

RESOLUTION NO. 0621-03

A RESOLUTION CONSENTING TO AND AUTHORIZING THE PROVISION OF SOLID WASTE COLLECTION AND DISPOSAL SERVICES BY THE BALDWIN COUNTY COMMISSION IN DESIGNATED SERVICE AREAS WITHIN THE MUNICIPAL LIMITS OF THE CITY OF BAY MINETTE, ALABAMA

WHEREAS, the City of Bay Minette ("City") is a duly incorporated municipality in Baldwin County, Alabama; and

WHEREAS, the Baldwin County Commission is the duly formed governing body of Baldwin County, Alabama, which established and operates a reliable and efficient solid waste program under the authority of the Solid Wastes and Recyclable Materials Management Act, Ala. Code Section 22-27-1, et seq., (1975), as amended, and which is capable of providing solid waste collection and disposal services throughout Baldwin County, Alabama, including within the municipal limits of the City of Bay Minette; and

WHEREAS, Ala. Code Section 22-27-1, et seq., (1975), provides that county commissions may provide solid waste collection and disposal services within the corporate limits of a municipality if the express consent of such municipality is granted; and

WHEREAS, the City is in need of the provision of solid waste collection and disposal services with certain areas within the municipal limits of the City; and

WHEREAS, based on the current respective resources and abilities of the County Commission and the City, the City finds and concludes that the Baldwin County Commission is most capable of efficiently and reliably providing solid waste collection and disposal services within certain areas of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BAY MINETTE, ALABAMA, AS FOLLOWS:

SECTION 1. The City hereby consents, pursuant to Ala. Code Section 22-27-3 (1975), as amended, to the provision of solid waste collections and disposal services by the Baldwin County Commission and its assigns within certain areas of the City's municipal limits, such areas ("Designated Service Areas") to be designated in the manner outlined in Section 2, to ensure the continuing and uninterrupted provision of solid waste collection and disposal services.

SECTION 2. When the City determines that it is in the best interests of the City for a certain area or certain areas within the City's municipal limits to be served by the Baldwin County Commission or its assigns, the City shall submit to the Baldwin County

Commission a request in writing that identifies such areas and requests that the Baldwin County Commission or its assigns provide solid waste collections and disposal services. Such request shall reference this Resolution and evidence the City's express consent to service by the Baldwin County Commission or its assigns to said areas.

SECTION 3. If the Baldwin County Commission or its assigns agree in writing to provide solid waste collections and disposal services to the requested area(s) within thirty (30) days of receipt of the request from the City, the requested areas shall become Designated Service Areas, within which the City will have expressly consented to service.

SECTION 4. If the Baldwin County Commission or its assigns have not agreed in writing to provide solid waste collections and disposal services to the requested area(s) within thirty (30) days, the request will be deemed denied.

SECTION 5. The City hereby grants all approvals required or deemed necessary under all applicable state or local laws, rules and regulations and hereby waives any fees or charges associated with the service in the Designated Service Areas.

SECTION 6. The City shall provide the Baldwin County Commission with not less than six months prior notice of any withdrawal by the City of the consent herein provided, or if the City elects to undertake different or supplemental arrangements for the provision of solid waste collections and disposal services within the Designated Service Areas.

SECTION 7. This Resolution shall become effective upon its adoption.

Passed, Adopted, and approved this 7th day of June 2021.



Robert A. Wills; Mayor

ATTEST:



Rita Diedtrich, City Clerk

**STATE OF ALABAMA
COUNTY OF BALDWIN**

I, Rita Diedtrich, City Clerk of the City of Bay Minette, Alabama, do hereby certify that the above and foregoing is a true and exact copy of a resolution lawfully passed and adopted by the Bay Minette City Council, at its meeting held on the 7th day of June 2021, and that said Resolution is on file in the office of the Bay Minette City Clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Bay Minette, on this the 7th day of June 2021.



Rita Diedtrich, City Clerk






Attachment A
Consent for Solid Waste Collection by the
Baldwin County Commission
June 7, 2021
Address: 10190 D'Olive Street
PIN: 75096
Property Owner: William Beasley

D'OLIVE ST

10190 D'Olive Street
PIN 75096

Legend

-  Road Centerlines
-  BC Revenue Parcels
-  Bay Minette

