



## CITY COUNCIL MEETING Minutes September 20, 2022

After pledge and invocation, Mayor Stinson called the Meeting to order.

Amy Hurst	Present	Joyce Carson	Present
Craig Owen	Present	Sebastian Ernst	Present
Darryl Ammerman	Present	Luke Price	Present

Present: Attorney Brandon Voelker

### GUESTS

Seth Steele with the Three Rivers Health Department was present to announce his resignation due to receiving an offer elsewhere he could not pass up. April DeFalco, also with Three Rivers Health Department was present to announce that she would be taking over the "Fright Night" event being held on October 22 in the downtown area. They were told whatever is needed from the City, to reach out and plan accordingly.

### APPROVAL OF MINUTES

Minutes of Regular Meeting July 19, 2022 and Caucus Meeting August 2, 2022.

**MOTION:** Luke Price made a motion to approve the minutes, seconded by Darryl Ammerman. All aye. Motion carried 6-0-0.

### ORDINANCES/RESOLUTIONS/MUNICIPAL ORDERS

**Resolution 09.20.22:1** A resolution approving the appointment of Susan Bishop to KYMEA Board of Directors due to the resignation of Ramona Williams who will stay on as Alternate.

**MOTION:** Amy Hurst made a motion to approve Resolution 09.20.22:1; seconded by Joyce Carson. All aye. Motion carried 6-0-0.

**Resolution 09.20.22:2** A resolution approving the reappointment of Roger Hurst to the Joint Planning Commission Board for a four (4) year term.

**MOTION:** Joyce Carson made a motion to approve Resolution 09.20.22:2; seconded by Craig Owen. Minutes to reflect that Amy Hurst did not vote. Motion carried 5-0-0.

**Resolution 09.20.22:3** A resolution adopting the Five-Year Plan of the Pendleton County Solid Waste Management Plan (copy attached) required to stay in compliance.

**MOTION:** Joyce Carson made a motion to approve Resolution 09.20.22:3; seconded by Amy Hurst. All aye. Motion carried 6-0-0.

## OLD BUSINESS

Mayor Stinson reported an update on the Klee negotiations with the dentists and pharmacy. An email had been received asking for clarification on a couple items of concern. The Mayor had asked Gary Lea to go on site and also spoke to Hicks and Mann regarding plat issue. After explanation of retention basin, sewer line replacement, and topographical concerns, it was decided they could move forward with offer.

**MOTION:** Sebastian Ernst made a motion to authorize the Mayor to execute any agreements and contract with the conditions agreed upon; a) P&Z plat transferable once complete; b) Detention basin expansion, c) sewer line upgrade. Darryl Ammerman seconded; all aye. Motion carried 6-0-0.

No closed session was required nor done.

## NEW BUSINESS

No new business.

## OTHER


Nothing.

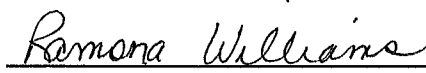
## ANNOUNCEMENTS

Mayor Stinson referred Council to the agenda for a list of announcements with the addition of the annual Chili Supper at Kincaid Lake State Park November 5th.

## ADJOURNMENT

**MOTION:** Luke Price made a motion to adjourn; seconded by Joyce Carson. Motion carried 6-0-0.

  
\_\_\_\_\_  
Ron Stinson, Mayor

  
\_\_\_\_\_  
Attest: City Clerk

ORIGINAL

**CITY OF FALMOUTH  
RESOLUTION 9.20.22:1**

A RESOLUTION APPOINTING SUSAN BISHOP AS KENTUCKY MUNICIPAL ENERGY AGENCY DIRECTOR FOR City of Falmouth.

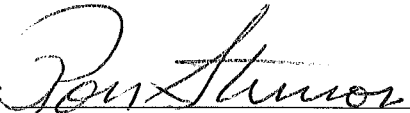
**WHEREAS**, the **City of Falmouth** is required to appoint a local KYMEA Director;

**WHEREAS**, an alternate designee is also required,

**WHEREAS**, alternate designee to be Ramona Williams.

**NOW THEREFORE BE IT RESOLVED** that the City Council of the CITY of Falmouth, Kentucky hereby appoints Susan Bishop as local KYMEA Director on this 20th day of September 2022.

