

ORDINANCE NO. 2013-075

AN ORDINANCE APPROVING THE 2012 REVISED SOLID WASTE MANAGEMENT PLAN OF THE HANCOCK COUNTY SOLID WASTE MANAGEMENT DISTRICT, AND DECLARING AN EMERGENCY.

WHEREAS, the Board of Hancock County Commissioners (the Board) has established the Hancock County Solid Waste Management District (the District) and has established and convened a "Solid Waste Management Policy Committee" (the "Policy Committee") in accordance with §3734.54 of the Ohio Revised Code, to prepare a "Solid Waste Management Plan" ("the Plan") for the District as required by §3734.53 through §3734.55 of the Ohio Revised Code; and

WHEREAS, the Solid Waste Management Policy Committee for the District completed the 2007 Amended Plan in accordance with the §3734.53 through §3734.55 of the Ohio Revised Code, and same was submitted and approved by the Director of the Ohio EPA on October 9, 2007; and

WHEREAS, pursuant to the 2007 plan and Ohio Revised Code, §3734.54, the District solid Waste Management Plan must be revised every five (5) years for a new planning period of greater than ten (10) years; and

WHEREAS, pursuant to the 2007 Plan, the Policy Committee reconvened in June 2012 and revised the Hancock County Solid Waste Management Plan in accordance with the Ohio Revised Code and the new format prescribed by the Ohio EPA; and

WHEREAS, the Hancock County Solid Waste Policy Committee submitted the draft of the 2012 Revised Plan to the Ohio EPA Director for preliminary review and comment and received the Agency's written non-binding advisory opinion regarding the draft of the 2012 Revised Plan on October 29, 2012; and

WHEREAS, after making some revisions to the Plan in response to the non-binding comments from the agency, the Policy Committee on August 13, 2013, approved the final draft of the 2012 Revised Solid Waste Management Plan, established the written and public comment period from August 26, 2013 through September 25, 2013 and scheduled a public hearing to receive oral comments concerning the final draft of the 2012 Revised Plan on October 1, 2013; and

WHEREAS, the Hancock County Solid Waste Policy Committee, after consideration of the comments and recommendations received concerning the draft of the 2012 Revised Plan, made no corrections to the final 2012 Revised Plan and adopted the same pursuant to Policy Committee Resolution No. 2013-01 on October 1, 2013; and

WHEREAS, the Policy Committee has submitted to this legislative authority a copy of the final 2012 Revised Solid Waste Management Plan for the Hancock County Solid Waste Management District as so modified (the Final 2012 Revised Plan").

NOW THEREFORE BE IT ORDAINED by the Council of the City of Findlay, State of Ohio two-thirds (2/3) of all members elected thereto concurring,

SECTION 1: The Final 2012 Revised Hancock County Solid Waste Management Plan is hereby approved in the form submitted to this legislative authority and presently on file with the Clerk of this legislative authority.

SECTION 2: That the 2012 revised Hancock County Solid Waste Management Plan shall be in effect for calendar years 2014 through 2018 upon acceptance by the Director of the Ohio EPA.

SECTION 3: That the Clerk of this legislative authority is hereby authorized and directed to mail or otherwise deliver promptly, a certified copy of this Ordinance to the Policy Committee, in care of the Hancock County Commissioners.

SECTION 4: That this Council finds and determines that all formal actions of this Council relative to the adoption of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council, which resulted in formal actions were taken in meetings open to the public in full compliance with applicable legal requirements, including §121.22 of the Ohio Revised Code.

SECTION 5: This Ordinance is hereby declared to be an emergency measure of the immediate preservation of the public peace, health and safety of the inhabitants of the City of Findlay, Hancock County, Ohio; and for the further reason that the immediate effectiveness of this Ordinance is required in order to permit the timely submission of the Final 2012 Revised Solid Waste Management Plan to the Director of the Ohio EPA for final approval which is prerequisite to the implementation of the 2012 Revised Plan and provisions thereby for the efficient and sanitary management of solid waste for the District and Municipality.

WHEREFORE, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

James P. Slough

PRESIDENT OF COUNCIL
Lydia Michalek

MAYOR

PASSED November 5, 2013

ATTEST *Denise DeVore*
CLERK OF COUNCIL

APPROVED November 5, 2013