

1 **CONCURRENT RESOLUTION APPROVING**

2 **SOLID WASTE PERMIT**

3 2004 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Thomas V. Hatch**

7 **LONG TITLE**

8 **General Description:**

9 This concurrent resolution of the Legislature and the Governor gives approval for the
10 operation of a landfill to receive specified nonhazardous solid waste.

11 **Highlighted Provisions:**

12 This resolution:

13 ▶ addresses the proposed Solitude Landfill, that is owned by Green River Landfill,
14 LLC and Landfill Investors, LLC, and that is located in the city of Green River, in
15 Emery County; and

16 ▶ grants statutorily required approval of the operating plan, as approved by the
17 Department of Environmental Quality, and allows the Solitude Landfill to operate
18 as a Class V landfill and receive nonhazardous waste, including municipal waste,
19 industrial waste, construction and demolition waste, and special wastes as
20 enumerated.

21 **Special Clauses:**

22 None

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

25 WHEREAS, Green River Landfill, LLC and Landfill Investors, LLC desire to construct
26 and operate a Class V commercial landfill to receive nonhazardous solid waste for treatment,
27 storage, or disposal as defined in Section 19-6-102 of the Utah Code;



28 WHEREAS, the facility is to be located at the site currently known as the Solitude
29 Landfill;

30 WHEREAS, this site is an irregularly shaped 320-acre parcel in Section 22, Township
31 21 South, Range 17 East, Salt Lake Base and Meridian, and is located approximately nine
32 miles east of the Green River, in the city of Green River, in Emery County;

33 WHEREAS, Green River Landfill, LLC and Landfill Investors, LLC currently hold a
34 permit to operate at this site a noncommercial nonhazardous solid waste facility that would
35 receive solely municipal waste under contract with local governments;

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

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

43 WHEREAS, Green River Landfill, LLC and Landfill Investors, LLC have submitted a
44 proposed operation plan for the Solitude Landfill as a Class V commercial nonhazardous solid
45 waste landfill to the Department of Environmental Quality, and the operation plan was
46 approved by the executive secretary of the Solid and Hazardous Waste Control Board on July
47 11, 2003 and this approval was effective on July 15, 2003; and

48 WHEREAS, the approved operating plan for the Solitude Landfill allows the landfill to
49 receive nonhazardous waste, including municipal waste, industrial waste, construction and
50 demolition waste, and special wastes as enumerated in the operation plan and in the plan
51 approval of the executive secretary, and as defined in Administrative Rule R315-315, Special
52 Waste Requirements:

53 NOW, THEREFORE, BE IT RESOLVED by the Legislature, the Governor concurring
54 therein, that Green River Landfill, LLC and Landfill Investors, LLC are granted approval to
55 construct and operate a Class V commercial nonhazardous solid waste landfill known as the
56 Solitude Landfill in Green River, Utah.

Legislative Review Note

as of 7-29-03 10:18 AM

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

Office of Legislative Research and General Counsel

Interim Committee Note

as of 12-09-03 9:03 AM

The Natural Resources, Agriculture, and Environment Interim Committee recommended this bill.