

RESOLUTION NO. 063-22R

A RESOLUTION APPROVING 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 (SWMD) 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 last Erie County Solid Waste Management District Plan Update was approved by the City Commission by Resolution No. 062-16R, passed on October 24, 2016, and later amended and approved by the City Commission by Resolution No. 050-17R, passed on October 10, 2017; and

WHEREAS, in accordance with O.R.C. 3734, the Erie County Solid Waste Management District Policy Committee recently completed an update to the Erie County Solid Waste Management Plan and held a public comment period and a public hearing on the draft Solid Waste Management Plan Update on November 7, 2022; and

WHEREAS, the Plan was approved by the District's Policy Committee and must be approved by the largest municipality in the County in addition to 60% of the remaining political subdivisions to become effective and must be submitted within 90 days of November 7, 2022; 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 update Plan and submit a Resolution to the Erie County Solid Waste Management District Policy Committee at the earliest opportunity so the Plan can be sent to the Ohio Environmental Protection Agency (EPA) for final review within the 90 day deadline; 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 and adopts the Erie County Solid Waste Management District Plan Update, a copy of which is on file in

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the Office of the Clerk of the City Commission and the office of the Director of Public Works.

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.



RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION



ATTEST:

CATHLEEN A. MYERS
CLERK OF THE CITY COMMISSION

Passed: November 28, 2022