

**BEFORE THE BOARD OF SUPERVISORS OF THE
COUNTY OF AMADOR, STATE OF CALIFORNIA**

IN THE MATTER OF:

RESOLUTION FOR FINANCIAL ASSURANCE)
FOR POSTCLOSURE MAINTENANCE OF THE)
BUENA VISTA LANDFILL)

RESOLUTION NO. 10-075

WHEREAS, Public Resources Code Sections 43500 through 43610.1 and Title 27, California Code of Regulations (Regulations), Division 2, Subdivision 1, Chapter 6, require operators of solid waste landfills to demonstrate the availability of financial resources to conduct closure, postclosure maintenance, and corrective action activities; and

WHEREAS, sections 22228 and 22245 of the Regulations specify a Pledge of Revenue as an acceptable mechanism to demonstrate financial responsibility for financing postclosure maintenance and/or corrective action costs of a solid waste landfill.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Amador that:


1. The County of Amador operated the Buena Vista Landfill, a solid waste landfill, in conformance with the findings, conditions, prohibitions and requirements contained in Solid Waste Facilities Permit No. 03-AA-0001 issued by Amador County LEA serving as Local Enforcement Agency for Department of Resources Recycling and Recovery (CalRecycle), herein after referred to as CalRecycle; and
2. The County of Amador shall establish a Pledge of Revenue to demonstrate financial responsibility for post closure maintenance of the Buena Vista Landfill in accordance with sections 22228 and 22245 of the Regulations.
3. Disbursement of funds for postclosure maintenance shall be in accordance with the final plan, as approved by CalRecycle.
4. In the event CalRecycle determines that the County of Amador has failed, or is failing, to perform postclosure maintenance as required by law, CalRecycle may direct the Auditor-Controller to pay to the Landfill Operator from the pledged revenues sufficient funds to ensure postclosure maintenance, who then shall be obligated to use such funds for postclosure maintenance in accordance with the directives of CalRecycle.
5. The Landfill Operator is directed to produce an annual report for transmittal to CalRecycle, containing, as appropriate, a revised postclosure maintenance cost estimate, prepared as specified by section 21840 of the Regulations concerning the Buena Vista Landfill

or

6. The Landfill Operator is directed to produce an annual report for transmittal to CalRecycle, containing, as appropriate, a revised known or reasonable foreseeable release postclosure maintenance cost estimate, prepared as specified by section 20380 of the Regulations concerning the Buena Vista Landfill.
7. The number of current members of the Board of Supervisors of the County of Amador voted affirmatively when this resolution was adopted:

AYES: Brian Oneto, John Plasse, Theodore F. Novelli, Louis D. Boitano,
Richard M. Forster

NOES: None


Chairman, Board of Supervisors


STATE OF CALIFORNIA

COUNTY OF AMADOR

I Jennifer Burns, Clerk of the Board of Supervisors of the County of Amador, do hereby certify that the foregoing is a full, true, and correct copy of a resolution adopted by the Board of Supervisors at a regular meeting held on May 11, 2010, and duly entered in the minutes of said County.

ATTEST:

JENNIFER BURNS, Clerk of the
Board of Supervisors, Amador County,
California


Deputy