

## **REGIONAL SOLID WASTE PLAN MULTI-COUNTY PLANNING AGREEMENT**

This Regional Solid Waste Plan Intergovernmental Cooperation Agreement version dated June 15, 2010 is effective the 1st day of September, 2010, by and between the Counties of Columbia, Lycoming, Montour, Snyder, and Union, hereinafter collectively referred to as the "Participants." The Participants, intending to be legally bound, hereby agree as follows:

### **Section 1: Authority**

- A. The Participants are required under the Municipal Waste Planning, Recycling and Reduction Act of July 28, 1988, P.L. 566, No. 101, 53 P.S. Section 4000.101 et. Seq. (hereinafter referred to as "Act 101") to adopt, implement, and revise a Solid Waste Management Plan;
- B. Article 9, Section 5 of the Constitution of the Commonwealth of Pennsylvania and the Pennsylvania Intergovernmental Cooperation Act, 53 Pa.C.S. §§2301 et seq. (the "ICA"), give the governing bodies of Pennsylvania municipalities broad authority to cooperate with other municipalities in the exercise or delegation of any function, power, or responsibility.

### **Section 2: Purpose**

- A. The Participants desire to ensure that each of them has sufficient processing and disposal capacity for its municipal waste for at least 10 years; a full, fair and open discussion of alternative municipal waste processing and/or disposal; and maximum feasible waste reduction and recycling of municipal waste or source separated recyclable material.
- B. The Participants recognize that such objectives are best pursued by cooperative involvement of counties in the region and have agreed by Resolution (Exhibit A) to submit a joint PA Department of Environmental Protection (hereinafter referred to as "DEP") solid waste planning grant application. Therefore, this Agreement is established to develop a Regional Solid Waste Plan (hereinafter referred to as the "Plan") for the geographic area encompassed by the Participants (the "Planning Area") pursuant to Act 101.
- C. Under the terms of this Intergovernmental Agreement, the Participants intend to work together to develop a Plan that can be adopted by all participants.

### **Section 3: Powers and Scope of Authority**

This agreement provides authority for the Participants, collectively and cooperatively, to develop the Plan for the Planning Area in compliance with Act 101 and the terms of this Agreement, and to do all acts necessary or convenient to carry out the purpose of this Agreement. Consistent with the terms of this Agreement, and as limited by their budget, the Participants, collectively and cooperatively, shall develop the Plan consistent with the terms and conditions of funding agreements and contracts obtained to provide financial assistance for the development of the Plan from DEP. The powers and authorities herein conferred shall not usurp the powers, duties,

and authorities of the individual Participants and their governing bodies in matters outside of the Plan and the scope of this Agreement.

#### **Section 4: Regional Solid Waste Advisory Committee**

A Regional Solid Waste Advisory Committee (hereinafter referred to as RSWAC) is hereby established for the purposes of overseeing, providing direction, and promoting coordination and cooperation between Participants in the preparation of the Plan. The RSWAC is comprised of a Steering Committee and five Stakeholder Committees to provide oversight for the Plan:

- A. Steering Committee - Consists of one representative from each Participant to be appointed from the Participant's elected governing body. Each Participant shall appoint an Alternate Representative, who shall be encouraged to attend Steering Committee meetings. The appointment of each Representative and Alternate shall be in writing, certified by the Participant's secretary. The Steering Committee shall also include the Lycoming County landfill operator and the DEP Plan Coordinator or their designated representative(s); one representative from each class of municipality; one county recycling coordinator; one private recycling industry member; one licensed waste hauler; one business or industry representative; one citizen organization member; and one at large citizen member; all in accordance with Exhibit B.
- B. Stakeholder Committees - Regional Municipal, Recycling, Waste Hauler, Business & Industry, and Citizens Committees shall be established in accordance with Attachment A. Each Participant is responsible for appointing their County participants. Each Stakeholder Committee will elect and appoint representative(s) to the Steering Committee in Accordance with Exhibit B.
- C. Optional County Groups - Each Participant may convene their Stakeholder appointees as desired, in accordance with Exhibit B. Each Participant shall facilitate such meetings and shall be responsible for any expenses incurred.
- D. Meetings - The RSWAC will meet periodically during the preparation of the Plan and conduct business in accordance with accepted rules and procedures.
  - a. Number – The Committees may meet as often as necessary to transact the business assigned to it.
  - b. Public Meetings- The meetings of the Committees will be public meetings, pursuant to the provisions of the Sunshine Act, 65 Pa.C.S.A. §701 et.seq. Public notice of all meetings will be given as provided by applicable law.
  - c. Quorum – A quorum will consist of a majority of Committee members in attendance.
  - d. Voting – Each Participant is entitled to one vote. Unless otherwise specified in this Planning Agreement, an action of the Committee will require the affirmative vote of a majority of the Participants. All votes will be recorded and will show the vote of each Participant.

- A. Appointments –Each Participant agrees to appoint its Representatives to the RSWAC not later than thirty (30) days after passage of its ordinance approving the Planning Agreement.
- E. Vacancies – Vacancies on the Committee will be filled by the Representative’s Alternate, if any. In case no Alternate is named, the Participant shall appoint a new Representative.
- F. Delegation – The Committee may assign the gathering of data and information and other planning tasks to the Participants, their planning agencies, advisory bodies, staff and other persons.
- G. Contents of the Plan – Based upon the results of the data and information obtained and evaluated by the RSWAC, Lycoming County, with assistance from the consultant team, shall develop a draft Plan that incorporates all of the Plan elements required by Act 101.
- H. Consultant Selection - The Steering Committee shall select a professional consultant to assist in the preparation of the Plan following evaluation of proposals received in response to an RFP agreed upon by the Participants. Lycoming County shall contract and pay for the services of the selected consultant.

