

Boston Mountain Solid Waste District
RESOLUTION 2013-04

IN THE MATTER OF AN INTERLOCAL AGREEMENT BETWEEN BENTON COUNTY SOLID WASTE MANAGEMENT DISTRICT OF BENTON COUNTY, ARKANSAS AND THE BOSTON MOUNTAIN SOLID WASTE MANAGEMENT DISTRICT OF MADISON COUNTY AND WASHINGTON COUNTY, ARKANSAS

WHEREAS, an interlocal agreement was entered into on May 26, 2011 by above named solid waste management districts; and

WHEREAS, the agreement was entered into based on statutes A.C.A 8-6-709 and A.C.A 25-20-101 et. seq. and Act 209 of 2011; and

WHEREAS, after further review of the statutes it has been found that the agreement fails to comply with A.C.A 8-6-709(b)(5) and A.C.A 25-20-104(c)(5); and

WHEREAS, because the interlocal agreement fails to comply with Arkansas law the board has the authority to vote the agreement null and void.

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

Section 1. The Boston Mountain Solid Waste Management District hereby declares the interlocal agreement with Benton County Solid Waste Management District null and void.

Section 2. The Boston Mountain Solid Waste Management District hereby terminates and withdrawals from the interlocal agreement with Benton County Solid Waste Management District, effective immediately.

Section 3. Pursuant to Act 209 of 2011 Section 2 (c)(3)(B) the fees collected on waste originating in Benton County shall be divided equally between the two districts.

Approved this 9th of May, 2013.



Mayor Bruce Legford, Vice Chair

ATTEST:



Robyn Reed, Director

