

1                   **CONCURRENT RESOLUTION APPROVING SOLID**  
2                   **WASTE FACILITY CLASSIFICATION CHANGE**

3                                   2010 GENERAL SESSION

4                                   STATE OF UTAH

5                                   **Chief Sponsor: Wayne L. Niederhauser**

6                                   House Sponsor: Gregory H. Hughes

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8                   **LONG TITLE**

9                   **General Description:**

10                   This concurrent resolution of the Legislature and the Governor gives approval for the  
11 change in classification of a landfill from a class IV facility to a class VI facility.

12                   **Highlighted Provisions:**

13                   This resolution:

14                   ▶ addresses the proposed Central Valley Landfill that is owned by Central Valley  
15 Water Reclamation Facility and managed by Construction Waste Management,  
16 LLC, and located in the city of Salt Lake in Salt Lake County; and

17                   ▶ grants statutorily required approval of the operating plan, as approved by the  
18 Department of Environmental Quality, and allows the Central Valley Landfill to  
19 change classification from a class IV landfill to a class VI landfill and receive  
20 nonhazardous construction and demolition waste and other waste as approved in  
21 the operating plan issued by the executive secretary of the Solid and Hazardous  
22 Waste Control Board.

23                   **Special Clauses:**

24                   None

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26                   *Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:*

27                   WHEREAS, Central Valley Water Reclamation Facility and Construction Waste  
28 Management, LLC desire to change the operation of the Central Valley Landfill from a class  
29 IV noncommercial landfill to a class VI commercial landfill to receive nonhazardous solid

30 waste for treatment, storage, or disposal as defined in Subsection 19-6-102(4) and other wastes  
31 described in Subsection 19-6-119(1)(a)(ii) and allowed under the approved operating plan  
32 issued by the executive secretary of the Solid and Hazardous Waste Control Board;

33 WHEREAS, the facility is to be located at the site currently known as the Central  
34 Valley Landfill;

35 WHEREAS, this site is a rectangular shaped 76.5-acre parcel in Section 16, Township  
36 1 South, Range 2 West, Salt Lake Base and Meridian, and is located approximately nine miles  
37 southwest of downtown Salt Lake City, in Salt Lake County;

38 WHEREAS, Central Valley Water Reclamation Facility and Construction Waste  
39 Management, LLC currently operate a noncommercial nonhazardous solid waste facility at  
40 this site as a class IV landfill that receives waste allowed by the approved operating plan and  
41 under contract with local governments;

42 WHEREAS, Section 19-6-108 requires that an applicant for a change in classification  
43 from a class IV landfill to a class VI landfill receive approval from the Utah State Legislature  
44 and the Governor of the State as a part of the approval process;

45 WHEREAS, Section 19-6-108 also requires that an applicant for authority to change  
46 landfill classifications receive approval from the executive secretary of the Solid and  
47 Hazardous Waste Control Board within the Department of Environmental Quality prior to  
48 receiving legislative and gubernatorial approval;

49 WHEREAS, Central Valley Water Reclamation Facility and Construction Waste  
50 Management, LLC have submitted a proposed operation plan for the Central Valley Landfill to  
51 change from a class IV landfill to a class VI commercial nonhazardous solid waste landfill to  
52 the Department of Environmental Quality, and the operation plan was approved by the  
53 executive secretary of the Solid and Hazardous Waste Control Board on January 27, 2010, and  
54 this approval was effective on February 1, 2010; and

55 WHEREAS, the approved operating plan for the Central Valley Landfill allows the  
56 landfill to receive nonhazardous waste, construction and demolition waste, and other waste as  
57 approved in the operating plan issued by the executive secretary of the Solid and Hazardous

58 Waste Control Board:

59           NOW, THEREFORE, BE IT RESOLVED by the Legislature, the Governor concurring  
60 therein, that Central Valley Water Reclamation Facility and Construction Waste Management,  
61 LLC are granted approval to construct and operate a class VI commercial nonhazardous solid  
62 waste landfill known as the Central Valley Landfill in Salt Lake City, Utah.