**Section 5: Public Participation**

The Participants shall provide means, in addition to the RSWAC, for broad input and participation in preparation of the Plan by public organizations and individuals with a stake in the Plan. Such participation shall meet specific terms of Act 101 and the Scope of Work regarding consultations, notices, procedures, organizations to be involved, etc. This will include but not be limited to:

- A. Regular communication and coordination among the Participants, interested organizations, residents of participating municipalities, agencies and members of the public that may affect or be affected by the Plan.
- B. The establishment of a Regional Solid Waste Plan Website and periodic newsletter and other means of public communication. Lycoming County, with assistance of the consultant(s), will be responsible for developing such means of communication and any costs incurred.

**Section 6: Plan Adoption and Amendment**

- A. Approval of the Draft Plan by the Steering Committee - When completed, the draft Plan will be considered by the Steering Committee for approval. A unanimous Committee vote shall be required to approve the draft Plan for publication.
- B. Review and Comment on the Draft Plan by the Steering Committee - Upon approval of the draft Plan by the Steering Committee, Lycoming County will:
  - 1. Distribute a copy of the draft to the governing body of each Participant for review and comment;

2. Make the draft available to members of the public within the planning area;
  3. Conduct public meetings/outreach on the draft in accordance with the Plan for public participation established by the Scope of Work for the Plan;
  4. Following the public meetings/outreach, the Steering Committee shall consider all recommendations and comments from the Participants as well as the recommendations and comments presented at the public meetings; and
  5. Before the Plan has been adopted by the governing body of any Participant, the Steering Committee may make revisions to the draft Plan as it deems necessary to address the recommendations and comments received, or otherwise.
- C. Final Steering Committee Approval of the Plan - When all comments have been considered and amendments made, the Steering Committee shall vote on the final version of the Plan. A unanimous vote of all the Participants shall be required to approve the final version of the Plan.
- D. Submission of the Plan to the Participants for Approval - Upon approval of the final version of the Plan, the Steering Committee shall submit the Plan to the governing body of each Participant. Each County may adopt the Plan as prepared. Upon adoption of the Plan by the governing body of a Participant, the Plan shall become the Municipal Solid Waste Plan for that Participant.
- E. Municipal Ratification - Following adoption of the Plan, each Participant, with assistance from Lycoming County, will distribute copies of the Final Plan to each municipality in the Region for ratification in accordance with Act 101 procedures.
- F. Submission of the Final Plan to DEP for Approval - Following ratification, the Final Plan shall be submitted by the Steering Committee, with assistance from Lycoming County, to the DEP North Central Regional Office for approval.
- G. Future Plan Amendments - Following expiration of the term of this Agreement, the governing body of each Participant may subsequently amend the Plan in accordance with the requirements of Act 101 for amendment of municipal solid waste plan, the procedures set forth in the Plan for the same, and as per any subsequent implementation agreements that are developed by the Participants. It is understood that failure of any Participant to adopt the Plan or uniformly amend the Plan may result in loss or voiding of all or part(s) of their legal rights of a Regional Solid Waste Plan.

## **Section 7: Finances**

Lycoming County shall prepare a grant application and shall be responsible for all costs necessary for the preparation of the Plan; and shall reimburse each of the other Participants up to a maximum of \$15,000 in grant eligible expenses. Any additional grant eligible costs of the Participants shall be documented by each participant and may be applied by Lycoming County toward in-kind grant requirements.

## **Section 8: Role of Lycoming County**

Lycoming County will:

- A. Facilitate the RSWAC meetings, including preparation of agendas, minutes, records of RSWAC participants, meeting notes, minutes of public meetings, and response documents during the public review phase of the Plan adoption process.
- B. Contract with consultant(s) to assist with the preparation of the Plan;
- B. Administer grants and other finances;
- C. Ensure that the advice and recommendations of the RSWAC are carefully considered and incorporated into the Plan; and
- D. Provide all Geographic Information System mapping components of the Plan development, in cooperation with the Participants.

## **Section 9: Amendment of Planning Agreement**

This Agreement may be amended by unanimous consent of the Participants indicated via approval action of each of the Participants' governing bodies. Prior to action being taken with respect to an amendment, the amendment shall be presented to and considered by the Steering Committee. A written notice of each proposed amendment shall be given to each Participant and to each Representative serving on the Steering Committee at least 30 days prior to the scheduled Committee meeting date at which time such proposed amendment is to be considered. The notice shall contain a summary of the substance of each proposed amendment. The Steering Committee shall make a recommendation to the Participants concerning the proposed amendment. No amendment shall be effective until approved by the governing bodies of all Participants.

## **Section 10: Dispute Resolution**

A dispute or claim over the rights or obligations, performance, breach, termination or interpretation of this Agreement, the Plan, or any other matter, action, claim, dispute, question, or issues arising under the terms of this Agreement not otherwise resolved between or among Participants and/or one or more Participants and the Steering Committee may be resolved as follows:

- A. The disputing parties agree to first discuss and negotiate in good faith in an attempt to resolve the dispute amicably and informally
- B. If the dispute cannot be settled through direct discussions and good faith negotiations, the disputing parties agree that, upon written notice by one of the disputing parties to the other or others, they will endeavor to settle the dispute in an amicable manner by mediation utilizing the auspices of the County, the American Arbitration Association, or such other mediation agency as the parties may agree. Unless otherwise agreed, costs of mediation will be shared equally by the disputing parties.

### **Section 11: Addition of Participant(s)**

A County contiguous to the Planning Area that did not participate in the original establishment of this Agreement may become a Participant in this Agreement by amendment of the Agreement as set forth above. Any Participant added by this process must bear and pay for any costs directly and fully associated with changes and/or additions to a Plan in progress or amendment of a Plan adopted, unless otherwise agreed by the Participants party to the Agreement prior to the addition.

