

CITY COUNCIL RESEARCH DIVISION LEGISLATIVE SUMMARY



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Bill Type and Number: Ordinance 2020-0624

Introducer/Sponsor(s): Council Member White

Date of Introduction: October 13, 2020

Committee(s) of Reference: NCSPHS, TEU

Date of Analysis: October 13, 2020

Type of Action: Amending Section 380.403 of the Ordinance Code

Bill Summary: The bill amends Section 380.403 (Program Established; Rulemaking Authority), Chapter 380 (Solid Waste Management), of the Ordinance Code. The bill changes the distance proximity to a landfill that is to be used for justifying the usage of mitigation funds. The original four-mile radius has been updated to a five-mile radius; the original seven-mile radius has been updated to a ten-mile radius; and there has been language added to include provisions for a fifteen-mile radius.

Background Information: This section of the Solid Waste Code provides that a small portion of the landfill tipping fee will be directed to a fund to be used to make community improvements in the vicinity of the solid waste facility where the fee is collected as a means of mitigating the negative impact of the operation on the surrounding residents. This bill expands the area that will be eligible for use of these funds. The changes to Section 380.403 of the Ordinance Code are as follows:

- **Original Text:** Forty percent within a four-mile radius of the landfill facility; an additional 30 percent within a five-mile radius of the landfill facility; and an additional 30 percent within a seven-mile radius of the landfill facility; Such distance requirements shall not apply to the funds allocated to Taye' Brown Regional Park pursuant to Section 380.405(b)(1).
- **Amended Text:** Forty percent within a five-mile radius of the landfill facility; an additional thirty percent within 10-mile radius of the landfill facility; and an additional thirty percent within a 15-mile radius. Such distance requirements shall not apply to the funds allocated to Taye' Brown Regional Park pursuant to Section 380.405(b)(1).

Policy Impact Area: Solid Waste Management

Fiscal Impact: No financial impacts are anticipated.

Analyst: Baltiero