

FAIRFIELD TOWNSHIP
RESOLUTION NO. 24-81

A RESOLUTION IN THE MATTER OF THE APPROVAL OF THE SOLID WASTE MANAGEMENT PLAN FOR Butler County SOLID WASTE MANAGEMENT DISTRICT.

WHEREAS, pursuant to the provisions of Chapter 3734, Ohio Revised Code, the Butler County Solid Waste Management District Policy Committee (the "Policy Committee") adopted the Butler County Solid Waste Management Plan Update (2025-2040) on March 26, 2024 for Butler County Solid Waste Management District (the District); and

WHEREAS, all political subdivisions within the District must approve or disapprove the proposed Plan by ordinance or resolution; and

WHEREAS, successful ratification requires approval of the proposed Solid Waste Management Plan by political subdivisions representing at least 60% of the District's population; and

WHEREAS, the District has provided a flash drive and executive summary of the Draft Solid Waste Management Plan for ratification to each of the legislative authorities of the District; and

WHEREAS, the Board of trustees of Fairfield Township must decide whether it approves of said Solid Waste Management Plan within ninety days of receipt of the Draft Plan; and

WHEREAS, the Board of trustees of Fairfield Township has reviewed the Plan and has determined that the Butler County Solid Waste Management Plan is in the best interests of its constituents and the citizens of Butler County.

WHEREAS the Plan includes a detailed budget outlining revenues and operational costs, and continues the provision of a solid waste generation fee to fund the Plan. The generation fee is assessed on all waste generated in Butler County and tipped in Ohio landfills; and

WHEREAS the solid waste generation fee is \$1.00/ton remains among the lowest in the state of Ohio and will support implementation of programs and services specified in the 2025 Solid Waste Management Plan.

NOW, Therefore, Be It Resolved by the Board of Trustees of Fairfield Township, Ohio

Section 1: Fairfield Township in Butler County, Ohio approves/disapproves (circle one) the 2025 Butler County Solid Waste District Management Plan.

Section 2: That it is found and determined that all formal actions of the Board of Fairfield Township Trustees concerning and relating to the passage of this resolution/ordinance were adopted in an open meeting of the Board of Fairfield Township Trustees and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements.

Section 3: The Board hereby dispenses with the requirement that this resolution be read on two separate days, pursuant to R.C. 504.10, and authorizes the adoption of this resolution upon its first reading.

Section 4: This resolution is the subject of the general authority granted to the Board of Trustees through the Ohio Revised Code and not the specific authority granted to the Board of Trustees through the status as a Limited Home Rule Township.

Section 5: This resolution shall take effect at the earliest period allowed by law.

The Fiscal Officer is hereby directed to send the District a copy of this resolution to the attention of Anne Fiehrer Flaig, Director, Butler County Solid Waste District, 130 High Street, Hamilton, Ohio 45011.

Motion made by Trustee McAbee, seconded by Trustee Berding

Adopted: May 14, 2024

Board of Trustees

Shannon Hartkemeyer: Shannon Hartkemeyer

Michael Berding: Michael Berding

Joe McAbee: Joe McAbee

Vote of Trustees

Yes

Yes

Yes

AUTHENTICATION

This is to certify that this is a resolution which was duly passed and filed with the Fairfield Township Fiscal Officer this 14th day of May, 2024.

ATTEST:

Shelly Schultz
Shelly Schultz, Fairfield Township Fiscal Officer

APPROVED AS TO FORM:

LE Barbieri 1/13
Lawrence E. Barbieri, Township Assistant Law Director

EXECUTIVE DIRECTOR
Anne Fiehrer Flaig

130 High Street, 5th Floor
Hamilton, Ohio 45011

513.887.3653
anne.fiehrerflaig@bcOhio.gov

recycle.bcOhio.gov



April 3, 2024

**Fairfield Township
Office of Township Administrator and Township Trustees
6032 Morris Rd.
Hamilton, OH 45011**

Dear Ms. Vonderhaar, Mr. Berding, Ms. Hartkemeyer and Mr. McAbee:

The Butler County Solid Waste Policy Committee is in the final stages of updating the Solid Waste Management Plan covering a planning period of fifteen years, (2025-2040) as mandated by the State of Ohio (ORC §3734.56).

BACKGROUND:

In October 2022, the Solid Waste Policy Committee began work on the Plan by evaluating all programs provided by the District and offering insights to meet the solid waste and recycling needs of Butler County while ensuring compliance with the state goals required by Ohio EPA.

In August 2023, the District submitted a draft of the Plan to Ohio EPA. A non-binding advisory opinion was received from Ohio EPA in September 2023. After addressing Ohio EPA's comments, the District held a 30-day public comment period, followed by a public hearing on March 11th, 2024. The final step in this Plan Update is to seek ratification of the Solid Waste Plan from Butler County's political subdivisions.

RATIFICATION:

The **90-day ratification** for the Plan Update will take place from **April 8 - July 8, 2024**. For the District to attain ratification status required by the State of Ohio, 60% of the political subdivisions must review the plan and pass a resolution or ordinance declaring said approval. For your convenience, sample resolutions are included in this packet. It should be noted that failure to act during the 90-day ratification period will result in an automatic "no" vote from your jurisdiction, which could prevent Plan ratification. (Should the District fail to secure approval for the Solid Waste Plan, Ohio EPA may write and impose a state-issued plan for the District, thus removing local control).

To provide funding to implement the programs outlined in this Plan, the District is authorized to assess fees. The current funding mechanism to support implementation of the Solid Waste Plan is a **\$1.00/ton solid waste generation fee**. The \$1.00/ton generation fee is among the lowest in the State of Ohio. With approval of this Plan Update, the generation fee is not forecast

COMMISSIONER
Cindy Carpenter

COMMISSIONER
Donald L. Dixon

COMMISSIONER
T.C. Rogers

to increase prior to the next plan-writing cycle. (It should be noted that the solid waste generation fee is NOT a tax levied from local residents, but rather are funds remitted by waste haulers when waste is deposited in Ohio landfills, such funds support recycling and waste reduction programming).

During the ratification period (April 8- July 8, 2024), we request that local officials assist us by doing the following:

- Review** the enclosed **Solid Waste Management Plan**.
- After review of the Solid Waste Plan, please **pass a resolution** or ordinance granting approval by your township/village/city.
- Forward a copy of that resolution** or ordinance to the Solid Waste Management District for inclusion in the Plan.

Obtaining ratification of the Solid Waste Plan will allow our District to maintain compliance with state law and allow Butler County to continue to offer programs and services which Butler County residents and businesses have come to expect.

PLAN PACKET:

Included in this Plan Packet are the following items:

- 1) **Flash drive containing an entire copy of the Solid Waste Management Plan** – This flash drive contains a file with the entire text of the plan. In addition, for your convenience, this flash drive contains electronic versions of resolutions/ordinances for your use when approving the plan.
- 2) **Paper copy of the Solid Waste Plan Summary** – Because the entire Solid Waste Management Plan is comprehensive, the Summary provides key elements of the Plan at a glance.
- 3) **Sample resolutions/ordinances for use in approving the plan** – As mentioned above, electronic versions of these documents are also available on the flash drive provided.

Please contact me if you would like me to present a summary of the Solid Waste Management Plan at one of the [township trustee] [city council] public meetings. You can reach me at (513) 887-3963 or by email Anne.FiehrerFlaig@bcOhio.gov.

Sincerely,

BUTLER COUNTY RECYCLING & SOLID WASTE DISTRICT



Anne Fiehrer Flaig, Director