### **Section 12: Withdrawal of Participant(s)**

A Participant may voluntarily or automatically withdraw from participation in this Agreement as follows:

- A. A Participant may voluntarily withdraw from this Agreement upon written notice to each of the other Participants, provided that the other Participants are given at least sixty (60) days written notice of such withdrawal.
- B. Any Participant whose governing body does not adopt the Plan within three (3) months of submission or amend the Plan in agreement and uniformity with other Participants shall be deemed to have automatically withdrawn from this Agreement.
- C. The withdrawal of a Participant from this Agreement shall not terminate the Agreement among the remaining Participants.
- D. A Participant that withdraws will be responsible for its share of expenses and obligations incurred during, arising from, or related to its term of participation and any added expenses incurred by the other Participants as a result of modifications that need to be made to the Plan arising from the withdrawal.
- E. Upon the withdrawal of a Participant, the remaining members of the Steering Committee shall assess the impact of the withdrawal on the Plan, as it exists at that time. The Steering Committee shall make recommendations to the remaining Participants for any amendments to the Plan, or implementing ordinances, made necessary by the withdrawal of the former member.

### **Section 13: Execution, Effective Date & Term**

- A. To enter into this Agreement, the governing body of a Participant must adopt an ordinance approving this Agreement, substantially in the form of Exhibit C, attached hereto, and the chief executive officer of such Participant must execute this Planning Agreement, with the attestation of the Clerk of such Participant, and the seal of the Participant affixed hereto.
- B. This Agreement will become effective on the first day of the calendar month immediately following due adoption by all Participants of an ordinance approving this Agreement (the "Effective Date"). In the event less than all Participants pass an

approving ordinance, this Agreement will be deemed automatically amended to name only those Participants whose governing bodies have passed an ordinance approving this agreement.

- C. The initial term of the Agreement shall be until the adoption, not being unduly withheld by the Participants, of the municipal waste management plan. The term of the Agreement shall begin on the effective date. Lycoming County shall begin providing municipal waste planning services on the effective date and shall end on December 31, 2011, unless the parties agree on additional terms. Subsequent Agreement terms, anniversary dates and renewal options will be treated in a similar manner.

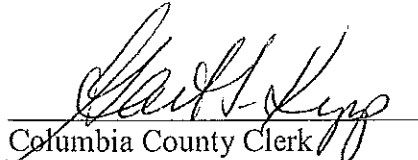
#### **Section 14: Miscellaneous**


- A. Assignment – This Agreement may not be assigned by any Participant. The RSWAC may delegate or assign its duties hereunder in accordance with policies and procedures adopted by the Steering Committee or to consultants, advisors, experts, or other persons as determined by the Steering Committee and Lycoming County.
- B. Severability – The unenforceability or invalidity of any provision of this Agreement will not affect the enforceability or validity of any other provision.
- C. Counterparts – This Agreement may be executed simultaneously in one or more counterparts, each of which will be deemed an original but all of which together will constitute one and the same agreement.
- D. Expenses – Each Participant will pay all costs and expenses incurred or to be incurred by it in negotiation and preparing this Agreement and in carrying out the transactions contemplated by this Agreement to be performed on the part of the Participant.
- E. Governing Law – This Agreement will be construed and governed in accordance with the laws of the Commonwealth of Pennsylvania.
- F. Headings – The subject or section headings in this Agreement are included for purposes of convenience only and will not affect the construction or interpretation of any of its provisions.
- G. Breach of Agreement by Lycoming County - If Lycoming County fails to perform any provision of this Agreement, or fails to perform any provision of this Agreement in a satisfactory manner, or fails to perform any provision of this Agreement in accordance with applicable state and/or federal regulations, the other Participants shall have the right to demand in writing adequate assurances from Lycoming County that steps have been or are being taken to rectify the situation. Within fifteen (15) days of receipt of any such demand, Lycoming County will submit to the other Participants a written statement that explains the

reasons for the non-performance or delayed, partial or substandard performance during that period and any continuance thereof.

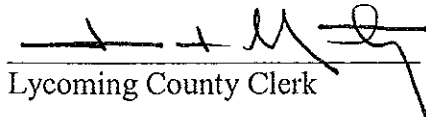
- H. Force Majeure - The Participants shall not be liable for the failure to perform their duties and obligations under this Agreement or for any resultant damages, loss, expense, etc., if such failure was the result of an act of God, riot, insurrection, war, catastrophe, natural disaster or any other cause which was beyond reasonable control of the Participants and which the Participants were unable to avoid by exercise of reasonable diligence.

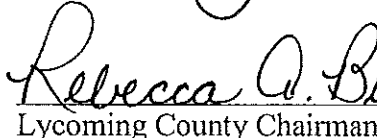
In Witness Whereof, the Participants, intending to be legally bound hereby, have caused this Intergovernmental Cooperation Agreement to be subscribed, as of the date set forth under the duly authorized signature of each Participant

  
Columbia County Clerk

  
Columbia County Chairman

8/20/2010  
Date

  
Lycoming County Clerk

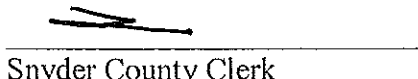
  
Lycoming County Chairman

7/22/2010  
Date

  
Montour County Clerk

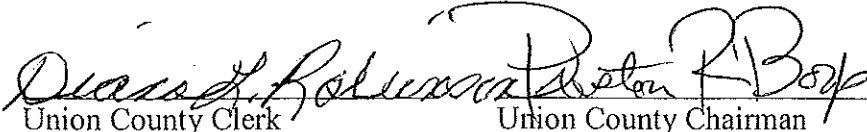
  
Montour County Chairman

8-10-10  
Date

  
Snyder County Clerk

  
Snyder County Chairman

8-3-10  
Date

  
Union County Clerk

  
Union County Chairman

8-3-10  
Date



## Exhibit A - Resolutions

## Exhibit B - Organization Chart

RECEIVED  
FEB 13 2009  
PLANNING AND COMMUNITY  
DEVELOPMENT DEPARTMENT

COLUMBIA COUNTY RESOLUTION 09-0205

A RESOLUTION

OF THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF COLUMBIA, COMMONWEALTH OF PENNSYLVANIA, TO PARTICIPATE IN THE DEVELOPMENT OF A REGIONAL SOLID WASTE PLAN.

