

LUMPKIN COUNTY RESOLUTION NO. 2009 – 48

**A RESOLUTION TO APPROVE SUBMITTING AN AMENDMENT
TO THE
JOINT TEN YEAR SOLID WASTE MANAGEMENT PLAN
TO
GEORGIA MOUNTAINS RDC**

TO APPROVE THE DRAFT; STATE THAT PUBLIC HEARING REQUIREMENTS WERE MET; TO IDENTIFY LOCAL GOVERNMENTS AFFECTED BY THE PLAN; AND FOR OTHER PURPOSES.

WHEREAS, the Georgia Comprehensive Solid Waste Management Act, O.C.G.A. § 12-8-20 requires jurisdictions to adopt solid waste management plans regarding waste management and waste management planning; and

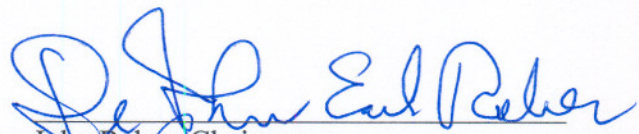
WHEREAS, Lumpkin County, jointly with the City of Dahlonega, adopted a Joint Solid Waste Management Plan (JSWMP) in the past and updated the plan in 2004; and

WHEREAS, the evolution of the law suggests that the JSWMP should be amended in accordance with the regulations of the Georgia Department of Community Affairs (DCA), the Act, and recent case decisions from the appellate courts in Georgia, and whereas the County has prepared a draft amended JSWMP, which draft being voluminous is incorporated herein by reference; and

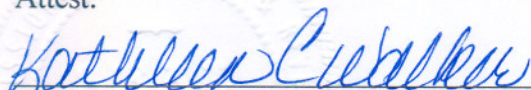
WHEREAS, in accordance with DCA Rules, Chapter 110-4-3-.05, the County held a public hearing on May 21, 2009 at 5:30 p.m. to receive public comments on the draft amendment, and such meeting was duly advertised in compliance with said Rule and held in compliance with all requirements:

NOW THEREFORE IT HEREBY IS RESOLVED, by virtue of the authority vested in the Board of Commissioners by law, that the draft amended JSWMP, incorporated herein by reference, is approved and the submittal and transmittal of the draft amended JSWMP to the Georgia Mountains Regional Development Center and the State Department of Community Affairs is hereby authorized. The draft amendment affects Lumpkin County and does not affect the City of Dahlonega.

Resolved, adopted and effective this 25th day of June, 2009.


John Raber, Chairman
Lumpkin County Board of Commissioners

Attest:


Kathleen C. Walker
Deputy Clerk, Lumpkin County