



28 Township 6 North, Range 3 West, Salt Lake Base and Meridian, within western Weber  
29 County, Utah;

30 WHEREAS, Utah Code Section 19-6-108 requires that an applicant for authority to  
31 construct a commercial landfill receive approval from the local government, the Legislature,  
32 and the Governor;

33 WHEREAS, Utah Code Section 19-6-108 also requires that an applicant for authority  
34 to construct or operate a commercial landfill receive approval from the director of the Division  
35 of Waste Management and Radiation Control within the Department of Environmental Quality  
36 for an operation plan for the facility before receiving gubernatorial approval;

37 WHEREAS, Counterpoint Construction Company, Inc. and Earth Bank, Inc. are  
38 seeking approval from Weber County for the proposed landfill;

39 WHEREAS, Counterpoint Construction Company, Inc. and Earth Bank, Inc. will  
40 submit a proposed operation plan for the commercial Class VI nonhazardous solid waste  
41 landfill to the Division of Waste Management and Radiation Control to be approved by the  
42 director; and

43 WHEREAS, Counterpoint Construction Company, Inc. and Earth Bank, Inc. will  
44 request gubernatorial approval after the operation plan is approved by the director of the  
45 Division of Waste Management and Radiation Control:

46 NOW, THEREFORE, BE IT RESOLVED that the Legislature of the state of Utah  
47 grants its provisional approval to Counterpoint Construction Company, Inc. and Earth Bank,  
48 Inc. to construct and operate a Class VI commercial nonhazardous solid waste landfill as  
49 described in the proposed plan if the proposed plan is approved by the Division of Waste  
50 Management and Radiation Control, Weber County, and the Governor in accordance with Utah  
51 Code Section 19-6-108.

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**Legislative Review Note**  
**Office of Legislative Research and General Counsel**