WHEREAS, the primary purposes of a municipal waste management plan (Section 272.201 of Title 25 of the Pennsylvania Code) are to ensure that each county has sufficient processing and disposal capacity for its municipal waste for at least 10 years; ensure a full, fair and open discussion of alternative methods of municipal waste processing or disposal; and to ensure maximum feasible waste reduction and recycling of municipal waste or source separated recyclable material; and

WHEREAS, the Lycoming County landfill has historically accepted the majority of municipal waste from within the service area of Lycoming, Columbia, Montour, Union, Northumberland, and Snyder Counties; and,

WHEREAS, Lycoming County Resource Management Services has submitted a permit application for expansion of the landfill to provide an additional ten years of continuing capacity for the multi-county service area; and,

WHEREAS, the Lycoming County landfill is a publicly funded municipal facility designed to accept waste from the multi-county service area which is necessary to recover the investment of public funds; and,

WHEREAS, Act 101 authorized the Department of Environmental Protection to provide grant funds to County governments for the development of Solid Waste Plans; and,

WHEREAS, Lycoming County intends to develop a multi-county Regional Solid Waste Plan for the six county service area and will submit a grant application to DEP; and,

WHEREAS, Lycoming County will assume responsibility for all local match costs for a Regional Solid Waste Plan as required by the Grant; and,

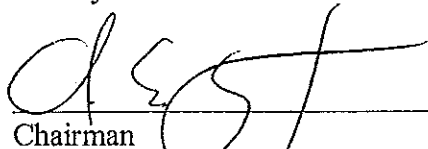
WHEREAS, the Regional Solid Waste Plan will identify and evaluate the feasibility of more efficient waste collection and recycling alternatives such as regional transfer stations and recycling facilities; and


WHEREAS, Lycoming County intends to enter into Solid Waste Plan Implementation Contracts with the participating Counties that will provide reimbursement for recycling administration costs and other beneficial services to the Counties;

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the County of Columbia that it supports the proposed development of a Regional Solid Waste Plan.

Duly enacted by the Board of Commissioners of the County of Columbia, Commonwealth of Pennsylvania, in lawful session assembled this \_\_\_\_\_ day of 2009.

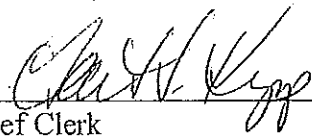
County of Columbia

  
Chairman

  
Vice-Chairman

\_\_\_\_\_  
Secretary

Attest:

  
Chief Clerk

# Commissioners of Montour County

COURTHOUSE • 29 MILL STREET • DANVILLE, PENNSYLVANIA 17821 • (570) 271-3000 • FAX (570) 271-3088

COUNTY COMMISSIONERS  
Trevor S. Finn, *Chairman*  
John J. Gerst, *Vice-Chairman*  
Jerry R. Ward



*Home of the First "T" Rail in America*

CHIEF CLERK  
Holly A. Brandon  
SOLICITOR  
Robert L. Marks



## COUNTY RESOLUTION R-1-13-09

### A RESOLUTION

OF THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF MONTOUR, COMMONWEALTH OF PENNSYLVANIA, TO PARTICIPATE IN THE DEVELOPMENT OF A REGIONAL SOLID WASTE PLAN.

WHEREAS, the primary purposes of a municipal waste management plan (Section 272.201 of Title 25 of the Pennsylvania Code) are to ensure that each county has sufficient processing and disposal capacity for its municipal waste for at least 10 years; ensure a full, fair and open discussion of alternative methods of municipal waste processing or disposal; and to ensure maximum feasible waste reduction and recycling of municipal waste or source separated recyclable material; and

WHEREAS, the Lycoming County landfill has historically accepted the majority of municipal waste from within the service area of Lycoming, Columbia, Montour, Union, Northumberland, and Snyder Counties; and,

WHEREAS, Lycoming County Resource Management Services has submitted a permit application for expansion of the landfill to provide an additional ten years of continuing capacity for the multi-county service area; and,

WHEREAS, the Lycoming County landfill is a publicly funded municipal facility designed to accept waste from the multi-county service area which is necessary to recover the investment of public funds; and,

WHEREAS, Act 101 authorized the Department of Environmental Protection to provide grant funds to County governments for the development of Solid Waste Plans; and,

WHEREAS, Lycoming County intends to develop a multi-county Regional Solid Waste Plan for the six county service area and will submit a grant application to DEP; and,

WHEREAS, Lycoming County will assume responsibility for all local match costs for a Regional Solid Waste Plan as required by the Grant; and,


WHEREAS, the Regional Solid Waste Plan will identify and evaluate the feasibility of more efficient waste collection and recycling alternatives such as regional transfer stations and recycling facilities; and

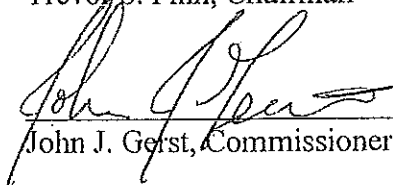
WHEREAS, Lycoming County intends to enter into Solid Waste Plan Implementation Contracts with the participating Counties that will provide reimbursement for recycling administration costs and other beneficial services to the Counties;

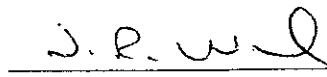
NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the County of Montour that it supports the proposed development of a Regional Solid Waste Plan.

