



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

APPROVAL OF A MEMORANDUM OF UNDERSTANDING BETWEEN PLACER COUNTY AND NEVADA COUNTY FOR USE OF THE EASTERN REGIONAL MATERIAL RECOVERY FACILITY FOR DISCARDED MATERIAL PROCESSING AND DISPOSAL SERVICES (DISTRICT 5)

WHEREAS, Placer County owned and operated the Eastern Regional Landfill until its closure in 1995; and

WHEREAS, Placer County continues to own and operate 292 acres of the former Eastern Regional Landfill as a materials recovery facility, transfer station, buyback center, household hazardous waste collection facility, and other uses, which facility is now known as the Eastern Regional Material Recovery Facility (ERMRF); and

WHEREAS, solid waste from within the eastern portion of Nevada County was disposed of at the Eastern Regional Landfill (ERL) from 1972 to 1995, and has been processed at the ERMRF and disposed of at Lockwood landfill in the State of Nevada from 1995 to present; and

WHEREAS, Placer County and Nevada County are parties to a prior Memorandum of Understanding dated December 9, 1997, under which Placer County agreed to accept solid waste originating from within Nevada County for processing at the ERMRF, and both parties wish to replace and supersede the prior Memorandum of Understanding with this amended and restated MOU; and

WHEREAS, the State of California has, through enactment of AB 939 and subsequent related legislation including, but not limited to: the Jobs and Recycling Act of 2011 (AB 341), the Event and Venue Recycling Act of 2004 (AB 2176), SB 1016 (Chapter 343, Statutes of 2008 [Wiggins, SB 1016]), the Mandatory Commercial Organics Recycling Act of 2014 (AB 1826), and the Short-Lived Climate Pollutants Bill of 2016 (SB 1383), directed the responsible State agency, and all local agencies, to promote Diversion and to maximize the use of feasible waste reduction, reuse, Recycling, and Composting options in order to reduce the amount of refuse that must be Disposed; and

WHEREAS, per Resolution 19-255 Nevada County has, in the exercise of its police power and powers under state law, entered into a franchise agreement with a private waste hauler, Tahoe Truckee Disposal Company, Inc. (DBA Tahoe Truckee Sierra Disposal or TTSD), for the collection and transportation of Discarded Materials generated within Nevada County Service Area 7 limits; and

WHEREAS, Nevada County has determined that execution of this MOU will serve the public health, safety, and welfare of Nevada County and its residents by ensuring the availability of facilities for Processing Discarded Materials, and the continuation of sound environmental management; and

WHEREAS, this MOU shall expire December 31, 2029.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Nevada County Board of Supervisors:

Approves and authorizes the Chair of the Board of Supervisors to execute on behalf of Nevada County the attached memorandum of understanding between Placer County and Nevada County for use of the Eastern Regional Material Recovery Facility for discarded material processing and disposal services.