

A RESOLUTION ADOPTING A PER TON GENERATION FEE AS AUTHORIZED BY SECTION 3734.573 OF THE OHIO REVISED CODE FOR THE PURPOSE OF PREPARING, REVISING AND IMPLEMENTING THE SOLID WASTE MANAGEMENT PLAN, AND DECLARING AN EMERGENCY

WHEREAS, Section 3734.573(A), Ohio Revised Code, enacted as part of Am. Sub. S.B. 153 adopted by the Ohio General Assembly and effective as of October 29, 1993 authorized a solid waste management authority to levy a fee on the generation of solid wastes within a solid waste management district for the purpose of preparing, revising and implementing the solid waste management plan of the district; and

WHEREAS, the Board of Trustees of the Summit-Akron Solid Waste Management Authority (the "Authority"), has heretofore determined that it will be necessary, in order to revise and implement the Solid Waste Management Plan of the Summit-Akron Solid Waste Management District (the "District"), including, without limitation, the development and implementation of solid waste recycling or reduction programs, and to carry out the purposes set forth in Section 3734.573(A), Ohio Revised Code, to levy a fee (the "Generation Fee") on the generation of solid wastes within the District, which Generation Fee was proposed in the amount of \$2.75 per ton of solid waste generated within the District (for purposes of the Resolution three cubic yards of solid waste was deemed to be equivalent to one ton); and

WHEREAS, the Authority has held a public hearing on December 3, 1993, commencing at 9:30 a.m. at County Council Chambers, 8th Floor, 175 South Main Street, Akron, Ohio 44308 to consider comments from interested persons regarding the levy of the Generation Fee and the amount thereof; and

WHEREAS, the Authority has considered the public comments presented at the public hearing.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Richfield, State of Ohio as follows:

SECTION 1. The Council of the Village of Richfield hereby determines that it will make no revisions to the Generation Fee proposed in the amount of \$2.75 per ton of solid waste generated within Summit County.

SECTION 2. The Council of the Village of Richfield hereby adopts the Generation Fee in the amount of \$2.75 per ton of solid waste generated within Summit County.

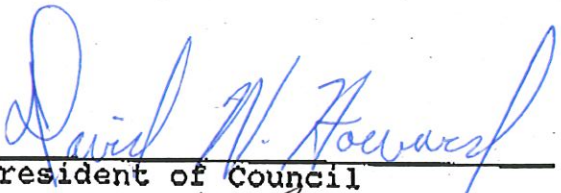
SECTION 3. It is hereby found and determined that all formal actions of this Authority concerning and relating to the adoption of this Resolution were taken in an

open meeting of the Authority, and that all deliberations of the Authority and of any of its committees that resulted in those formal actions were in meetings open to the public, in full compliance with all applicable legal requirements.

SECTION 4.

This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and for the further reason that it is immediately necessary in order to implement the Solid Waste Management Plan for Summit-Akron; wherefore, provided this Resolution receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Passed: 12-21-93




President of Council



Mayor

Dated: 12/21/93

ATTEST:


Clerk of Council