Duly enacted by the Board of Commissioners of the County of Montour, Commonwealth of Pennsylvania, in lawful session assembled this 13<sup>th</sup> day of January, 2009.


County of Montour

  
Trevor S. Finn, Chairman

  
John J. Gerst, Commissioner

  
Jerry R. Ward, Commissioner

ATTEST:

  
Holly A. Grandon, Chief Clerk

SNYDER COUNTY RESOLUTION No. 2009-11

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF SNYDER, COMMONWEALTH OF PENNSYLVANIA, TO PARTICIPATE IN THE DEVELOPMENT OF A REGIONAL SOLID WASTE PLAN.

WHEREAS, the primary purposes of a municipal waste management plan (Section 272.201 of Title 25 of The Pennsylvania Code) are to ensure that each county has sufficient processing and disposal capacity for its municipal waste for at least ten (10) years; ensure a full, fair and open discussion of alternative methods of municipal waste processing or disposal; and to ensure maximum feasible waste reduction and recycling of municipal waste or source separated recyclable material; and

WHEREAS, the Lycoming County landfill has historically accepted the majority of municipal waste from within the service area of Lycoming, Columbia, Montour, Union, Northumberland, and Snyder Counties; and

WHEREAS, Lycoming County Resource Management Services has submitted a permit application for expansion of the landfill to provide an additional ten years of continuing capacity for the multi-county service area; and

WHEREAS, Act 101 authorizes multi-county plans and the Department of Environmental Protection to provide grant funds to County Governments for the development of Solid Waste Plans; and

WHEREAS, Lycoming County intends to facilitate development of a multi-county Regional Solid Waste Plan for the six (6) county service area and will submit a grant application to the Department of Environmental Protection; and

WHEREAS, Lycoming County will assume responsibility for all local match costs for a Regional Solid Waste Plan as required by the Grant; and

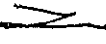
WHEREAS, the Regional Solid Waste Plan will identify and evaluate the feasibility of more efficient waste collection and recycling alternatives such as regional transfer stations and recycling facilities.

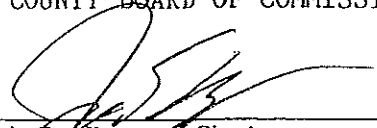
NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Snyder, Commonwealth of Pennsylvania, that it supports the proposed development of a Regional Solid Waste Plan.

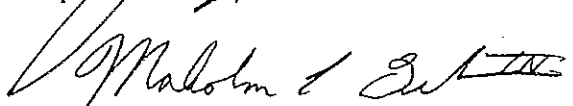
Unanimously adopted by the Board of Commissioners in lawful session on Tuesday, March 10, 2009.

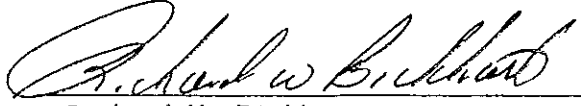
ATTEST:

SNYDER COUNTY BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
Lee E. Knepp, Chief Clerk

  
\_\_\_\_\_  
Joseph E. Kantz, Chairman

  
\_\_\_\_\_  
Malcolm L. Derk III

  
\_\_\_\_\_  
Richard W. Bickhart

MAR 11 2009

PLANNING AND COMMUNITY

# UNION COUNTY COMMISSIONERS

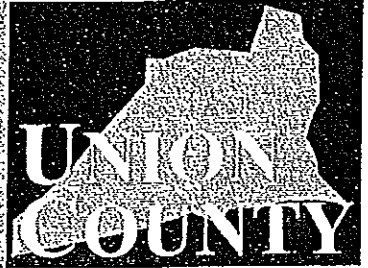
UNION COUNTY GOVERNMENT CENTER

155 NORTH 15TH STREET  
LEWISBURG, PA 17837-8822

TEL: 570/524-8631

FAX: 570/524-8635

www.unionco.org



## County Commissioners

William W. Haas, *Chairman*

Preston R. Boop, *Vice Chairman*

John R. Showers, *Secretary*

## Solicitor

Thomas C. Clark

County Administrator/Chief Clerk

Diana L. Robinson

## RESOLUTION NUMBER 4 FOR 2009 AUTHORIZING THE PARTICIPATION IN THE DEVELOPMENT OF A REGIONAL SOLID WASTE PLAN.

**WHEREAS**, the primary purposes of a municipal waste management plan (Section 272.201 of Title 25 of the Pennsylvania Code) are to ensure that each county has sufficient processing and disposal capacity for its municipal waste for at least 10 years; ensure a full, fair and open discussion of alternative methods of municipal waste processing and/or disposal; and to ensure maximum feasible waste reduction and recycling of municipal waste or source separated recyclable material; and

**WHEREAS**, the Lycoming County landfill has historically accepted the majority of municipal waste from within the service area of Lycoming, Columbia, Montour, Union, Northumberland, and Snyder Counties; and,

**WHEREAS**, Lycoming County Resource Management Services has submitted a permit application for expansion of the landfill to provide an additional ten years of continuing capacity for the multi-county service area; and,

**WHEREAS**, Act 101 authorizes multi-county plans and the Department of Environmental Protection to provide grant funds to County governments for the development of Solid Waste Plans; and,

**WHEREAS**, Lycoming County intends to facilitate development of a multi-county Regional Solid Waste Plan for the six county service area and will submit a grant application to DEP; and,

**WHEREAS**, Lycoming County will assume responsibility for all local match costs for a Regional Solid Waste Plan as required by the Grant; and,


**WHEREAS**, the Regional Solid Waste Plan will identify and evaluate the feasibility of more efficient waste collection and recycling alternatives such as regional transfer stations and recycling facilities; and



NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of the County of Union that it supports the proposed development of a Regional Solid Waste Plan.

