

**RESOLUTION NO. 033-10**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF JOHNSON COUNTY, KANSAS, SETTING TWO PUBLIC HEARINGS FOR JULY 29, 2010, AND ORDERING THE PUBLICATION OF NOTICE OF SUCH HEARINGS, FOR THE PURPOSE OF ACCEPTING PUBLIC COMMENTS REGARDING THE PROPOSED ADOPTION AND INCORPORATION BY REFERENCE OF THE JOHNSON COUNTY CODE OF REGULATIONS FOR SOLID WASTE MANAGEMENT, 2010 EDITION.**

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At a regular meeting of the Board of County Commissioners of Johnson County, Kansas, conducted on Thursday June 24, 2010, there came before the Board for consideration the above captioned matter. The Board, upon a motion duly made, seconded and carried, adopted Resolution No. 033-10, to wit:

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**WHEREAS**, on December 13, 2007, the Board adopted Resolution No. 090-07, which approved a new solid waste management plan for Johnson County, Kansas, which plan is known as the Johnson County Solid Waste Management Plan, 2007 Edition (hereinafter "2007 Plan");

**AND WHEREAS**, the 2007 Plan was amended by an annual update, which occurred on June 25, 2009 by the adoption of Resolution No. 041-09;

**AND WHEREAS**, the 2007 Plan, as amended, provides for and makes recommendations regarding, among other things, the reduction of solid waste volumes, to better protect the health and welfare of citizens in Johnson County, Kansas;

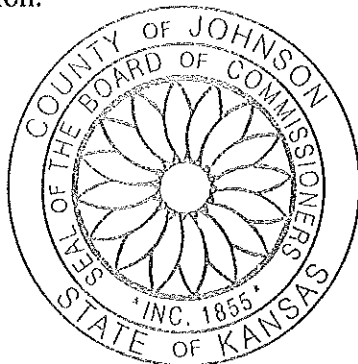
**AND WHEREAS**, K.S.A. 2009 Supp. 19-101a provides the Board with authority to perform certain powers of local legislation and administration it deems appropriate;

1. The Board of County Commissioners shall hold two public hearings on July 29, 2010, the first commencing at 2:00 p.m., and the second at 7:00 p.m., in the Board Hearing Room, Third Floor, Johnson County Administration Building, 111 South Cherry, Olathe, Kansas, for the purpose of hearing public comment regarding the proposed adoption and incorporation by reference of the 2010 Regulations.

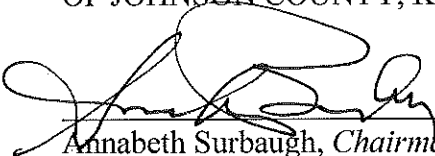
2. The Johnson County Environmental Department, in conjunction with the Clerk of the Board, shall cause a notice of the date, hour and place of the public hearings to be published once in the official county newspaper, and such other publications as the Director of the Environmental Department may deem prudent and advisable, in order to give notice of the Board's anticipated actions. The notice shall be published not less than twenty-one (21) days prior to the public hearings, and shall be substantially in the form attached hereto as "Exhibit A".

3. The two public hearings shall convene as scheduled on July 29, 2010, but may be adjourned and reconvened thereafter from time to time as necessary and advisable for a full hearing.


**THIS RESOLUTION**, adopted the 24<sup>th</sup> day of June, 2010, shall be, and hereby is effective, upon its adoption.

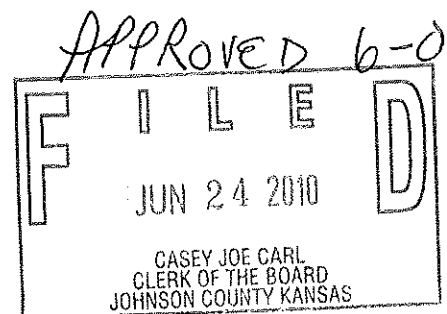


BOARD OF COUNTY COMMISSIONERS  
OF JOHNSON COUNTY, KANSAS

  
Annabeth Surbaugh, *Chairman*

ATTEST:

  
Casey Joe Carl, *Clerk of the Board*  
062410



**Exhibit A**

**NOTICE OF PUBLIC HEARINGS**

All interested parties are hereby notified that the Board of County Commissioners of Johnson County, Kansas (hereinafter "Board"), shall hold two (2) public hearings on Thursday, July 29, 2010, the first commencing at 2:00 p.m., and the second at 7:00 p.m., in the Board Hearing Room, Third Floor, Johnson County Administration Building, 111 South Cherry, Olathe, Kansas, for the purpose of hearing public comment regarding the proposed adoption and incorporation by reference in resolution format of the Johnson County Code Of Regulations For Solid Waste Management, 2010 Edition (hereinafter "2010 Regulations").

The 2010 Regulations have been prepared and recommended for adoption by the Johnson County Environmental Department and are intended, among other things, to update the permitting and operating requirements that solid waste facilities must meet (e.g., landfills, transfer stations, composting facilities); to begin county licensing of residential solid waste haulers; and to implement certain waste reduction measures recommended in the Johnson County Solid Waste Management Plan, 2007 Edition. The 2010 Regulations, upon their adoption and publication, shall become applicable and enforceable within all areas of Johnson County, Kansas (i.e. within both the incorporated and unincorporated areas of Johnson County, Kansas).

Any person wishing to appear at the hearings to give evidence, comment or testimony regarding the proposed adoption and incorporation by reference of the 2010 Regulations may do so. Furthermore, any person wishing to provide the Board with written comments, may do so at either hearing, or may send them to the Johnson County Board of Commissioners, 111 South Cherry, Suite 3300, Olathe, Kansas 66061, attention: Clerk of the Board. Written comments

Please be aware that the proposed adoption and incorporation by reference of the 2010 Regulations are subject to further revision, amendment or change prior to any final adoption, depending on the evidence, comment or testimony, if any, that may be received by the Board in writing or at the public hearings.

Johnson County complies with the Americans With Disabilities Act. If you have a disability and need special arrangements for the public hearings, then please call the Board's office at (913) 715-0430 at least 48 hours prior to the hearing.

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