BY:



Ron Stinson, Mayor

Attest:



Ramona Williams, Clerk

ORIGINAL

CITY OF FALMOUTH  
RESOLUTION 09.20.22:2

A RESOLUTION APPROVING THE MAYOR'S REAPPOINTMENT OF ROGER HURST TO THE PENDLETON COUNTY JOINT PLANNING COMMISSION FOR FOUR YEAR TERM EFFECTIVE OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2026.

BE IT RESOLVED BY THE CITY OF FALMOUTH, County of Pendleton, Commonwealth of Kentucky:

**Section 1.** That the Mayor's reappointment of Roger Hurst to the Pendleton County Joint Planning Commission for the term beginning October 1, 2022 and ending September 30, 2026, be and hereby is approved.

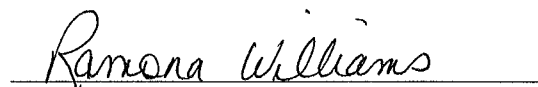
**Section 2.** This Resolution shall become effective upon its passage and approval as required by law.

Enacted at the Regular City Council Meeting on September 20, 2022

CITY OF FALMOUTH

  
Mayor Ron Stinson

ATTEST:

  
Ramona Williams, City Clerk/Treasurer

ORIGINAL

**CITY OF FALMOUTH  
RESOLUTION 09.20.22:3**

**A RESOLUTION ADOPTING THE PENDLETON COUNTY SOLID WASTE  
MANAGEMENT PLAN 2023-2027 UPDATE**

**WHEREAS**, Pendleton County Fiscal Court is required by KRS 224.43-340 and KRS 224.43-345 to submit an update of the area solid waste management plan, and

**WHEREAS**, the Pendleton County Solid Waste Management Area is governed by the Pendleton County Fiscal Court; and

**WHEREAS**, the Pendleton County Solid Waste Management Plan 2023-2027 Update sets the agenda for implementation of solid waste reduction and management for the years inclusive of 2023-2027.

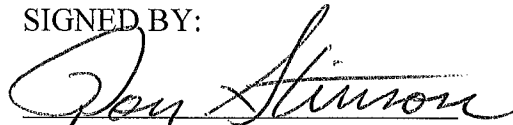
**WHEREAS**, a Public Comment period on the Pendleton County Solid Waste Management Plan 2023-2027 Update was conducted in the County.

**NOW, THEREFORE BE IT RESOLVED BY THE CITY OF FALMOUTH, COUNTY OF PENDLETON, COMMONWEALTH OF KENTUCKY THAT:**


The City of Falmouth hereby adopts the Pendleton County Solid Waste Management Plan 2023-2027 Update and supports its Action Plan, Implementation Plan, and associated activities.

This is the 20 day of September 2022, said resolution adopted and approved at a regular meeting of the City of Falmouth Council.

SIGNED BY:

  
MAYOR RON STINSON

ATTEST:

  
City Clerk, Ramona Williams

Kentucky Department for Environmental Protection  
Division of Waste Management  
Recycling and Local Assistance Branch  
300 Sower Boulevard – Frankfort KY 40601  
(502) 564-6716

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**Area Solid Waste Management Plan - Five Year Update  
Years 2023 - 2027**

**1. BACKGROUND INFORMATION**

**A. Area Designation**

1. Name of County or Regional Solid Waste Management Area ("RSWMA") PENDLETON

Check One:  County  Regional Solid Waste Management Area ("RSWMA")

If area designation is a RSWMA, list counties: N/A

2. List all incorporated cities within the solid waste management area and the population of each.

1.) FALMOUTH, 2127	2.) BUTLER, 586	3.)
4.)	5.)	6.)
7.)	8.)	9.)

**B. Governing Body Information**

1. Designation Type:  Fiscal Court  X109 Board (Taxing)  X109 Board (Non-taxing)  Regional Area  City/County Merger

2. Name of chairperson of the governing body (judge executive, chairperson, etc.) Kim Bastin – Myers, Chairperson

3. List each member of the governing body:

1.) KIM BASTIN-MYERS, Chairperson	2.) CAITLIN COURTNEY, Secretary	3.) ALISON MOORE
4.) BARTH JOHNSON	5.) MARTY HESS	6.)
7.)	8.)	9.)
10.)	11.)	12.)