Duly enacted by the Board of Commissioners of the County of Union, Commonwealth of Pennsylvania, in lawful session assembled this 31<sup>st</sup> day of February, 2009.

Union County Commissioners

  
\_\_\_\_\_  
William W. Haas, Chairman

  
\_\_\_\_\_  
Preston Boop, Vice-Chairman

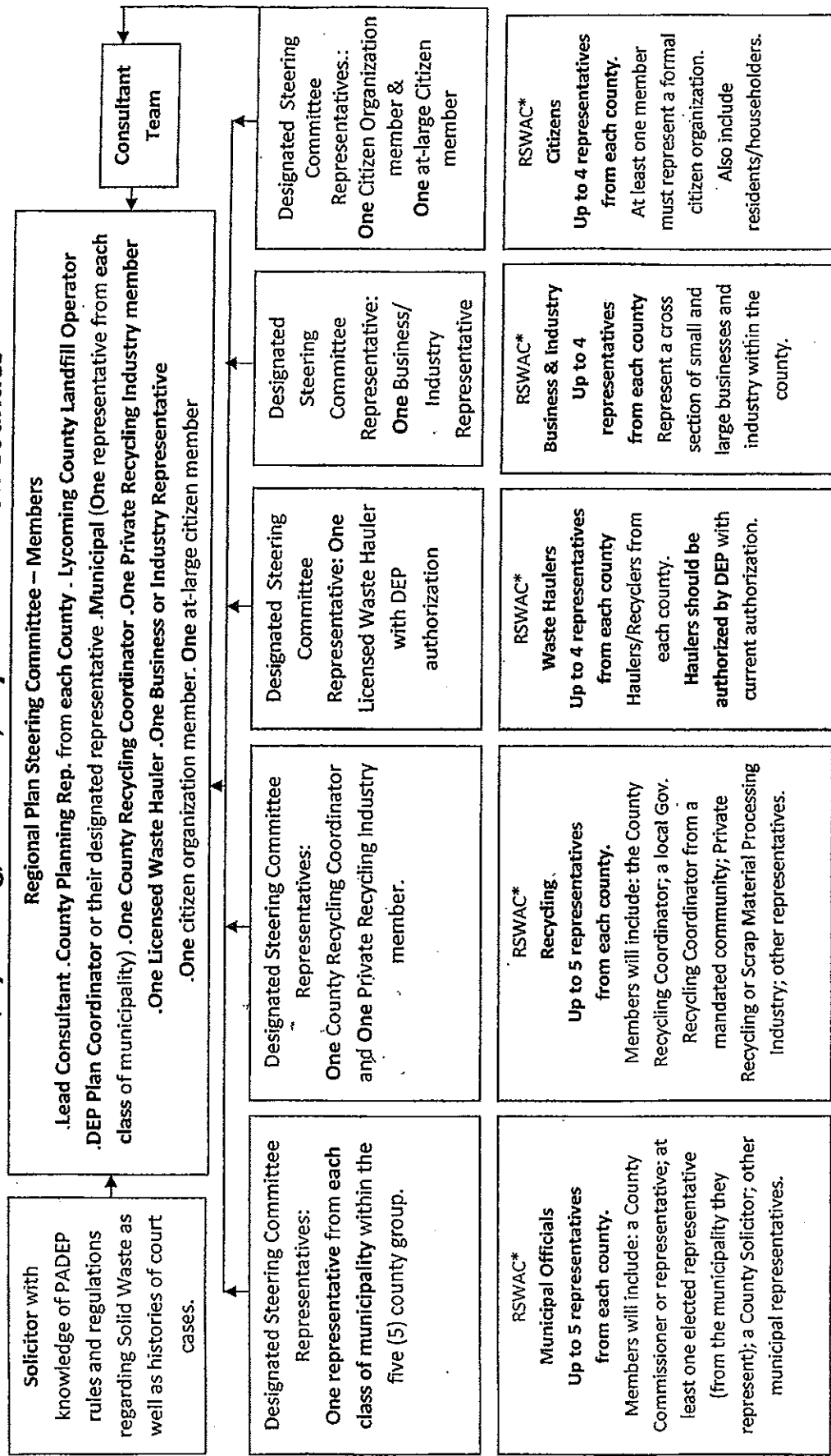
  
\_\_\_\_\_  
John Showers, Secretary

Attest:

  
\_\_\_\_\_  
Diana L. Robinson, Chief Clerk

## Exhibit B - Organization Chart

# Regional Plan for Solid Waste Management for Columbia, Lycoming, Montour, Snyder and Union Counties



**Exhibit C - Ordinance**

**ORDINANCE APPROVING REGIONAL SOLID WASTE  
MULTI-COUNTY PLANNING AGREEMENT**

COLUMBIA COUNTY, PENNSYLVANIA

AN ORDINANCE OF THE COUNTY OF COLUMBIA PROVIDING FOR AN AGREEMENT OF INTERGOVERNMENTAL COOPERATION FOR THE PURPOSE OF REGIONAL SOLID WASTE PLANNING BY THE COUNTIES OF COLUMBIA, LYCOMING, MONTOUR, SNYDER, AND UNION.

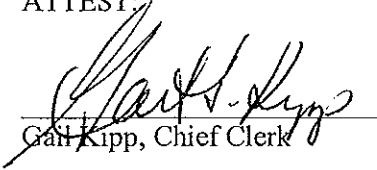
The Columbia County Board of Commissioners hereby ordains as follows:

Section 1. The Columbia County Board of Commissioners are authorized and directed to execute and deliver the Intergovernmental Cooperation Agreement for multi-county solid waste planning dated as of June 15, 2010, by and among the County of Columbia, County of Lycoming, County of Montour, County of Snyder, and County of Union a copy of which is attached hereto (the "Regional Solid Waste Multi-County Planning Agreement"). The specific terms, conditions, and provisions of the Cooperative Planning Agreement are made a part thereof.

