

RESOLUTION R-2-09

A RESOLUTION APPROVING THE SOLID WASTE DRAFT PLAN UPDATE OF THE MEDINA COUNTY SOLID WASTE MANGEMENT DISTRICT AND DECLARING AN EMERGENCY

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

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

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

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

WHEREAS, the legislative authority is required by Division (B) of § 3734.55 of the Revised Code to approve or disapprove the Final Draft Plan Update within ninety (90) days after receiving a copy of the Final Draft Plan Update and has been requested to approve the Final Draft Plan Update.

NOW, THEREFORE, BE IT RESOLVED by the Village of Spencer, Ohio, three-fourths (3/4) of its members concurring herein, as follows:

Section 1. The Final Draft Plan Update is hereby approved by the form submitted to this legislative authority and presently on file with the Village Fiscal Officer of this legislative authority.

Section 2. The Village Fiscal Officer of this legislative authority is hereby authorized and directed to mail or otherwise deliver promptly a certified copy of this resolution to the Policy Committee.

Section 3. This Board finds and determines that all formal actions of this Board concerning an relating to the adoption of this Resolution were taken in an open meeting of this

Board and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public in compliance with the law.

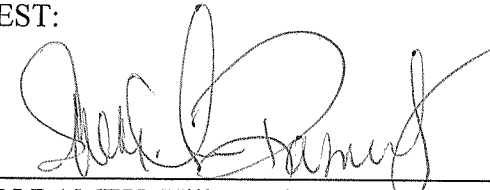
Section 4. That this Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the Village of Spencer, Ohio, and for the particular reason that it is necessary for the Village to approve the Final Draft Plan Update for the Medina County Solid Waste District as soon as possible, and that this Resolution shall be in full force and effect from and after its passage.

PASSED: January 21, 2009



TOMMY RAMEY, Mayor

ATTEST:

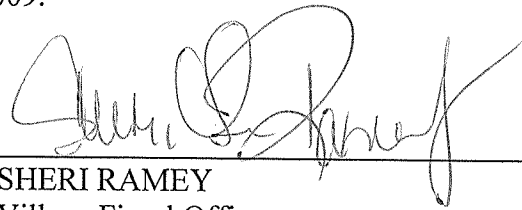


SHERI RAMEY, Village Fiscal Officer

CERTIFICATE

The undersigned, Sheri Ramey, Village Fiscal Officer, hereby certifies that the foregoing is a true and exact copy of Resolution No. R-2-09 duly passed by Council for the Village of Spencer, Ohio, on the 21st day of January, 2009.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at Spencer, Ohio, on this 21st day of January, 2009.



SHERI RAMEY
Village Fiscal Officer