

RESOLUTION NO. 87

**BE IT RESOLVED BY THE CITY OF TONTITOWN, WASHINGTON COUNTY, ARKANSAS, A RESOLUTION ENTITLED;**

**A RESOLUTION ACCEPTING THE LOCATION OF THE PROPOSED CLASS 1 LANDFILL EXPANSION AREA BY WASTE MANAGEMENT, INC.**

**A RESOLUTION EXPRESSING THE SUPPORT OF THE CITY OF TONTITOWN, ARKANSAS, FOR THE FOLLOWING:**

WHEREAS, the City of Tontitown, Arkansas, acknowledges the fact that Waste Management, Inc. (WM) owns and operates a Class 1 Landfill in Washington County, Arkansas, located in Section 23, Township 17 North, Range 31 West. The existing WM Class 1 Landfill currently operates in accordance with Solid Waste Permit No. 0290-S1-R1, issued in July, 1997 by the Arkansas Department of Pollution Control and Ecology, now known as the Arkansas Department of Environmental Quality;

WHEREAS, WM wishes to expand the existing landfill operations to include the planning, permitting, design, and development of a Class 1 municipal solid waste landfill adjacent to the existing permitted landfill area presently owned by WM. Pursuant to Arkansas Regulation 22, the Class 1 landfill will accept only Class 1 solid waste as defined by Regulation 22;

WHEREAS, in accordance with A.C.A. 8-6-1501 and Arkansas Regulation 22.205, the City of Tontitown hereby acknowledges that a rebuttable presumption exists against permitting the construction or operation of any new landfill within 12 miles of any existing high-impact solid waste facility, or permitting an expansion of landfill capacity for an existing landfill; and,

WHEREAS, the City of Tontitown, Arkansas, the nearest governmental unit to said landfill, as measured along the major facility access roads and highways, possessing zoning authority encompassed with a twelve-mile radius of the proposed Class 1 landfill.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF TONTITOWN, ARKANSAS, THAT:**

The City of Tontitown, Arkansas, hereby resolves to accept and support the location of the proposed Class 1 landfill as proposed by WM as allowed in Arkansas Regulation 22.205 (a), (2) for providing convenient and economical waste disposal for the City of Tontitown, Washington County, and surrounding communities.

APPROVED AND ADOPTED THIS 1<sup>st</sup> DAY OF May, 2001.

CITY OF TONTITOWN, ARKANSAS

BY: Daniel R. Watson "Dan"  
Dan Watson, Mayor

ATTEST:

Frances Franceo