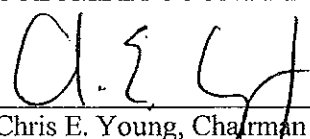
Section 2. The conditions, duration and term, purpose and objective, scope and authority delegated, manner and extent of financing, organizational structure and manner in which real and/or personal property shall be acquired, managed, and disposed of, are set forth in the attached Cooperative Planning Agreement.

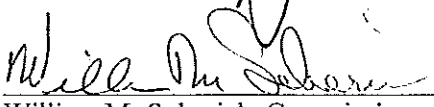
ORDAINED at a duly assembled public meeting held this 5<sup>th</sup> day of August 2010.

ATTEST:

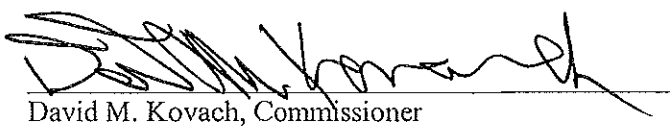
  
Gail Kipp, Chief Clerk

COLUMBIA COUNTY BOARD OF COMMISSIONERS

  
Chris E. Young, Chairman

  
William M. Soberick, Commissioner

(Seal)

  
David M. Kovach, Commissioner

**COUNTY OF LYCOMING  
COMMONWEALTH OF PENNSYLVANIA**

ORDINANCE NO. 2010-2

**ORDINANCE APPROVING REGIONAL SOLID WASTE  
MULTI-COUNTY PLANNING AGREEMENT**

AN ORDINANCE OF THE COUNTY OF LYCOMING PROVIDING FOR AN  
AGREEMENT OF INTERGOVERNMENTAL COOPERATION FOR THE  
PURPOSE OF REGIONAL SOLID WASTE PLANNING BY THE COUNTIES OF  
COLUMBIA, LYCOMING, MONTOUR, SNYDER, AND UNION.

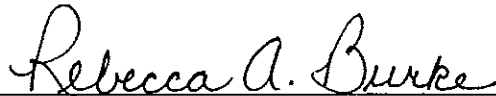
The Lycoming County Board of Commissioners hereby ordains as follows:

Section 1. The Lycoming County Board of Commissioners are authorized and directed to execute and deliver the Intergovernmental Cooperation Agreement for multi-county solid waste planning version dated June 15, 2010, by and among the County of Columbia, County of Lycoming, County of Montour, County of Snyder, and County of Union a copy of which is attached hereto (the "Regional Solid Waste Multi-County Planning Agreement"). The specific terms, conditions, and provisions of the Cooperative Planning Agreement are made a part thereof.

Section 2. The conditions, duration and term, purpose and objective, scope and authority delegated, manner and extent of financing, organizational structure and manner in which real and/or personal property shall be acquired, managed, and disposed of, are set forth in the attached Cooperative Planning Agreement.

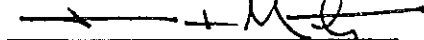
Duly enacted by the Board of Commissioners of the County of Lycoming, Commonwealth of Pennsylvania, in lawful session assembled this 22<sup>nd</sup> day of July, 2010.

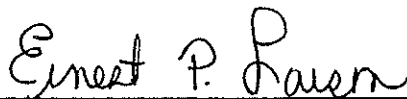
**COUNTY OF LYCOMING**



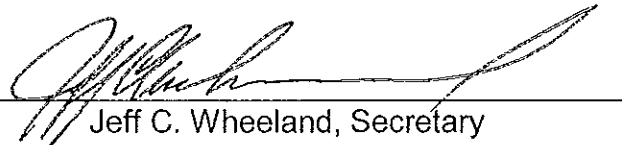
Rebecca A. Burke, Chairperson

ATTEST:

  
Fred F. Marty, Chief Clerk



Ernest P. Larson, Vice Chairman

  
Jeff C. Wheeland, Secretary

**ORDINANCE APPROVING REGIONAL SOLID WASTE  
MULTI-COUNTY PLANNING AGREEMENT**

MONTOUR COUNTY, PENNSYLVANIA

AN ORDINANCE OF THE COUNTY OF MONTOUR PROVIDING FOR AN AGREEMENT OF INTERGOVERNMENTAL COOPERATION FOR THE PURPOSE OF REGIONAL SOLID WASTE PLANNING BY THE COUNTIES OF COLUMBIA, LYCOMING, MONTOUR, SNYDER, AND UNION.

The Montour County Board of Commissioners hereby ordains as follows:

Section 1. The Montour County Board of Commissioners are authorized and directed to execute and deliver the Intergovernmental Cooperation Agreement for multi-county solid waste planning dated as of June 15, 2010, by and among the County of Columbia, County of Lycoming, County of Montour, County of Snyder, and County of Union a copy of which is attached hereto (the "Regional Solid Waste Multi-County Planning Agreement"). The specific terms, conditions, and provisions of the Cooperative Planning Agreement are made a part thereof.

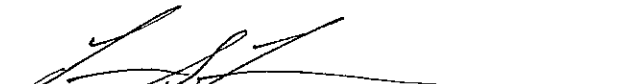
Section 2. The conditions, duration and term, purpose and objective, scope and authority delegated, manner and extent of financing, organizational structure and manner in which real and/or personal property shall be acquired, managed, and disposed of, are set forth in the attached Cooperative Planning Agreement.

