

**Four-County Solid Waste District
RESOLUTION 2001-03**

**IN THE MATTER OF THE APPEAL OF THE ADEQ DIRECTOR'S DECISION
TO OVERTURN THIS BOARD'S DENIAL OF A CERTIFICATE OF NEED
TO WASTE MANAGEMENT TONTITOWN LANDFILL, LLC**

WHEREAS, Waste Management Tontitown Landfill, LLC petitioned this board to issue a Certificate of Need to expand said landfill; and

WHEREAS, the Board denied the requested Certificate of Need; and

WHEREAS, Waste Management Tontitown Landfill, LLC petitioned the Director of ADEQ to overturn this Board's determination; and

WHEREAS, the Director of ADEQ issued a written determination dated November 30, 2001, which overturned the determination of this board.

NOW, THEREFORE, THE DISTRICT BOARD DOES HEREBY RESOLVE AS FOLLOWS:


Section 1. The Four-County Solid Waste District Board hereby resolves to appeal the Director of ADEQ's decision to overturn the determination of this Board to the Arkansas Pollution Control and Ecology Commission pursuant to ADPC&E Regulation 22.207(e)(2).

Section 2. The Director of the District is authorized to hire a qualified attorney to handle the appeal for the District.

Approved this 6th day of December, 2001.

ATTEST:


Ms. Kim Dickens, Chair


Steven L. Parker, Director