

Town of Perdido Beach

RESOLUTION 2010-05

**TO PROVIDE "EXPRESS CONSENT" FOR SOLID WASTE COLLECTION FROM
THE TOWN OF PERDIDO BEACH, ALABAMA, TO THE BALDWIN COUNTY
COMMISSION**

WHEREAS, the Town of Perdido Beach, Alabama, is a duly incorporated municipality in Baldwin County, Alabama, having been incorporated as such on June 10, 2009; 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 Department under the authority of the Solid Wastes and Recyclable Materials Management Act, Section 22-27-1 et seq., Code of Alabama 1975, and which is capable of providing solid waste collection and disposal services throughout Baldwin County, Alabama, including within the municipal limits of the Town of Perdido Beach; and

WHEREAS, Section 22-27-3 of the Code of Alabama 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, based on the current respective resources and abilities of County and Town, the Town finds and concludes that the Baldwin County Commission is most capable of efficiently and reliably providing solid waste collection and disposal services inside the municipal limits of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL of the Town of Perdido Beach that the Town hereby consents, pursuant to Section 22-27-3 of the Code of Alabama 1975, to the provision of solid waste collection and disposal services inside the municipal limits of the Town by the Baldwin County Commission, and, further, to ensure continuing and uninterrupted provision of solid waste collection and disposal services inside its municipal limits by the Baldwin County Commission. The Town hereby acknowledges the benefit of providing, and therefore shall provide Baldwin County Commission with no less than one year prior notice of any withdraw by the Town of the consent herein provided or of the Town's undertaking different or supplemental arrangements for the provision of solid waste collection and disposal services inside Town municipal limits.

ADOPTED this 27th day of May, 2010

ATTEST:

Patsy W. Parker, Mayor

Lynn Thompson, Town Clerk