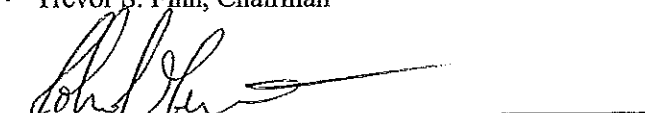
ORDAINED at a duly assembled public meeting held this 13<sup>th</sup> day of July, 2010.

ATTEST:

MONTOUR COUNTY BOARD OF COMMISSIONERS

  
\_\_\_\_\_, Chief Clerk

  
\_\_\_\_\_  
Trevor S. Finn, Chairman

  
\_\_\_\_\_  
John J. Gerst, Vice Chairman

(Seal)

  
\_\_\_\_\_  
Jerry R. Ward, Commissioner



ORDINANCE APPROVING REGIONAL SOLID WASTE  
MULTI-COUNTY PLANNING AGREEMENT

SNYDER COUNTY, PENNSYLVANIA

AN ORDINANCE OF THE COUNTY OF SNYDER PROVIDING FOR AN AGREEMENT OF INTERGOVERNMENTAL COOPERATION FOR THE PURPOSE OF REGIONAL SOLID WASTE MULTI-COUNTY PLANNING BY THE COUNTY OF SNYDER AND THE COUNTIES OF COLUMBIA, LYCOMING, MONTOUR, AND UNION.


The Snyder County Board of Commissioners hereby ordains as follows:

Section 1. The Snyder County Board of Commissioners are authorized and directed to execute and deliver the Intergovernmental Cooperation Agreement for multi-county solid waste planning dated as of June 15, 2010, by and among the County of Snyder, County of Columbia, County of Lycoming, County of Montour, and County of Union a copy of which is attached hereto (the "Regional Solid Waste Multi-County Planning Agreement"). The specific terms, conditions, and provisions of the Cooperative Planning Agreement are made a part thereof.

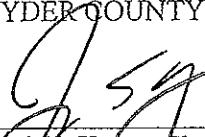
Section 2. The conditions, duration and term, purpose and objective, scope and authority delegated, manner and extent of financing, organizational structure and manner in which real and/or personal property shall be acquired, managed, and disposed of, are set forth in the attached Cooperative Planning Agreement.

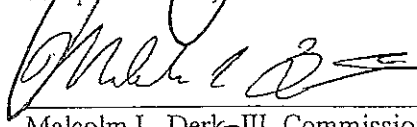
ORDAINED at a duly assembled public meeting held this 3<sup>rd</sup> day of August, 2010.

ATTEST:

  
\_\_\_\_\_  
Lee E. Knepp, Chief Clerk

SNYDER COUNTY BOARD OF COMMISSIONERS

  
\_\_\_\_\_  
Joseph E. Kantz, Chairman

  
\_\_\_\_\_  
Malcolm L. Derk, III, Commissioner

  
\_\_\_\_\_  
Peggy Chamberlain Roup, Commissioner

# UNION COUNTY COMMISSIONERS

UNION COUNTY GOVERNMENT CENTER

155 NORTH 15TH STREET

LEWISBURG, PA 17837-8822

TEL: 570/524-8631

FAX: 570/524-8635

www.unionco.org

*County Commissioners*

Preston R. Boop, *Chairman*

John R. Showers, *Vice Chairman*

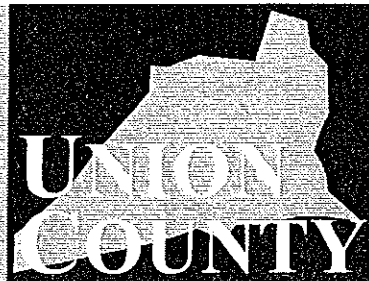
John H. Mathias, *Secretary*

*Solicitor*

Thomas C. Clark

*County Administrator/Chief Clerk*

Diana L. Robinson



## ORDINANCE NUMBER 1 FOR 2010 APPROVING REGIONAL SOLID WASTE MULTI-COUNTY PLANNING AGREEMENT

UNION COUNTY, PENNSYLVANIA

AN ORDINANCE OF THE COUNTY OF UNION PROVIDING FOR AN AGREEMENT OF INTERGOVERNMENTAL COOPERATION FOR THE PURPOSE OF REGIONAL SOLID WASTE MULTI-COUNTY PLANNING BY THE COUNTY OF UNION AND THE COUNTIES OF COLUMBIA, LYCOMING, MONTOUR, AND SNYDER.

The Union County Board of Commissioners hereby ordains as follows:

Section 1. The Union County Board of Commissioners are authorized and directed to execute and deliver the Intergovernmental Cooperation Agreement for multi-county solid waste planning dated as of June 15, 2010, by and among the County of Union, County of Columbia, County of Lycoming, County of Montour, and County of Snyder a copy of which is attached hereto (the "Regional Solid Waste Multi-County Planning Agreement"). The specific terms, conditions, and provisions of the Cooperative Planning Agreement are made a part thereof.

Section 2. The conditions, duration and term, purpose and objective, scope and authority delegated, manner and extent of financing, organizational structure and manner in which real and/or personal property shall be acquired, managed, and disposed of, are set forth in the attached Cooperative Planning Agreement.

ORDAINED at a duly assembled public meeting held this 3rd day of Aug 2010.

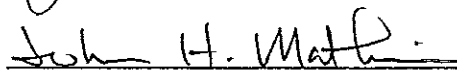
UNION COUNTY COMMISSIONERS

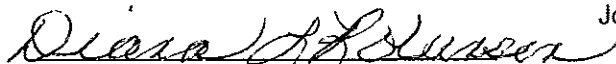
(SEAL)

  
Preston R. Boop, Chairman

  
John R. Showers, Vice Chairman

Attest:

  
John H. Mathias, Secretary

  
Diana L. Robinson  
Chief Clerk