sheriff deputy's wages and fringes that operates the community service litter collection trailer not covered by grant funds from the Common Pleas Court (VIII.B.11.). It would also provide funds to the Erie County Sheriff for investigating and enforcing litter and related solid waste laws. The combined funding for both items should not exceed \$200,000 yearly, and would be retroactive to July 1, 2017 (VIII.B.20); and



THAT, this Committee hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of the Committee; and that all deliberations of this Committee and of its sub-committees, if any, which resulted in formal action, were taken in meetings open to the public in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code.

Mr. Guerra seconded the motion for adoption of said resolution; and the roll being called upon its adoption, the vote resulted as follows:

Robert L. England, James A. Guerra, William J. Monaghan, Jeffery L. Ferrell,
Andrew D. White, Celine Hemminger.

Roll Call: All Aye
Adopted: Tuesday, June 27, 2017

CERTIFICATE

I, Bryan Gill, Secretary of the Policy Committee of the Erie County Solid Waste Management District, hereby do certify that the above is a true and correct copy of Resolution 117-1 adopted by said Committee on Tuesday, June 27, 2017.



Policy Committee Secretary
Erie County Solid Waste Management District

Prepared by: Erie County Solid Waste Management District