4. Address: 233 MAIN STREET, 2<sup>nd</sup> FLOOR

City: FALMOUTH	State: KY	Zip Code: 41040
5. Telephone: 859-654-4321	6. Fax: 859-654-5047	7. Email: pcsolidwaste@gmail.com

**C. Solid Waste Coordinator Information**

1. Name of Coordinator: BILLY STEELE

2. Address: 233 MAIN STREET, 2<sup>nd</sup> FLOOR

City: FALMOUTH	State: KY	Zip Code: 41040
3. Telephone: 859-654-1000	4. Fax: 859-654-5047	5. Email: pcsolidwaste@gmail.com

6. Work Status (check one):

Volunteer  Full-time  Part-time

7. Hours worked per week: 40 minimum

**D. Advisory Committee**

List the names and representative bodies of the advisory committee members.

Name	Representing
1.) DAVID FIELDS	County Judge Executive, Resident
2.) KIM BASTIN-MYERS	Business Owner, Resident
3.) CAITLIN COURTNEY	School Teacher, Farmer, Resident
4.) BARTH JOHNSON	Retired Fish and Wildlife Captain, Resident

5.) MARTY HESS	Truck Driver, Farmer, Resident	
6.) ALISON MOORE	Agriculture Sales, Farmer, Resident	
<b>E. Preparer Information</b> Complete this section, if the preparer is different than the solid waste coordinator.		
1. Name:		
2. Address:		
City:	State:	Zip Code:
3. Telephone:	4. Fax:	5. Email:
<b>F. Resolution/Ordinance to Adopt Solid Waste Management Plan 5-Year Update</b>		
1. Check one: <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance		
2. Public Notice Date: 8/23/2022		3. Date Signed:
4. The following documents must be attached. Check all that have been attached and place at the end of the report with a cover sheet labeled "Chapter 1 Attachments." <input type="checkbox"/> A signed and dated copy of the resolutions/ordinance adopting the 5-year update <input type="checkbox"/> A dated original of the public notice, or a copy and an affidavit from the newspaper by whom the notice was originally published <input type="checkbox"/> Area Designation		
<b>2. COLLECTION SYSTEM</b>		
<b>A. Collection System</b>		
1. Ordinance Type ( <i>check one</i> ):                      Mandatory <input checked="" type="checkbox"/> Universal		
Date passed: July 1, 1992		
2a. Provide a detailed description of all the collection systems in your SWMA (collection systems include: franchise, permit, municipality owned/operated, private, staffed transfer stations and staffed convenience centers, etc.) Pendleton County and is host to the Rumpke Butler Landfill. Rumpke has the Franchise Agreement for Universal weekly curbside collection of Pendleton County residents and mandatory weekly collection for the City of Butler residents. The City of Falmouth operates their own municipal garbage collection for the City of Falmouth and is mandatory to all residents. Rumpke provides drop off recycling at six different locations throughout the county for ALL residents use and convenience. White goods and large metal recycling is available to all Pendleton County residents at no charge at the Rumpke Butler landfill during business hours. E-scrap, paint, automotive batteries, and used motor oil are collected daily by the County for recycling and or proper disposal. Pendleton County also hosts an annual Household Hazardous Waste Event for residents to properly dispose of hazardous materials at no charge.		
2b. Attach a signed and dated copy of the current solid waste management ordinance(s) including all related amendments. Place at the end of the report with a cover sheet labeled "Chapter 2 Attachments."		
3. Describe your annual waste hauler registration process including the annual requirement to file reports: In February of each year the Solid Waste Coordinator makes contact with concerned parties and paperwork is either hand delivered or information is taken over the phone. Once the year is over the Solid Waste Coordinator makes contact with the companies and requests information to complete the MSW Registration and Reporting form.		
<b>B. Collection System Strengths</b>		

Describe the strengths of your collection system:

There are multiple strengths to the Pendleton County collection systems. Universal collection is available to all county residents. Having only one trash hauler eliminates confusion among the residents pertaining to solid waste collection. Also, as a bonus for residents in good standing with trash collection service, they are able to utilize "Free Day at the Landfill" the second Saturday of every month for large items or CDD that is unable to be picked up at curbside. This benefit has caused many residents to start weekly curbside collection service and existing customers to catch up service on their delinquent account to utilize this program. An RFP was put out for bid in 2021. Rumpke was the winning bidder for this service. Beginning July 1, 2022 the monthly rate for Pendleton County residents is \$16.00, with minimal bi-annual increases over the next ten year period. Participation by the commercial / industrial business sectors remains strong. Drop off recycling containers are placed at each school throughout the county, as well as the landfill and extension service for residents convenience. Although curbside recycling is not offered, the geographic locations of the recycling bins are spread throughout the entire county.

**C. Collection System Weaknesses**

Describe the weaknesses of your collection system:

Due to the absence of mandatory collection throughout the county, a small percentage residents, do one of the following: (1) Take their garbage to their place of employment, (2) burn their waste, (3) dump their waste along county roadways. On some sparsely populated roads or private lanes, residents do not want to take their wastes to the main roadway for curbside collection.

**D. Collection System Implementation Schedule**

List a detailed account of specific actions or projects the governing body will complete to maintain or improve the collection system, the frequency at which such actions will take place, a date for commencement of the activities and a date at which the activities will cease. **Include educational efforts.**

Specific Actions	Frequency	Month/Year to Begin	Month/Year to End
1.) Weekly trash collection.	continuous	1/23	12/27
2.) Registration of haulers and recyclers by DEP Form #5033	continuous	1/23	12/27
3.) Large item pick up	continuous	1/23	12/27
4.) Required reporting by solid waste haulers and recyclers	continuous	1/23	12/27
5.) Promotion of proper recycling and disposal promoting its benefits through news paper articles and county media pages, public speaking to civic groups, and career day at the county elementary schools. SWC conducts and promotes an Annual Household Hazardous Waste Collection Event, river sweeps, and roadside trash pick ups.	annually	7/23	7/27

**3. DISPOSAL SYSTEM**



<b>A. Disposal System</b>		
1. Provide SWMA population and municipal solid waste disposal projections for five (5), ten (10), and twenty (20) years in the future.		
Population 2028: 13,998	Population 2033: 12,686	Population 2048: 12,700
Waste Generation Projection 2023 – 2027: 37,591 Tons	Waste Generation Projection 2028 – 2032: 70,190 Tons	Waste Generation Projection 2033 – 2037: 70,189 Tons
2. List all contained landfills, including out-of-state landfills that will be used by your governing body during the 5-year update period. Provide capacity assurance letters demonstrating a minimum of 10 years of capacity from the landfill(s) and copies of any contractual agreements with those disposal facilities. Place at the end of the report with a cover sheet labeled <b>"Chapter 3 Attachments."</b>		
1.) Landfill Name: Rumpke Pendleton County Landfill		Permit #:096-00001
Address: 1374 Bryan Griffin Road		
City: Butler	State: KY	Zip Code: 41006
2.) Landfill Name:		Permit #:
Address:		
City:	State:	Zip Code:
3.) Landfill Name:		Permit #:
Address:		
City:	State:	Zip Code:
3. Provide a complete inventory of all disposal facilities currently operating in your SWMA. Facilities to include are: contained landfills, construction/demolition debris landfills greater than one acre, incinerators or other technologies that accept municipal solid waste and medical waste incinerators that accept medical waste from other sources.		
1.) Facility Name: Rumpke Pendleton County Landfill		Ownership: Rumpke of Kentucky, LLC
Address: 1374 Bryan Griffin Road		
City: Butler	State: KY	Zip Code: 41006
Cost to users: \$48.00 (\$/Ton)	Life expectancy: 7.5 Years	
Level of compliance with state and federal laws: In compliance		
2.) Facility Name:		
Address:		Ownership:
City:		
Cost to users: (\$/Ton)	State:	Zip Code:
Level of compliance with state and federal laws:		Life expectancy: Years
3.) Facility Name:		
Address:		Ownership:
City:		
Cost to users: \$ (\$/Ton)	State:	Zip Code:
Level of compliance with state and federal laws:		Life expectancy: Years
4. SWMA's hosting a landfill must complete question 4. All other SWMA's may proceed to question 5.		
4a. Identify the following for each contained solid waste disposal facility hosted in your SWMA:		
Landfill: Rumpke Pendleton County Landfill		Permit #: 096-00001
Total capacity authorized to date: 10,920,000 Tons		

Amount disposed in landfill to date: 7,912,050 Tons

Remaining authorized capacity: 3,007,950 Tons

5. Describe any proposal(s) for new disposal facilities or expansions of existing disposal facilities (landfill, incinerators, or other approved technologies, etc.) planned during the 5-year update period: Rumpke approached Pendleton County in July 2020 regarding a landfill expansion of 5,968,659 additional tons to the Butler landfill. The Pendleton County 109 Board forwarded the proposed expansion request, at the direction of counsel Tom Fitzgerald, to the Division of Waste Management Director in October 2020. Since the initial request for the proposed expansion, Rumpke engineers are now doubling the requested original tonnage increase, which has greatly slowed progress on Host Agreement negotiations. Attorneys representing Pendleton County Fiscal Court, Pendleton County 109 Board, and Rumpke continue to communicate toward a mutual agreement satisfactory to all entities. Another Public Notice and hearing will have to take place once an increased Authorized Capacity and mutual understanding is arrived between Pendleton County and Rumpke.

6. Describe the county's emergency disaster plan to address solid waste concerns in the event of natural disasters (flooding, snow/ice storms, tornadoes, earthquakes, etc.): Pendleton county has an approved State of Kentucky Debris Management Plan on file. Debris removal is in Appendix V-13 in the Pendleton County Emergency plan. It outlines the characteristics of debris from various events, direction and control of debris removal, operational considerations, debris reduction methods, administrative support needs, and model contracts.

7. Describe plans to research alternative approaches to solid waste management: A waste to energy plant has been used in Pendleton County since 2007. The plant is located at the Pendleton Rumpke Landfill which allows Rumpke to sell methane gas to Owen County Electric Cooperative to supply residents with electrical power at a reduced rate benefiting the community. Ongoing testing has allowed the addition of additional generators to provide even more green energy to the community. The Pendleton County 109 Board continues to promote recycling within the County at large. Recycling is promoted locally at the County Fair, County Extension Office, County Courthouses, and Conservation District Office, as well as all of the Schools throughout Pendleton County.

**B. Disposal Practices Strengths.**

Describe the strengths of your existing disposal practices:  
The geographic location of the Pendleton County Rumpke Landfill is central to the county. This allows easy access for use of the monthly "Free Day at the Landfill", the second Saturday of every month, for Rumpke customers in good standing to dispose large and bulky items. Also, any resident can drop off white goods and large metal items any time the landfill is open for recycling free of charge. The above benefits are a direct result of the current and binding Host Agreement between Pendleton County and Rumpke.

**C. Disposal Practices Weaknesses.**

Describe the weaknesses of your existing disposal practices:

There are no options for municipal composting, although individual composting is encouraged for beneficial reuse amendments for gardens and plant beds. Curbside recycling is not available to county residents.

**D. Disposal Implementation Schedule**

List a detailed account of specific actions or projects the governing body will complete to maintain or improve its disposal system, the frequency at which such actions will take place, a date for commencement of the activities, and a date at which the activities will cease. **Include educational efforts.**

Specific Actions	Frequency	Month/Year to Begin	Month/Year to End
1.) Free Day at the Landfill (2 <sup>nd</sup> Saturday every month)	monthly	1/23	12/27
2.) HHW Event	annual	1/23	12/27
3.) Collection of waste paint on daily basis.	daily	1/23	12/27
4 ) Waste tire assistance.	daily	1/23	12/27
5) Promotion of alternatives to disposal at the landfill through public contact via phone or in person, newspaper articles, speaking to civic groups, churches, and students. Maintaining and updating of county media sites to inform constituents on proper recycling, as well as, proper disposal of unwanted items. Field and advise all solid waste, disposal, and recycling calls from general public.	daily	1/23	12/27
6) Approval of increased Authorized Capacity for the landfill.	daily	1/23	12/27

**4. RECYCLING AND REDUCTION**

**A. Recycling/Reduction Program**

1. Is recycling offered in your SWMA?     Yes             No

2. Describe your SWMA's annual recycler registration process including the annual requirements to file reports:  
There is a two part process: In February registration forms are delivered by the Solid Waste Coordinator or phone contact is made and required information is requested. When all information is received by the Solid Waste Coordinator via form or phone contact, a registration form is kept on file.

3. Do you have a plan to reduce the need for land disposal of yard waste?     Yes             No  
If yes, describe:

4. Does your SWMA collect or manage yard waste for the purpose of diverting it from a landfill? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5. List the counties and cities within your SWMA that collect or manage yard waste for the purpose of diverting it from the landfill?	
6. List all permitted composting operations currently operating in your SWMA. If no composting operation exists, detail any actions your SWMA plans to take to encourage composting: No composting facilities exist. None are planned.	
7. Describe your plan to reduce the need for land disposal through recycling, reuse and waste reduction (include drop off centers, curbside collection, interlocal agreements for regional alliances, etc.) Pendleton County offers several programs to reduce and reuse waste materials in the county. Six mobile recycling bins are placed throughout the county to accommodate residential recyclables, free of charge, including glass, newspaper, office paper, cardboard, aluminum cans, steel cans, cartons, and plastic #1 and #2. White goods and large metal items are recycled daily at the Rumpke Butler Landfill free of charge to county residents during normal business hours. All waste tires are recycled by the county upon request Monday through Friday.	
8. If recycling is deemed not feasible, provide specific details supporting that decision: N/A	
9. Describe how used motor oil, batteries, and antifreeze are handled in your SWMA: These items are collected by the Solid Waste Coordinator Monday through Friday and either dropped off at recycling facilities or picked up by registered recyclers.	
10. Describe how household hazardous waste is handled in your SWMA: Pendleton County hosts an annual Household Hazardous Waste Event the last Saturday in July, free of charge to county residents, and will continue to do so.	
11. Are electronics/computers recycled in your SWMA? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
11a. If yes, describe your electronics/computer (e-scrap) recycling program: Electronics / computer recycling is offered to ALL county residents free of charge Monday through Friday. Daily drop off is located at the Solid Waste Coordinators office during normal business hours. They are then processed by registered recyclers.	
11b. If no, discuss any plans your governing body has to start an electronics/computer (e-scrap) recycling program:	
12. Is office paper recycled in your SWMA? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
12a. If yes, what businesses or agencies recycle office paper? Judges office, PVA office, Solid Waste Office, Road Department, Planning and Zoning, Pendleton County Schools, Extension Office, and County Clerk. Many other unknown sources are also collected through our drop box recycling system.	

12b.If no, explain why office paper is not recycled in your SWMA:

13. What efforts has your governing body made to assist the local school boards in recycling white paper and cardboard to meet the statutory requirements in KRS 160.294? If there have been none what will the county do to assist in this endeavor? Include dates in the implementation schedule:

A recycling drop box is located at EVERY school in the county and the Solid Waste Coordinator and the Pendleton County 109 Board encourages all schools and administrations participation in the program. Each school has a recycling program in place.

**B. Recycling Program Strengths**

Describe the strengths of your existing recycling program:

Pendleton County has six privately owned drop off containers located throughout Pendleton County for public use. The locations are all (4) public schools, Pendleton County Extension Service, and Pendleton County Animal Shelter. This service is due to the Franchise Agreement with Rumpke and is of no burden to Pendleton County. The geographic spacing of the drop off locations in the county make them conveniently located in close proximity to all residents and free of charge. Free white good and large metal item recycling is available daily during normal business hours at the Rumpke Butler landfill.

**C. Recycling Program Weaknesses**

Describe the weaknesses of your existing recycling program:

Curbside recycling is not available to Pendleton County residents, only drop off bins available for recycling. There are no public or private owned composting centers existing in the county.

**D. Recycling/Reduction Implementation Schedule**

List a detailed account of specific actions or projects the governing body will complete to maintain or improve its recycling/reduction system, the frequency at which such actions will take place, a date for commencement of the activities and a date at which the activities will cease. **Include educational efforts.**

Specific Actions	Frequency	Month/ Year to Begin	Month/ Year to End
1.) <i>Registration of all recyclers.</i>	annual	1/23	12/27
2.) <i>Reporting of all recyclers.</i>	annual	1/23	12/27
3.) <i>All waste tires are collected at residents requests, roadside cleanups, and river cleanups are properly recycled at no charge to residents.</i>	Daily	1/23	12/27

4.) White goods and large metal recycling conducted daily at the landfill during normal business hours.	daily	1/23	12/27
5.) Advocate proper recycling and beneficial reuse to general public, business, schools, churches, conservation district, civic groups, fair etc... via local media outlets, newspaper, public events, and presentations.	continuous	1/23	12/27
6.)			

**5. OPEN DUMPS AND LITTER**

**A. Open Dumps and Litter**

1. Describe the contents of your ordinance with respect to open dumping. Provide a copy of the section of the ordinance(s) pertaining to open dumping and place at the end of the report with a cover sheet labeled "**Chapter 5 Attachments.**"  
**5.2 Open Dumping**  
**Open dumping of solid waste, including bulky waste, on all lands (i.e. roadsides, hollows, rivers, streams, lakes, etc...) by any person is prohibited by KRS 224.835 and this ordinance.**

2 What is your process for identifying and recording open dumps?  
**An annual windshield survey is conducted by the Solid Waste Coordinator. Also, while working in the field, County Road Department employees are instructed to notify immediately Solid Waste Coordinator of any illegal dumping they encounter. If an active site is found, trail cameras are covertly placed. Violators caught on camera are prosecuted. There are no known dumps in the county at this time.**

2. How does the SWMA prioritize the cleanup of open dumps?  
 The Solid Waste Coordinator in conjunction with the Florence Regional Office of Waste Management would assess a site for potential threats to a water source or human health hazard. Public safety is always of primary concern, if prioritization were ever necessary. There are currently no known dump sites in the county.

3. Describe the procedures to prevent the recurrence of open dumping at sites that have been cleaned (include surveillance efforts, pull-off barricades, etc.):  
 In the past, some active sites have had tall woven wire fences installed and placement of "No Dumping" signage. This practice will remain in effect if necessary in the future. Additionally, the Pendleton County 109 Board has purchased trail cameras for use on an active site. Successful prosecution of violators has occurred and greatly slowed or deterred other instances of illegal dumping in the county.

4. Describe any assistance your SWMA offers to private property owners to clean open dumps:  
 There are monthly Free Days at the Landfill (2<sup>nd</sup> Saturday) available to Rumpke customers in good standing for disposal of large items or CDD. The white goods and large metal recycling program is located at the Rumpke Butler Landfill and is open to county residents Monday through Friday 8:00am – 4:00pm and Saturday 7:00am- 11:00am and Free of charge.

5. Describe your plan to control and clean up litter:  
 Pendleton County will continue to clean up litter. The county has in place, a spring, summer, and fall cleanup. Pendleton County has initiated a litter cleanup program using nonprofit groups and organizations paying them \$100.00 per mile picking up trash and debris from roadways. The groups consist mainly of young adults and pre-teen children at least eight years of age. Besides educating in the class room, they are seeing firsthand what littering does to county and state roadways. Pendleton County is planting the seeds to decrease and hopefully eliminate littering in the county through awareness. Pendleton County Spring cleanup is in conjunction with Commonwealth Cleanup and littering is targeted during this time. The Adopt-A-Highway program is thriving in Pendleton County. The Solid Waste Coordinator is preferred for Court Ordered Community Service workers and utilizes for county clean up. The county hosts at least two River sweeps per year in removing tires and trash from the Licking and South Licking rivers in Pendleton County.

