


**ORDER: AUTHORIZE ADOPTION OF RESOLUTION TO AMEND
ORDINANCE REQUIRING THE MANDATORY FLOW OF SOLID
WASTE TO THREE RIVERS SOLID WASTE MANAGEMENT
AUTHORITY FACILITY IN PONTOTOC COUNTY, MISSISSIPPI**

Motion was made by Mike Roberts, duly seconded by David Rikard, to authorize adoption of resolution to amend ordinance requiring the mandatory flow of solid waste to Three Rivers Solid Waste Management Authority Facility in Pontotoc County MS.

The vote on the motion was as follows:

Supervisor Kevin Frye. voted yes
Supervisor Jeff Busby. voted yes
Supervisor David Rikard. voted yes
Supervisor Chad McLarty. voted yes
Supervisor Mike Roberts. voted yes

After the vote, President Busby, declared the motion carried, this the 5th day of March, 2018.



**Chad McLarty, Vice President
Board of Supervisors**



Sherry Wall, Chancery Clerk

**RESOLUTION OF THE BOARD OF SUPERVISORS OF LAFAYETTE COUNTY TO
AMEND THE ORDINANCE REQUIRING, WITHIN THE BOUNDARIES OF
LAFAYETTE COUNTY, MISSISSIPPI THE MANDATORY FLOW OF SOLID WASTE
TO THREE RIVERS SOLID WASTE MANAGEMENT AUTHORITY FACILITY IN
PONTOTOC COUNTY, MISSISSIPPI**

The Board of Supervisors of Lafayette County ("County"), considered the matter of amending the County's Ordinance Requiring, within the Boundaries of Lafayette County, Mississippi the Mandatory Flow of Solid Waste to Three Rivers Solid Waste Management Authority Facility in Pontotoc County, Mississippi.

Thereupon Supervisor Roberts offered and moved the adoption of the following resolution:

**RESOLUTION OF THE BOARD OF SUPERVISORS OF LAFAYETTE COUNTY TO
AMEND THE ORDINANCE REQUIRING, WITHIN THE BOUNDARIES OF
LAFAYETTE COUNTY, MISSISSIPPI THE MANDATORY FLOW OF SOLID WASTE
TO THREE RIVERS SOLID WASTE MANAGEMENT AUTHORITY FACILITY IN
PONTOTOC COUNTY, MISSISSIPPI**

WHEREAS, the Board of Supervisors of Lafayette County have been given the authority pursuant to Miss. Code Section 17-17-319 of the Mississippi Code of 1972, annotated, as amended, to pass an ordinance to require that all municipal solid waste generated within the designated geographic area that is placed in the waste stream be collected, transported, stored and managed at a designated municipal solid waste facility or facilities serving such area ("Flow Control").

WHEREAS, on September 19, 2006, the Three Rivers Solid Waste Management Authority (the "Authority") passed a resolution directing each member of the Authority to adopt a Resolution or Ordinance to require Flow Control of solid waste to the Authority's Landfill in Pontotoc County, Mississippi.

WHEREAS, Lafayette County, Mississippi is a member of the Authority and is required to adopt such ordinance or resolution by Section 17-17-319 (?) of Mississippi Code of 1972, as amended

WHEREAS, on October 2, 2006, the Board of Supervisors of Lafayette County passed an Ordinance to require the Flow Control of municipal solid waste generated within Lafayette County to the Authority's Landfill in Pontotoc County, Mississippi.

WHEREAS, on January 19, 2018, the Authority approved an amendment to its regional Solid Waste Management Plan to include a medical waste facility to be located in Lafayette County.

WHEREAS, the medical waste facility may accept infectious medical waste from outside the boundaries of the State of Mississippi and by treating it in Lafayette County to render it non-infectious, the treated medical waste will be subject to the Flow Control ordinance;

WHEREAS, because the Authority's landfill in Pontotoc County is not authorized to accept solid waste which originates outside the boundaries of the State of Mississippi, it became necessary to amend the Flow Control Ordinance to exempt treated medical waste which originates outside the boundaries of the State of Mississippi from the Flow Control mandate.

NOW, THEREFORE BE IT ORDERED BY THE BOARD OF SUPERVISORS OF LAFAYETTE COUNTY, MISSISSIPPI THAT THIS RESOLUTION OF THE BOARD OF SUPERVISORS OF THE LAFAYETTE COUNTY, MISSISSIPPI SHALL AMEND SECTION 4 OF THE ORDINANCE REQUIRING, WITHIN THE BOUNDARIES OF LAFAYETTE COUNTY, MISSISSIPPI THE MANDATORY FLOW OF SOLID WASTE TO THREE RIVERS SOLID WASTE MANAGEMENT AUTHORITY FACILITY IN PONTOTOC COUNTY, MISSISSIPPI AS FOLLOWS:

Section 4

(d) Notwithstanding anything herein to the contrary, this ordinance shall not be applicable to any infectious medical waste which originates outside the boundaries of the State of Mississippi and is treated in Lafayette County to render it municipal solid waste.

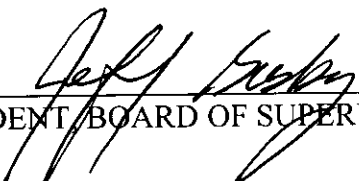
NOW, THEREFORE BE IT ORDERED that the amendment to Lafayette County's Ordinance Requiring, within the Boundaries of Lafayette County, Mississippi the Mandatory Flow of Solid Waste to Three Rivers Solid Waste Management Authority Facility in Pontotoc County, Mississippi as set forth above in this Resolution, shall take effect one month after passage.

NOW, THEREFORE BE IT ORDERED pursuant to Miss. Code Section 19-3-40, the County Clerk shall provide notice of the adoption of the Ordinance in the *Oxford Eagle* one (1) time.

The foregoing Resolution was seconded by Supervisor Rikard and brought to a vote as follows:

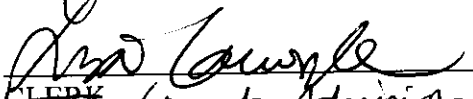
Supervisor Kevin Frye	voted: <u> AYE </u>
Supervisor Jeff Busby	voted: <u> AYE </u>
Supervisor David Rikard	voted: <u> AYE </u>
Supervisor Chad McLarty	voted: <u> AYE </u>
Supervisor Mike Roberts	voted: <u> AYE </u>

The motion having received the affirmative vote of a majority of the members present, the President of the Board of Supervisors declared the motion carried and the resolution adopted, on this the 5th day of March, 2018.



PRESIDENT/BOARD OF SUPERVISORS

ATTEST:



CLERK County Administrator