

Am. S. B. No. 147

As Passed by the Senate

\_\_\_\_\_ moved to amend as follows:

In line 769, after "sections" insert "3734.522,"

In line 2033, delete "The" and insert "Subject to division (H) of  
this section, a"

After line 2132, insert:

"(H) In the case of a joint solid waste management  
district that is managed by a board of trustees of a regional  
solid waste management authority and that is operating under an  
agreement entered into pursuant to section 343.011 of the  
Revised Code, any withdrawal of a county from the district is  
subject to the following:

(1) If the agreement governs the withdrawal of a county  
from the joint district, the board of county commissioners of a  
county that is a member of the joint district may withdraw from  
the district only pursuant to that agreement.

(2) If the agreement does not govern the withdrawal of a  
county from the joint district, the board of county  
commissioners of a county that is a member of the joint district



may withdraw from the district in accordance with divisions (B) 18  
to (G) of this section, provided the board first does all of the 19  
following: 20

(a) Adopts a resolution proposing to withdraw from the 21  
district; 22

(b) Delivers written notice of the proposed withdrawal to 23  
the legislative authority of each municipal corporation and 24  
township under the jurisdiction of the regional solid waste 25  
management authority. Not later than ninety days after the 26  
receipt of the written notice under this division, each such 27  
legislative authority shall either approve or disapprove of the 28  
proposed withdrawal by ordinance or resolution and deliver a 29  
copy of the ordinance or resolution to the board of county 30  
commissioners. 31

(c) Obtains the approval of the withdrawal from a 32  
combination of municipal corporations and townships with a 33  
combined population comprising at least sixty per cent of the 34  
total population of the solid waste management district, 35  
provided that that combination shall include the municipal 36  
corporation having the largest population in each county within 37  
the boundaries of the district. 38

Upon satisfaction of the requirements of divisions (H) (2) 39  
(a) to (c) of this section, the board of county commissioners 40  
may proceed to withdraw from the joint solid waste management 41  
district in the manner specified in divisions (B) to (G) of this 42  
section." 43

The motion was \_\_\_\_\_ agreed to.

**SYNOPSIS**

**County withdrawal from a joint SWMD that is managed by a regional solid waste management authority**

**R.C. 343.011 and 3734.522**

Creates an exception to the bill's new procedures for the withdrawal of a county from a joint solid waste management district (SWMD), by stating that those procedures do not apply in the case of a joint SWMD that is managed by a regional solid waste management authority if the authority manages the joint SWMD in accordance with an agreement and the agreement governs the withdrawal of a county from the joint SWMD.

Imposes preliminary requirements prior to authorizing a county to proceed with the withdrawal from a joint SWMD in accordance with the bill if:

-The joint SWMD is managed by a regional solid waste management authority; and

-The authority manages the joint SWMD in accordance with an agreement, but the agreement does not have terms governing a county's withdrawal from the joint SWMD.

Specifies that the board of county commissioners of the withdrawing county must comply with those preliminary requirements as follows:

1. It must adopt a resolution proposing to withdraw from the SWMD;

2. It must deliver written notice of the proposed withdrawal to the legislative authority of each municipal corporation and township under the jurisdiction of the regional solid waste management authority; and

3. It must obtain the approval of the withdrawal from a	72
combination of municipal corporations and townships with a	73
combined population comprising at least 60% of the total	74
population of the solid waste management district, provided that	75
that combination includes the municipal corporation having the	76
largest population in each county within the boundaries of the	77
district.	78