

ENROLLED RESOLUTION 163-5

INTENT TO PARTICIPATE IN NEGOTIATION AND ARBITRATION PROCESS FOR THE
EASTERN EXPANSION OF THE ORCHARD RIDGE RECYCLING AND DISPOSAL
FACILITY

WHEREAS Waukesha County has been notified by Waste Management of Wisconsin, Inc. that it is proposing a horizontal expansion of its solid waste facility located in Section 1, in the Village of Menomonee Falls with the proposed expansion to be located east of its Orchard Ridge and Orchard Ridge South landfills, in the Village of Menomonee Falls, Waukesha County, and

WHEREAS pursuant to Section 289.33 Wisconsin Statutes, Waukesha County is entitled to participate, as an “affected municipality,” in the negotiation and arbitration process for the proposed expansion of this facility, if the County passes a siting resolution with the information and statement of intent set forth in this resolution, and

WHEREAS Waukesha County has participated, as an “affected municipality,” in negotiations and arbitration for other solid waste facility expansions, and it is in the best interests of the County to continue to do so for environmental, economic and other reasons.

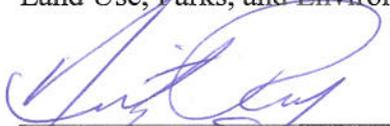
NOW, THEREFORE BE IT HEREBY RESOLVED BY THE COUNTY BOARD OF SUPERVISORS OF WAUKESHA COUNTY that Waukesha County, Wisconsin, whose business address is 515 W. Moreland Boulevard, Waukesha, Wisconsin, 53188, intends to negotiate and, if necessary, arbitrate with Waste Management of Wisconsin, Inc., whose business address is W124 N9355 Boundary Road, Menomonee Falls, Wisconsin, 53051, concerning the proposed expansion of its Orchard Ridge Recycling and Disposal Facility, located in the Village of Menomonee Falls, Wisconsin, on or near Boundary Road and east of State Highway 145, more specifically as shown on the attached drawing submitted by Waste Management of Wisconsin, Inc.

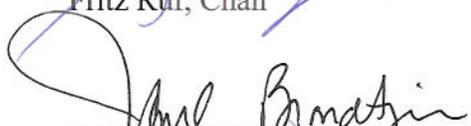
BE IT FURTHER RESOLVED that within seven (7) days of passage of this Resolution, the County Clerk shall send a copy of this Resolution to the Wisconsin Waste Facility Siting Board, 5005 University Avenue, Suite 201, Madison, Wisconsin, 53705-5400.

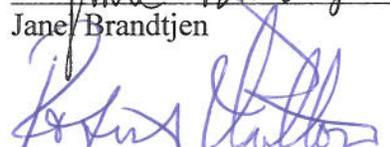
BE IT FURTHER RESOLVED that upon passage of this Resolution, the County Executive shall appoint two individuals to serve as the Waukesha County members of the local committee that will negotiate and, if necessary, arbitrate with Waste Management of Wisconsin, Inc. concerning the proposed expansion, and shall, within seven (7) days of the appointments, send the names and addresses of the appointees to the Waste Facility Siting Board.

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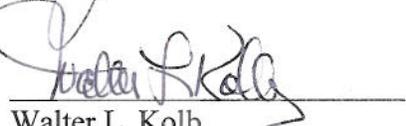
Presented by:
Land Use, Parks, and Environment Committee


Fritz Ruf, Chair


Jane Brandtjen


Robert Hutton

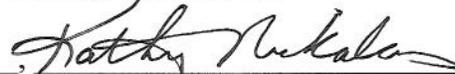

James Jeskewitz


Walter L. Kolb

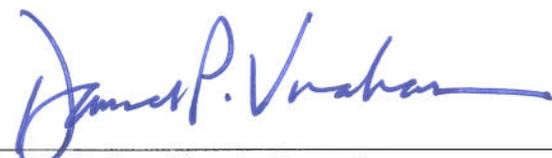
Absent
Ted Rolfs

Absent
Gilbert W. Yerke

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 11/14/08, 
Kathy Nickolaus, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved:
Vetoed:
Date: 11-17-08, 
Daniel P. Vrakas, County Executive

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-11/12/08

(RES) NUMBER-1630005

1 D. FALSTAD.....AYE
 3 R. HUTTON.....AYE
 5 J. JESKEWITZ.....AYE
 7 P. HAUKOHL.....AYE
 9 J. HEINRICH.....AYE
 11 F. RUF.....AYE
 13 J. BEHREND.....AYE
 15 P. MEYERS.....AYE
 17 J. TORTOMASI.....AYE
 19 S. WIMMER.....AYE
 21 W. ZABOROWSKI.....AYE
 23 J. PLEDL.....AYE
 25 G. YERKE.....AYE

2 T. ROLFS.....AYE
 4 J. DWYER.....AYE
 6 J. BRANDTJEN.....AYE
 8 T. SCHELLINGER.....AYE
 10 D. SWAN.....AYE
 12 P. WOLFF.....AYE
 14 B. MORRIS.....AYE
 16 D. PAULSON.....AYE
 18 K. CUMMINGS.....AYE
 20 P. JASKE.....AYE
 22 P. GUNDRUM.....AYE
 24 W. KOLB.....AYE

TOTAL AYES-25

TOTAL NAYS-00

CARRIED _____

DEFEATED _____

UNANIMOUS X

TOTAL VOTES-25