

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2023-36

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO AUTHORIZE THE EXECUTION OF THE TITLE V PERMIT ANNUAL COMPLIANCE CERTIFICATION FOR CLAYTON COUNTY SR 3 LOVEJOY LANDFILL; TO AUTHORIZE THE CHAIRMAN TO EXECUTE ANY DOCUMENTS RELATING THERETO AND TO OTHERWISE PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THIS RESOLUTION; TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO AMEND THE BUDGET WHERE NECESSARY TO REFLECT AN APPROPRIATE REVENUE SOURCE AND EXPENSE, ALL AS MAY BE REQUIRED; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, the Clayton County Transportation and Development department wishes to execute the Title V permit annual compliance certification for the Clayton County SR 3 Lovejoy Landfill (the "Landfill"); and

WHEREAS, the annual compliance certification includes a truth, accuracy, and completeness certification that must be signed by the Responsible Official as defined by 40 CFR 70.2(b)(9); and

WHEREAS, the annual compliance certification is a condition of the Landfill's Title V permit and must be submitted no later than February 28th of each year to the United States Environmental Protection Agency and the Georgia Environmental Protection Division ("Georgia EPD"); and

WHEREAS, Title V permits govern air emissions regulations, testing, and reporting for the Landfill and certifies the amount of trash buried, power plant operations, the calculated gas emissions, the measured gas emissions, and any deviations; and

WHEREAS, the annual compliance certification is required to maintain an active Title V Landfill permit and failure to appropriately submit this certification could result in enforcement action by the Georgia EPD; and

WHEREAS, the Georgia EPD will assess the Landfill Air Emission fees in 2022 based upon these certification components; and

WHEREAS, the County receives the fee statement in the middle of the next year and the fees paid for year 2021 were \$7,050.00; and

WHEREAS, the Board deems it in the best interest of the County and the County will best be served by authorizing the execution of the Title V permit for the stated purposes.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS

OF CLAYTON COUNTY, GEORGIA AND IT IS HEREBY RESOLVED

Section 1. The Board of Commissioners hereby authorizes Clayton County to authorize the execution of the Title V permit annual compliance certification for the Landfill. The Board also authorizes the Chairman to perform all acts necessary to accomplish the intent of this Resolution. Further, the Board of Commissioners hereby authorizes the Chief Financial Officer to amend the Budget where necessary to reflect an appropriate revenue source and expense, all as may be required.

Section 2. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

SO RESOLVED, this the 7th day of February, 2023.

**CLAYTON COUNTY BOARD OF COMMISSIONERS**

  
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JEFFREY E. TURNER, CHAIRMAN

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FELICIA FRANKLIN, VICE-CHAIR

  
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ALIEKA ANDERSON, COMMISSIONER

  
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GAIL HAMBRICK, COMMISSIONER

  
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DEMONT DAVIS, COMMISSIONER

ATTEST:

  
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COURTNEY RUSHIN, CLERK