

RESOLUTION

A RESOLUTION TO DECLARE THE NEED FOR A SOLID WASTE MANAGEMENT AUTHORITY TO FUNCTION IN COBB COUNTY, GEORGIA, PURSUANT TO THE PROVISIONS OF THE REGIONAL SOLID WASTE MANAGEMENT AUTHORITIES ACT; TO APPOINT DIRECTORS FOR THE AUTHORITY; TO REPEAL CONFLICTING RESOLUTIONS; AND FOR OTHER PURPOSES:

WHEREAS, it has been determined by the Board of Commissioners of Cobb County (the "Board") that there is an urgent need in Cobb County, Georgia (the "County") to develop and promote more efficient and environmentally safe management and storage of solid waste by various means including the recovery and utilization of resources contained in solid waste for the purpose of protecting the public health, safety and well-being of the citizens of the County and protecting and enhancing the quality of the environment in the County through the establishment of a comprehensive program for solid waste management which will assure that solid waste facilities do not adversely affect the health, safety and well-being of the public; and

WHEREAS, it has been determined by the Board that the financing of projects as provided by the Regional Solid Waste Management Authorities Act (O.C.G.A. Section 12-8-50, et seq.) will develop, promote and assure the safe, efficient and environmentally sound method of collecting, transporting, treating and disposing of solid waste, all in order to protect the health, safety and well-being of the citizens of the County and to promote the public good and general welfare of the citizens of the State of Georgia; and

WHEREAS, it has been determined by the Board that it is in the public interest and vital to the health, safety and welfare of the citizens of the County and the citizens of the State of Georgia to promote safe, efficient and environmentally sound methods of collecting, transporting, treating and disposing of solid waste and to recover and utilize resources contained in solid waste, thereby promoting the public good and general welfare in furtherance of its responsibility to protect the public health, safety and well-being of the citizens of the County; and

WHEREAS, the Regional Solid Waste Management Authorities Act creates in and for each county and municipal corporation in the State of Georgia, a solid waste management authority for the purpose of the collection, transportation and management of solid waste, the use of any property, real or personal, as or in connection with a facility for the composting, extraction, collection, storage, treatment, processing, utilization, or final disposal of resources contained in solid waste, including the conversion of solid waste or resources contained therein into compost, oil, charcoal, gas, or any other product or energy source and the collection, storage, treatment, utilization, processing, or final disposal of solid waste in connection with the foregoing, all

in furtherance of protecting the public health, safety and well-being of the citizens of the State of Georgia; and

WHEREAS, the Board, after thorough investigation, has determined that it is desirable and necessary that a County Solid Waste Management Authority be activated immediately, pursuant to the Regional Solid Waste Management Authorities Act, in order to fulfill the needs expressed herein.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Cobb County, and it is hereby resolved by authority of the same, that there is hereby determined and declared to be an urgent need for a Solid Waste Management Authority to function within Cobb County, all as more fully described and defined in the Regional Solid Waste Management Authorities Act.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that there shall be and there is hereby activated within the County the public body corporate and politic known as the "Cobb County Solid Waste Management Authority" which was created upon the enactment and subsequent approval of the Regional Solid Waste Management Authorities Act which shall be and is hereby fully activated.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that there are hereby appointed as members of the first Board of Directors of the Cobb County Solid Waste Management Authority (the "Authority") the following named five persons, each of whom is a taxpayer of the County residing in the County and 5 are elected officials of Cobb County.

NAMES

Chairman William J. Byrne

Commissioner William A. Cooper

Commissioner C. Freeman Poole

Commissioner Joe L. Thompson

Commissioner Gordon J. Wysong

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that commencing with the date hereof, each of the persons named above as directors shall serve, at the pleasure of the Board, in such capacity for four years, except that the term of office for directors who are elected

officials shall end upon the termination of such elected official's term of elected office.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that the Board of Directors of the Authority shall organize itself, carry out its duties and responsibilities and exercise its powers and prerogatives in accordance with the terms and provisions of the Regional Solid Waste Management Authorities Act as it now exists and as hereafter amended or modified.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that the action taken by the Board as herein specified is not intended in any way to affect any public corporation, industrial development or other authority previously created by legislative act or a constitutional amendment including, without limitation, its existence, purpose, organization, powers or function.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that any and all resolutions, or parts of resolutions, in conflict with this resolution be and the same are hereby repealed.

BE IT FURTHER RESOLVED by the authority aforesaid, and it is hereby resolved by authority of the same, that this resolution shall be effective immediately upon its adoption by the Board and the Authority shall be deemed to be fully created and activated as of this date.

ADOPTED AND APPROVED this 22nd day of February, 1994.

William B. Bynum
Charles W. Young
John F. [unclear]
C. F. Alderson
William A. Coogan

Board of Commissioners of
Cobb County

APPROVED
COBB BOARD OF COMMISSIONERS
PER MINUTES OF: