

2002-03

AN ORDINANCE APPROVING THE AMENDED DRAFT SOLID WASTE MANAGEMENT PLAN OF THE DELAWARE, KNOX, MARION, MORROW JOINT COUNTY SOLID WASTE MANAGEMENT DISTRICT.

WHEREAS, the Board of County Commissioners of Delaware, Knox, Marion and Morrow Counties have established the Delaware, Knox, Marion and Morrow Joint County Solid Waste Management District (the "District") and have established and convened a "Solid Waste Management Policy Committee" (the "Policy Committee") in accordance with Section 3734.54 of the Revised Code to amend the District's "Solid Waste Management Plan" (the "Amended Plan") for the District as required by Section 3734.54; and

WHEREAS, the Policy Committee completed a draft Amended Plan for the District and submitted that Amended Plan to the Director of the Ohio Environmental Protection Agency for preliminary review and comment in accordance with Sections 3734.54 and 3734.55 of the Revised Code; and

WHEREAS, the Policy Committee received the Director's written, nonbinding advisory opinion regarding the draft Amended Plan and established a public comment period and held a public hearing concerning the draft Amended Plan; and

WHEREAS, the Policy Committee, after consideration of comments and recommendations received concerning the draft Amended Plan, made certain modifications to the draft Amended Plan and has adopted and submitted to this legislative authority a copy of the draft Amended Plan of the District as so modified (the "Final Draft Amended Plan"); and

WHEREAS, this legislative authority is required by Division (B) of Section 3734.55 of the Revised Code to approve or disapprove the Final Draft Amended Plan within 90 days after receiving a copy of the Final Draft Amended Plan and has been requested to approved the Final Draft Amended Plan;

NOW, THEREFORE, BE IT ORDAINED BY THE MUNICIPALITY OF POWELL, DELAWARE COUNTY, OHIO, AS FOLLOWS:

Section 1: The Final Draft Amended 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: 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.

Section 3: That it is hereby found and determined that all formal actions of this Council concerning and relating to passage of this Ordinance were adopted in an open meeting of the Council and that all deliberations of this Council and any of its committees which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the Municipality of Powell, Delaware County, Ohio.

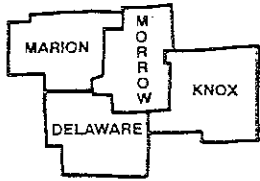
Section 4: That this Ordinance pursuant to Revised Code Section 731.30 and a two-thirds (2/3) vote of the full membership of this Council, is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, welfare and safety of the City of Powell and the inhabitants hereof, and for the further reason that it is necessary for the daily operation of the City of Powell to have the District timely submit its Amended Plan to the Director of the Ohio Environmental Protection Agency; and as such, shall take effect and be in force immediately upon its passage and approval by the Mayor, provided however, that if it does not receive an affirmative vote of at least two-thirds (2/3) of all its members, then this Ordinance shall be effective from and after the earliest period allowed by law.

VOTE ON RULES SUSPENSION:
VOTE ON ORDINANCE NO. 2002-03:

Y _____ N _____
Y _____ N _____

Mark F. Klein Date
Mayor

Dawn Nauman Date
Clerk of Council



DKMM SOLID WASTE DISTRICT

222 West Center Street, Marion, Ohio 43302-3646 • (740) 223-4150 • Fax (740) 223-4155

To: City Councils

From: Mayor Richard K. Mavis, Chairman
Delaware, Knox, Marion, Morrow Solid Waste District Policy Committee

Date: January 10, 2002

Re: Ratification of Amended Solid Waste Management Plan

Enclosed please find a copy of the DKMM Solid Waste District Plan for ratification.

The DKMM Solid Waste District is required by law to review and amend its Plan every three years. The District's Policy Committee submitted its amended Plan for Ohio EPA review in June 2001. Since then the Policy Committee has held a thirty-day written comment period and four public hearings.

According to Ohio Revised Code, Section 3734.55, every political subdivision of the District must review and vote on the District Plan for it to become ratified. The Ohio Revised Code gives each political subdivision ninety days to act on the Plan, once it has been received via certified mail.

Your representatives on the DKMM District Policy Committee are:

Delaware County	Vice Mayor Windell Wheeler
Knox County	Mayor Richard Mavis
Marion County	Mayor Jack Kellogg
Morrow County	Village Administrator Dan Rogers

For your convenience, a sample ordinance is enclosed.

If you have any questions, please contact me at 740/223-4150.

KAB/sd

Enclosure

**Delaware Knox Marion & Morrow Solid Waste Management District
Final Draft Plan**

The District submitted the plan to Ohio EPA for a nonbonding advisory opinion. The District responded to the comments of the Ohio EPA and they are incorporated in this revised draft Plan. The District held a 30-day comment period in accordance with Section 3734.55 of the Ohio Revised Code to allow public comment on the Plan. The 30-day written comment period ended December 6, 2001. Public notices were placed in the paper and the Plan was placed at libraries and the District office for public review. The District held four public hearings December 14 and 17, 2001 to allow public comment on the Plan. One hearing was held in each County in accordance with Section 3734.55 of the Ohio Revised code. Public notices were placed in the paper and the Plan was placed at libraries and the District office for public review.

The DKMM District prepared the draft solid waste management plan to meet the requirements of Ohio law requiring an update to the existing solid waste management plan every three years or five years depending upon the length of the planning period. The DKMM District received approval from Ohio EPA on the current ten year solid waste management plan on June 23, 1998.

This revised draft plan provides extensive revisions to the existing plan including:

- Projections for waste generation and recycling were revised.
- The District will use the County Recycling and Litter Prevention Offices located in each county to assist with District activities including contracted drop-offs, recycling education recycling market development and other District collection programs.
- The District will contract to add twenty new drop-off facilities to achieve the Ohio EPA's access requirement.
- The City of Mt. Vernon will provide a non-subscription recycling program to all residents.
- The Plan changes the HHW and Scrap Tire collection events to two one day events rotated each year so that each county has an event every other year.
- The Plan includes a Regional Capacity Analysis and determined ten years of permitted landfill capacity is available.
- The Plan authorizes the designation of source separated yard waste be transported to District facilities.
- A new siting strategy authorizes the Board of Directors to convene a siting committee to review applications for new solid waste facilities if they deem it is necessary to ensure a new facility would not adversely impact the District.
- The District will continue to collect the \$5.00 generation fee.
- The District has rules in place from the previous plan requiring general plans for solid waste facilities to be submitted to the District. Rules are to be developed regarding the new siting strategy included in the Plan. The designation and flow control of source separated yard waste may also be incorporated into rule, if the Board of Directors deems it appropriate.