

1 **RESOLUTION APPROVING LANDFILL FOR**
2 **CONSTRUCTION AND DEMOLITION DEBRIS**

3 2002 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Thomas V. Hatch**

6 **This concurrent resolution of the Legislature and the Governor gives approval for the**
7 **operation of a Class V landfill to receive only construction and demolition waste. The**
8 **landfill is known as the Lost Creek Landfill and it will be located in Circleville in Garfield**
9 **County. This resolution follows approval to operate the landfill granted by the Department**
10 **of Environmental Quality.**

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

12 WHEREAS, Dalton Brothers Trucking desires to operate a new Class V commercial
13 landfill under Section 19-6-108 to receive only construction and demolition waste, as defined in
14 Section 19-6-102;

15 WHEREAS, the facility is to be known as the Lost Creek Landfill;

16 WHEREAS, the site where Dalton Brothers Trucking desires to locate the Class V
17 commercial landfill is a ten acre parcel in the northeast quarter of Section 2, Township 31 South,
18 Range 4 West, Salt Lake Base and Meridian, and the site is in Garfield County, approximately
19 1,478 feet south of the Piute County and Garfield County boundary;

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

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

27 WHEREAS, Dalton Brothers Trucking has submitted an application for the operation of



28 this Class V commercial landfill to the Department of Environmental Quality, and that application
29 was approved by the executive secretary of the Solid and Hazardous Waste Control Board on
30 January 30, 2002, and the approval has an effective date of February 15, 2002:

31 NOW, THEREFORE, BE IT RESOLVED by the Legislature, the Governor concurring
32 therein, that Dalton Brothers Trucking is granted approval to operate a Class V commercial
33 nonhazardous solid waste landfill in Circleville, Utah for the purpose of receiving only
34 construction and demolition waste.

Legislative Review Note
as of 2-1-02 2:25 PM

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

Office of Legislative Research and General Counsel