

RESOLUTION APPROVING WASTE DISPOSAL

2001 FIRST SPECIAL SESSION

STATE OF UTAH

Sponsor: David Ure

This concurrent resolution of the Legislature and the Governor gives approval for the operation of a ~~h [Class-V] h~~ landfill in Cedar Valley in Utah County, to receive § [only]

EXCLUSIVELY §

construction

and demolition waste. The resolution follows approval to operate the landfill previously granted by the Department of Environmental Quality.

Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:

WHEREAS, Bear Construction Services Inc. (Bear Construction) desires to operate a new

~~h [Class-V] h~~ commercial landfill under Section 19-6-108 to receive ~~§ [only]~~ **EXCLUSIVELY §**

construction and

demolition

waste, as defined in Section 19-6-102;

WHEREAS, the site where Bear Construction desires to locate the ~~h [Class-V] h~~ commercial landfill is two miles south of the town of Fairfield, on Allens Ranch Road in Cedar Valley in Utah County, and the facility is to be known as the Cedar Valley Landfill;

WHEREAS, Section 19-6-108 of the Utah Code requires that an applicant for authority to operate a commercial landfill receive approval from the Utah State Legislature and the Governor of the State as a part of the approval process;

WHEREAS, Section 19-6-108 of the Utah Code also requires that an applicant for authority to operate a commercial landfill receive approval from the executive secretary of the Solid and Hazardous Waste Control Board within the Department of Environmental Quality prior to receiving legislative and gubernatorial approval; and

WHEREAS, Bear Construction has submitted an application for the operation of a ~~h [Class-V] h~~ commercial landfill to the Department of Environmental Quality, and that application was approved by the executive secretary of the Solid and Hazardous Waste Control Board in October of 2000, and the approval has an effective date of November 1, 2000:

NOW, THEREFORE, BE IT RESOLVED by the Legislature, the Governor concurring



28 therein, that Bear Construction Services Inc. is granted approval to operate a
28a ~~h [Class V] h~~ commercial
29 nonhazardous solid waste landfill in Cedar Valley for the purpose of receiving ~~§ [only]~~
29a **EXCLUSIVELY** § construction
30 and demolition waste ~~h~~ , **AS DEFINED IN 19-6-102. ANY OTHER TYPES OF WASTE**
30a **REQUIRE ADDITIONAL LEGISLATIVE APPROVAL** ~~h~~ .

Legislative Review Note
as of 6-13-01 9:10 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel