

**RESOLUTION D-2013**

**RESOLUTION TO APPROVE THE TRANSFER OF THE 2013 CONSTRUCTION AND  
DEMOLITION DEBRIS LANDFILL OPERATING LICENSE FROM NEW  
BALTIMORE, LLC TO RUMPKE WASTE INC.**

The Board of Health of the Hamilton County General Health District met in regular session on October 14, 2013 with the following members present:

Jim Brett - President	<u>present</u>
Kenneth G. Amend, M.D. – Vice President	<u>present</u>
Thomas Chatham	<u>present</u>
Tracey Puthoff, Esq.	<u>present</u>
Mark A. Rippe	<u>present</u>

Tom Chatham moved for adoption of the following resolution:

**RESOLUTION TO APPROVE THE TRANSFER OF THE 2013 CONSTRUCTION AND  
DEMOLITION DEBRIS LANDFILL OPERATING LICENSE FROM NEW  
BALTIMORE, LLC. TO RUMPKE WASTE INC.**

**WHEREAS**, the Ohio Revised Code, Section 3714.05, authorizes the Board of Health of the Hamilton County General Health District to provide for the inspection, licensing and enforcement of standards governing construction and demolition debris facilities; and

**WHEREAS**, the Ohio Revised Code, Section 3714.06, authorizes the Board of Health of the Hamilton County General Health District to approve transfer of operating licenses of construction and demolition debris facilities; and

**NOW, THEREFORE BE IT RESOLVED** that the Board of Health of the Hamilton County General Health District finds that New Baltimore LLC and Rumpke Waste Inc., have met the requirements of Ohio Administrative Code Sections:

3745-37-06	Transfer of License
3745-400-11	Operation of Facilities
3745-400-13	Financial Assurance
3745-400-14	Wording of Financial Instruments

**BE IT FURTHER RESOLVED**, that under the authority of Ohio Revised Code Section 3714.06, the Hamilton County General Health District Board of Health approves the transfer of the 2013 Operating License of New Baltimore C&DD Landfill to Rumpke Waste Inc.

**BE IT FURTHER RESOLVED**, that the conditions attached to the 2013 Operating License of New Baltimore C&DD Landfill must be met by Rumpke Waste Inc. and these conditions have been attached to this resolution and will be incorporated into the 2013 Operating License.

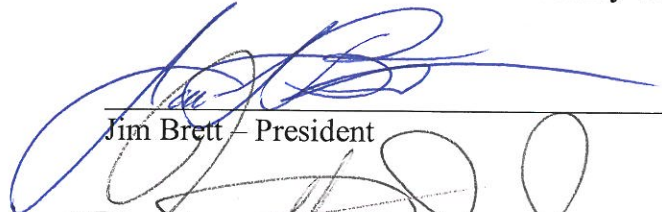
**BE IT FURTHER RESOLVED**, that the license granted by this Resolution may be suspended or revoked for violation of any section of Ohio Revised Code 3714 or a term or condition of the facility's license.

**BE IT FURTHER RESOLVED**, that this Board of Health of the Hamilton County General Health District find and determine that all formal actions relative to passage of this resolution were taken in an open meeting of this board and that all deliberations of this board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with the applicable legal requirement, including Sections 121.22 of the Ohio Revised Code.

Mark Rippe seconded the resolution, upon roll call, the vote was as follows:

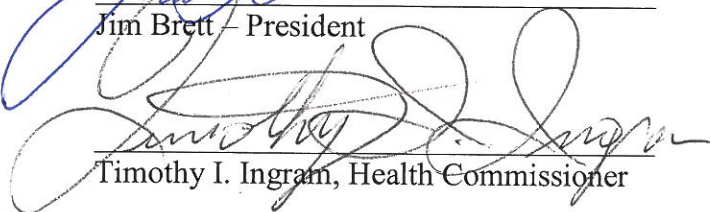
Jim Brett – President	<u>aye</u>
Kenneth G. Amend, M.D. – Vice President	<u>aye</u>
Thomas Chatham	<u>aye</u>
Tracey Puthoff, Esq.	<u>aye</u>
Mark A. Rippe	<u>aye</u>

Board of Health of the Hamilton County General Health District

  
\_\_\_\_\_  
Jim Brett – President

10-14-13  
Date

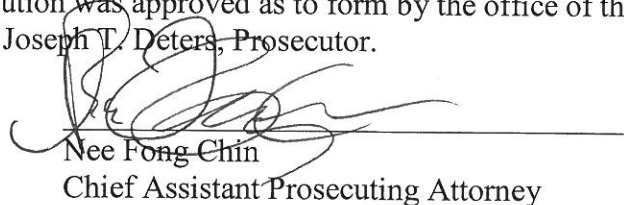
Attest:

  
\_\_\_\_\_  
Timothy I. Ingram, Health Commissioner

10-14-13  
Date

This resolution was approved as to form by the office of the Hamilton County Prosecuting Attorney, Joseph T. Deters, Prosecutor.

By:

  
\_\_\_\_\_  
Nee Fong Chin  
Chief Assistant Prosecuting Attorney

October 14, 2013  
Date