

UNION COUNTY BOARD OF CHOSEN FREEHOLDERS

ORDINANCE NO: *2007-660*  
 DATE OF INTRO: *10/25/2007*  
 DATE OF ADOPTION: *11/8/07*  
 10/25/2007

AMENDING THE UNION COUNTY DISTRICT SOLID WASTE MANAGEMENT PLAN TO 1) REAFFIRM THE PRIOR INCLUSION OF THE UNION COUNTY RESOURCE RECOVERY FACILITY (COVANTA UNION, INC.) IN RAHWAY, NEW JERSEY, AS THE COUNTY'S DESIGNATED FACILITY TO WHICH NON-CONTRACT SOLID WASTE TYPES 10 AND 25 ARE DIRECTED, 2) INCLUDE THE DISPOSAL SERVICES AGREEMENT BY AND BETWEEN THE UNION COUNTY UTILITIES AUTHORITY AND COVANTA UNION, INC. FOR THE DISPOSAL OF NON-CONTRACT SOLID WASTE TYPES 10 AND 25, AND 3) TO DIRECT ALL NON-CONTRACT SOLID WASTE TYPES 10 AND 25 TO THE UNION COUNTY RESOURCE RECOVERY FACILITY IN RAHWAY, NEW JERSEY FOR DISPOSAL, PURSUANT TO REGULATORY WASTE FLOW CONTROL

*WHEREAS*, pursuant to the Solid Waste Management Act, N.J.S.A. 13:1E-1 *et seq.* (the "Act"), each county within the State of New Jersey is designated a solid waste management district with responsibility for the development of a solid waste management plan setting forth the solid waste disposal strategy to be applied in the district; and


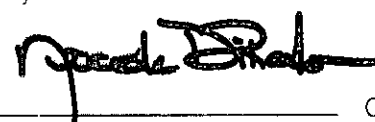
*WHEREAS*, the Board of Chosen Freeholders of the County of Union (the "County") has adopted the Union County District Solid Waste Management Plan, as amended from time to time (the "County Plan"); and

*WHEREAS*, the County has designated the Union County Utilities Authority (the "UCUA") as the agency responsible for implementing the County Plan; and

*WHEREAS*, the UCUA did on October 17, 2007 adopt Resolutions 63-2007 and 64-2007, copies of which are attached hereto, which recommends to the Board of Chosen Freeholders to amend the Union County District Solid Waste Management Plan to 1) Reaffirm the prior inclusion of the Union County Resource Recovery Facility (Covanta Union, Inc.) in Rahway, New Jersey, as the County's designated facility to which non-contract Solid Waste Types 10 and 25 are directed, 2) Include the Disposal Services Agreement by and between the Union County Utilities Authority and Covanta Union, Inc. for the disposal of Non-Contract Solid Waste Types 10 and 25, and 3) to direct all Non-Contract Solid Waste Types 10 and 25 to The Union County Resource Recovery Facility in Rahway, New Jersey for disposal, pursuant to regulatory Waste Flow Control; and

NO SUFFICIENCY OF FUNDS REQUIRED  
*Frank W. Adams*  
 10-23-07 CONTINUED...

INTRODUCTION				RECORD OF VOTE				FINAL ADOPTION							
FREEHOLDER	Aye	Nay	Abs	Pass	Ord.	Sec	NP	FREEHOLDER	Aye	Nay	Abs	Pass	Ord.	Sec	NP
HOLMES	X				X			HOLMES							X
MAPP							X	MAPP	X						
MIRABELLA	X							MIRABELLA	X					X	
PROCTOR	X							PROCTOR	X						
SCANLON	X					X		SCANLON	X						
SULLIVAN	X							SULLIVAN	X						
WARD							X	WARD	X						
ESTRADA VICE-CHAIRMAN	X							ESTRADA VICE-CHAIRMAN	X				X		
KOWALSKI CHAIRWOMAN	X							KOWALSKI CHAIRWOMAN	X						

APPROVED AS TO FORM  COUNTY ATTORNEY	I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Union on the date above mentioned.  CLERK
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**WHEREAS**, a copy of this Ordinance together with the attached is available for public inspection at the Office of the Clerk of the Board of Chosen Freeholders at the Union County Administration Building, Freeholders Meeting Room, Administration Building, 6<sup>th</sup> Floor, Elizabethtown Plaza, Elizabeth, New Jersey; at the offices of each Municipal Clerk in the County of Union; and at the offices of the Union County Utilities Authority, 1499 Routes 1 & 9 North, Rahway, New Jersey, during regular business hours; and

**WHEREAS**, a Public Hearing on the amendment will be held by the Board of Chosen Freeholders on November 8, 2007 at which time all persons having interest in the amendment will be given an opportunity to be heard and make comments or pose questions concerning the proposed amendment:

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Chosen Freeholders of the County of Union that it hereby approves and adopts the Plan Amendment annexed hereto and that a certified copy of this Ordinance, as finally adopted, together with the Plan Amendment, supporting data and a copy of the transcript of the public hearing be forwarded to the New Jersey Department of Environmental Protection for review and certification as provided by law.

This Ordinance shall take effect at the time and in the manner provided by law.

The Clerk of the Board shall and is hereby directed to publish a notice in the appropriate newspapers of such introduction and the holding of a Public Hearing on November 8, 2007 and shall forward one certified copy, upon final passage, to each Clerk of all Municipalities located within the County of Union.