6. Describe the coordination efforts that exist within your SWMA with local, county and state law enforcement. If your county has a litter ordinance, provide a copy of the ordinance(s) or the portion of the solid waste ordinance(s) pertaining to litter and place at the end of the report with a cover sheet labeled "**Chapter 5 Attachments.**"  
The Solid Waste Coordinator is in constant contact with all law enforcement personnel (i.e. code enforcement, game wardens, city police, state police, constables, animal control, and sheriff office) to help curb littering within the county boundaries.

**B. Open Dump Prevention Strengths**

Describe the strengths of your program to clean and prevent open dumps:  
City residents have continued to purchase property in Pendleton County to reside full or part time. Upon purchase, they want to rid the property of unwanted dumps or eyesores. Utilizing "Free Day at the Landfill" has proven to be a catalyst for ridding their property of open dumps. Adult Court ordered Community Service workers assist the Solid Waste Coordinator in support of open dump cleanup and private newly purchased property. When a dump is identified the Solid Waste Coordinator utilizes this program to remove and properly dispose unwanted items. The most positive program for the county is "Free Day at the Landfill", (sponsored by the 109 Board, Fiscal Court, and Rumpke) where county residents who are Rumpke customers can dispose of unwanted items for free. This monthly event has proven to be very beneficial not only financially but giving residents a better, more environmentally sound option to dumping. Use of trail cameras in active heavily littered areas.

**C. Open Dump Prevention Weaknesses**

Describe the weaknesses of your program to clean and prevent open dumps:  
The main weakness of open dumping continues to be the rural nature of Pendleton County and many areas of the county are desolate. Residents could freely dump without the fear of being caught and prosecuted. Another problem is the presence of abandoned vehicles and scrap metals accumulating on residents property. While the county would never discourage those with interest in salvaging, many vehicles are never utilized in that capacity and are scattered throughout the county. Pendleton County has a Nuisance Ordinance that addressed these two issues, that does not limit or stop residents from having these items, but does require them to meet certain specified conditions to comply with the ordinance.

**D. Open Dump Prevention Implementation Schedule**

List specific actions or projects your SWMA will complete to maintain or improve its open dump abatement program. **Include educational efforts.**

Specific Actions	Frequency	Month/Year to Begin	Month/Year to End
1.) Annual windshield survey of all Pendleton County roadways performed by Solid Waste Coordinator.	annual	1/23	12/27
2.) County will continue to work with and utilize the Florence Regional Office Division of Waste Management, Water, and Air Quality when necessary. There are no known illegal dumps in Pendleton County at this time.	If required	1/23	12/27
3.) <i>If repeated illegal dumping occurs at the same location, trail cameras are placed at the site. The county has been successful in prosecuting individuals with this method and has curbed this type of activity in the county. This method of surveillance will continue as necessary.</i>	daily	1/23	12/27
4.) <i>Pictures are taken of illegal dumping and articles submitted to local newspaper to bring awareness to the problem of illegal dumping and the consequences if violators are caught and prosecuted. Many citizens have been contacted on isolated county roads and will make call to SWC when they spot suspicious activity in their area.</i>	daily	1/23	12/27
5.)			
6.)			

**E. Litter Prevention Strengths**

Describe the strengths of your program to control and clean up litter:  
Pendleton County cleanup of litter includes various nonprofit groups and organizations, as well as, Court ordered Juvenile and Adult Community Service workers. Many of the groups have been enrolled in the Adopt-A-Highway program since 1998. Each group is responsible for semiannual cleanup of their respective roadways. Pendleton County pays the nonprofit groups \$100 per mile of roadway cleaned. For public awareness and education each participating group must compose a letter to the editor regarding their cleanups, conditions of the roadways, and encouraging citizens not to litter. Trail cameras have been successfully placed on sites where repetitive criminal littering has occurred, leading to successful prosecution of individual violators for criminal littering. River sweeps and waterways cleanups have been started and ongoing, but mainly on volunteer basis, as no available funding exists for this much needed environmental work. More awareness has been emphasized and attention brought to the county's waterways and source of our drinking water.

**F. Litter Prevention Weaknesses**

Describe the weaknesses of your program to control and clean up litter: Some residents, local leaders, and law enforcement officers do not consider littering a high priority. Pendleton County is a mostly rural county with unpopulated or deserted roads where individuals can dump refuse or litter without fear of being seen or penalized.

**D. