

1           **CONCURRENT RESOLUTION APPROVING A COMMERCIAL**  
2           **NONHAZARDOUS SOLID WASTE LANDFILL**

3                           2011 GENERAL SESSION

4                           STATE OF UTAH

5                           **Chief Sponsor: Wayne L. Niederhauser**

6                           House Sponsor: Bill Wright

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8   **LONG TITLE**

9   **General Description:**

10           This concurrent resolution of the Legislature and the Governor gives approval for a  
11   commercial nonhazardous solid waste landfill.

12   **Highlighted Provisions:**

13           This resolution:

- 14           ▶ addresses the proposed commercial ROC-Intermountain Regional MSW Landfill  
15   that is currently owned and managed as a noncommercial landfill by ROC Fund  
16   Landfill Holdings, LLC and located in the city of Fairfield, in Utah County; and  
17           ▶ grants statutorily required approval of the landfill, as approved by the Department of  
18   Environmental Quality, and allows the ROC-Intermountain Regional MSW Landfill  
19   to operate a commercial nonhazardous solid waste landfill and receive  
20   nonhazardous solid waste and other waste as approved in the operating plan issued  
21   by the executive secretary of the Solid and Hazardous Waste Control Board for the  
22   ROC-Intermountain Regional MSW Landfill in Fairfield, Utah.

23   **Special Clauses:**

24           None

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

27           WHEREAS, ROC Fund Landfill Holdings, LLC desires to operate a commercial  
28   landfill to receive nonhazardous solid waste for treatment, storage, or disposal, and other waste  
29   allowed under the approved operating plan issued by the executive secretary of the Solid and

30 Hazardous Waste Control Board;

31 WHEREAS, the facility is located on a 335-acre parcel in Section 16, west half,  
32 Township 7 South, Range 2 West, Salt Lake Base Meridian, and is located within the city  
33 limits of Fairfield, in Utah County;

34 WHEREAS, ROC Fund Landfill Holdings, LLC is currently permitted to operate a  
35 noncommercial nonhazardous solid waste facility at this site that receives waste as allowed by  
36 the approved operating plan and under contract with the city of Fairfield;

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

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

44 WHEREAS, ROC Fund Landfill Holdings, LLC has submitted a proposed operation  
45 plan for the ROC-Intermountain Regional MSW Landfill to operate as a commercial  
46 nonhazardous solid waste landfill to the Department of Environmental Quality, and the  
47 operation plan was approved by the executive secretary of the Solid and Hazardous Waste  
48 Control Board; and

49 WHEREAS, the approved operating plan for the ROC-Intermountain Regional MSW  
50 Landfill allows the landfill to operate as a commercial landfill facility and receive  
51 nonhazardous solid waste and other waste as approved in the operating plan issued by the  
52 executive secretary of the Solid and Hazardous Waste Control Board:

53 NOW, THEREFORE, BE IT RESOLVED by the Legislature, the Governor concurring  
54 therein, that ROC Fund Landfill Holdings, LLC is granted approval to construct and operate a  
55 commercial nonhazardous solid waste landfill known as the ROC-Intermountain Regional  
56 MSW Landfill in Fairfield, Utah.