

*No. 03-19-RE*

**A RESOLUTION**

A Resolution of the Council of the County of Allegheny approving the 2019 Revision to the Allegheny County Solid Waste Management Plan.

**Whereas**, the Pennsylvania Municipal Waste Planning, Recycling, and Waste Reduction Act (Act 101), requires that Pennsylvania counties revise their Municipal Solid Waste Management Plan every 10 years; and

**Whereas**, Allegheny County's current Municipal Solid Waste Management Plan expires on December 31, 2018; and

**Whereas**, the Allegheny County Health Department was tasked with the responsibility of revising the Allegheny County Solid Waste Management Plan and throughout 2017 and 2018 held quarterly meetings of the Allegheny County Solid Waste Advisory Committee to gather input on the plan revision; and

**Whereas**, Allegheny County retained the professional services of Barton & Loguidice in drafting the plan revision; and

**Whereas**, on September 12, 2018, at its regularly scheduled public meeting, the Allegheny County Board of Health voted unanimously to recommend that the 2019 Revision to the Allegheny County Solid Waste Management Plan be approved by County Council; and

**Whereas**, it is the desire of County Council to approve the revisions to the Allegheny County Solid Waste Management Plan as recommended by the Board of Health.

***The Council of the County of Allegheny hereby resolves as follows:***

***SECTION 1.       Incorporation of Preamble.***

The provisions set forth in the preamble to this Resolution are incorporated by reference in their entirety herein.

***SECTION 2.       Ratification of Regulations.***

Acting pursuant to the Pennsylvania Municipal Waste Planning, Recycling, and Waste Reduction Act and the Allegheny County Home Rule Charter, County Council hereby approves and adopts the 2019 Revision to the Allegheny County Solid Waste Management Plan, attached hereto as Exhibit "A".


**SECTION 3. Severability. If any provision of this Resolution shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Resolution which shall be in full force and effect.**

**SECTION 4. Repealer. Any Resolution or Ordinance or part thereof conflicting with the provisions of this Resolution is hereby repealed so far as the same affects this Resolution.**

Enacted in Council, this 7<sup>th</sup> day of May, 2019

Council Agenda No. 11001-19

  
John DeFazio  
President of Council

Attest:   
Jared Barker  
Chief Clerk of Council

Chief Executive Office May 8, 2019

Approved:   
Rich Fitzgerald  
Chief Executive

Attest:   
Sonya Dietz  
Executive's Secretary

## LEGISLATIVE SUMMARY

The Pennsylvania Municipal Waste Planning, Recycling and Waste Reduction Act, 53 P.S. §§ 4000.101 – 4000.1904 (hereinafter “Act 101”), requires that Pennsylvania’s counties revise their existing Municipal Solid Waste Management Plan every 10-years. The purpose of the revision process is to:

- Confirm municipal waste disposal capacity for the next ten years;
- Discuss alternate waste processing and/or disposal;
- Ensure maximum feasible waste reduction and recycling;
- Find ways to better conserve resources; and
- Continue to examine ways to protect the public health, safety, and well-fare from dangers of processing and disposing of municipal waste.

Allegheny County began the revision process in March of 2017. As part of this project and pursuant to Act 101 a Solid Waste Advisory Committee was convened. The members of the Allegheny County Solid Waste Advisory Committee included several municipal representatives; a Health Department representative; a Pa. Dept. of Environmental Protection representative; several private solid waste/recycling industry representatives; and a citizen/environmental group representative.

Once completed, the draft Allegheny County Solid Waste Management Plan was sent to all 130 Allegheny County municipalities for comment. This 30-day municipal comment period closed on or about August 24, 2018 and no municipal comments were received and no revisions to the plan were made because of the municipal comment period.

Finally, after the comment period closed without revision to the plan, at their regularly schedule public meeting held on September 12, 2018, the Allegheny County Board of Health voted unanimously to recommend the plan for County Council’s approval.

**M E M O R A N D U M**  
**OFFICE OF THE COUNTY MANAGER**

TO: Jared E. Barker  
Allegheny County Council

FROM: William D. McKain CPA  
County Manager

DATE: February 28, 2019

RE: Proposed Resolution

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Attached is an A Resolution of the Council of the County of Allegheny approving the 2019 Revision to the Allegheny County Solid Waste Management Plan.

The Allegheny County Law Department has reviewed this legislation prior to submitting it to Council.

I am requesting that this item be placed on the agenda at the next Regular Meeting of Council.

ALLEGHENY COUNTY COUNCIL RECEIVED

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