

MODEL RESOLUTION

ADOPTION OF A SOLID WASTE MANAGEMENT PLAN

WHEREAS, the Georgia Comprehensive Solid Waste Management Act of 1990 as amended requires all local governments to prepare a solid waste management plan and adopt the plan, plan updates, and amendments by ordinance or resolution; and

WHEREAS, Chapter 8 of Title 12 of the Official Code of Georgia Annotated, as amended by Act No. 76, Georgia Laws 2011 was passed and signed into law during the 2011 session of the Georgia General Assembly authorizing counties and cities to establish their own procedures and standards for drafting and updating their solid waste management plans; and

WHEREAS, O.C.G.A. 12-8-31.1 no longer requires that counties and cities follow the minimum planning standards or planning guidance established by the Georgia Department of Community Affairs; and

WHEREAS, _____ County has prepared a comprehensive Solid Waste Management Plan (SWMP) dated _____ that, among other provisions:

- i. Demonstrates solid waste collection capabilities and disposal capacity;
- ii. Identifies the type and size of solid waste handling facilities within the county; and
- iii. Identifies the sites which are not suitable for solid waste handling facilities based upon environmental and land use factors; and

WHEREAS, _____ County relies upon landfill disposal for solid waste generated within the planning area that is not reduced or recycled; and

WHEREAS, the Georgia Department of Community Affairs (DCA) is required to prepare an Annual Solid Waste Report (O.C.G.A. 12-8-31(d)) that identifies the remaining permitted landfill disposal capacity in the state; and

WHEREAS, a public notice to amend and adopt the _____ County Solid Waste Management Plan was published in _____ (*insert county legal or the county's Internet web site*).¹

NOW, THEREFORE BE IT RESOLVED that the _____ County SWMP is amended to include the following statement:

“ _____ County will continue to demonstrate disposal capacity through the landfills referenced in the SWMP or any of the landfills located outside of _____ County with permitted capacity referenced in the DCA's most recent Annual Solid Waste Report. If the permitted landfill disposal

¹ Notice must be published at least two weeks prior to adopting the update or amendment to the plan.

capacity referenced in the most recent DCA Report falls below 12 years, the county will initiate a solid waste management planning process to update the disposal section in the _____ County Solid Waste Management Plan.”

BE IT FURTHER RESOLVED that the _____ County Board of Commissioners hereby approves and adopts the _____ County Comprehensive Solid Waste Management Plan as amended.

IN WITNESS WHEREOF, this resolution has been duly adopted by the governing authority of _____ County, Georgia on the _____ of _____, 20__.

Chairperson

CERTIFICATION

I hereby certify that the foregoing is a true and correct copy of an original resolution duly adopted by the Board of Commissioners of _____ County on the _____ day of _____, 20__.

In witness whereof, I hereunto set my hand and affix the seal of the County, this _____ day of _____, 20__.

County Clerk

[Affix Seal]