

ORDINANCE NO. 08-87 AC CMS

AN ORDINANCE ESTABLISHING A RESOURCE CONSERVATION AND RECOVERY COMMISSION AND THE DUTIES AND RESPONSIBILITIES THEREOF, AND TO AMEND SECTION 925.15 OF THE CODIFIED ORDINANCES OF THE CITY OF OBERLIN

WHEREAS, the Council of the City of Oberlin has enacted various legislation regarding recycling and resource conservation over the years; and

WHEREAS, the current scope of the duties of the Resource Recovery Committee, as provided by Ordinance 94-2 AC, enacted on February 22, 1994, as codified in Chapter 925 (Garbage and Rubbish Collection), with Section 925.15 reading as follows in its entirety:

925.15 RESOURCE RECOVERY COMMITTEE.

“Council shall appoint a Resource Recovery Committee consisting of five persons. The Resource Recovery Committee shall review proposed rules and shall advise Council regarding the City's refuse, recyclable materials and yard waste collection program.”; and

WHEREAS, this Committee has broadened its view over the years to consider source reduction, the reuse of recycled materials, the procurement of sustainably-produced goods including those manufactured from recycled materials, and public education to support those efforts as an effective means to mitigate the City's environmental impact; and

WHEREAS, the City of Oberlin has committed itself to policies of sustainability, most prominently by its adoption of Resolution 01-04 (Sustainability) and Resolution 07-04 (membership in the International Council of Local Environmental Initiatives); and

WHEREAS, the City of Oberlin recognizes and acknowledges the necessity for continued timely and comprehensive actions to minimize the collective impact of human activities on the natural systems which support life on earth; and

WHEREAS, it may be appropriate from time to time to add to the “Establishment of responsible commissions and boards to help supervise and plan City activities and expansion, thus gaining more citizen participation in City affairs,” as called for by the Oberlin Charter Commission when it submitted the proposed Charter to the electors of Oberlin at the municipal election on November 2, 1954; and

WHEREAS, it may be appropriate to revisit the authority, duties and responsibilities of the Resource Recovery Committee as established in Section 925.15, in light of these subsequent developments and enactments.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, a majority of all members elected thereto concurring:

SECTION 1. That a new Chapter 156, Resource Conservation and Recovery Commission, be, and hereby is, added to the Codified Ordinances, to read as set forth in **Exhibit A** attached hereto and incorporated herein by reference.

SECTION 2. That current Section 925.15 of the Codified Ordinances is hereby amended to read in its entirety as follows:

“925.15 RESOURCE CONSERVATION AND RECOVERY COMMISSION.

The Resource Conservation and Recovery Commission shall advise Council regarding the City's refuse, recyclable materials, and yard waste collection programs, including the use, reuse, and procurement of sustainably-produced goods.”

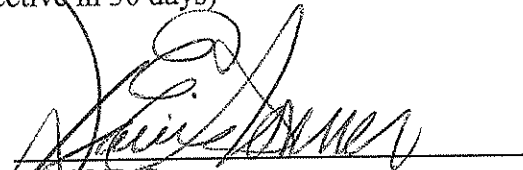
SECTION 3. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Ordinance shall take effect at the earliest date allowed by law.

PASSED: 1st Reading – December 1, 2008(A)
2nd Reading – December 15, 2008 (T) January 05, 2009
3rd Reading – January 20, 2009 (Effective in 30 days)

ATTEST:


Belinda B. Anderson
CLERK OF COUNCIL


David E. Sonner
PRESIDENT OF COUNCIL

POSTED: 1/21/2009

EFFECTIVE DATE: 2/19/2009

Exhibit A

CHAPTER 156 - RESOURCE CONSERVATION AND RECOVERY COMMISSION

156.01 CREATION; APPOINTMENTS.

(a) Creation. There is hereby created, under the authorization of Section VII of the City Charter, a Commission of five members designated as the "Resource Conservation and Recovery Commission."

(b) Appointments. Appointments to such Commission shall be made under the provisions of Section XIX of the City Charter.

156.02 DUTIES; RESPONSIBILITIES.

The Resource Conservation and Recovery Commission shall have the following duties and responsibilities:

(a) The Commission shall serve as an advisory panel to Council, and shall cooperate with all other City, County and State agencies which are active in the area of sustainable use of natural and manufactured resources, resource recovery, and recycling and reuse of resources and "waste" materials in general.

(b) The Commission shall have the duty of coordinating its plans with the Lorain County Solid Waste Management District, and the Lorain County Community Development Department, and other relevant City and County authorities.

(c) The Commission shall also have the power to: advise Council in the implementation of resource conservation and recovery plans; the use, reuse and procurement of sustainably-produced goods; receive and expend funds from the City as appropriated; seek gifts and grants for the City from public and private individuals and agencies; and propose legislative, regulatory, and administrative mechanisms to promote resource conservation and recovery. Such gifts, grants, suggestions, and policy proposals may require approval by Council prior to application and/or acceptance by the City.

(d) The Commission shall also advise Council and/or other City commissions or committees, Oberlin citizens, and any other interested parties on resource conservation and recovery matters, including the use, reuse, and procurement of sustainably-produced goods to make the City a more environmentally sustainable community.