

**Bridgewater Township
Rice County, MN**

Resolution No. 2007 - 12

**A Resolution Establishing Fees
Under Minnesota Statute 115A.921**

WHEREAS, the actions of several generations has polluted the groundwater in certain areas of Bridgewater Township and have fouled several private wells;

WHEREAS, the land that has been affected by this pollution may be difficult to safely use in the future without significant expenditure;

WHEREAS, the Rice County Sanitary Landfill has been in operation since 1973;

WHEREAS, the Township has been subject to local risks, costs, nuisances, and other adverse effects from hosting the landfill for the past 35 years;

WHEREAS, the Rice County Sanitary Landfill located in Bridgewater Township provides solid waste and recycling facilities for all of Rice County;

WHEREAS, the currently operating landfill in Bridgewater Township has a relatively short lifecycle remaining;

WHEREAS, the Township believes it is necessary to plan for good stewardship of the land and waters of the Township for our grandchildren and their children;

WHEREAS, Minnesota Statutes 115A.921, Subd. 1 allows the Town to enact a fee not to exceed \$1 per cubic yard of waste on operators of facilities for the disposal of mixed municipal solid waste located within the Town;

WHEREAS, Minnesota Statutes 115A.921 allows the Town to enact a fee not to exceed fifty cents per cubic yard of waste on operators of facilities for the disposal of construction debris within the Town;

WHEREAS, Rice County is considered an operator of such a facility under Minnesota Statutes 115A.918, Subd. 3;

WHEREAS, twenty-five cents of the fee for mixed solid waste must be used only for the purpose of landfill abatement or for purposes of mitigating and compensating for the local risks, costs and other adverse effects of such facilities and the remaining 75 cents may be used for any general fund purpose;

WHEREAS, two-thirds of the revenue from fees collected for construction debris must be used for the purpose of abatement or for purposes of mitigating and compensation for the local risks, costs, and other adverse effects of such facilities;

WHEREAS, Bridgewater Township, working with Rice County and other appropriate agencies, will develop a plan that will include, but is not limited to, reclamation of polluted areas, methods to extend the lifecycle of the Rice County facility, ways to exploit emerging technologies in handling waste, and the potential for use of by-products to produce alternative energy.

NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors of Bridgewater Township hereby enacts a fee of \$1 per cubic yard of solid waste, as allowed under Minnesota Statutes 115A.921, Subd. 1 and a fee of \$.50 per cubic yard of demolition debris, as allowed under Minnesota Statutes 115A.921, Subd. 2.

BE IT FURTHER RESOLVED that such fee shall be paid to Bridgewater Township by Rice County Sanitary Landfill on a quarterly basis beginning April 10, 2008, July 10, 2008, September 10, 2008 and January 10, 2009 and continuing quarterly thereafter.

Adopted this 11th day of December, 2007.

C. Michael Piper, Clerk

Gary Ebling, Chairman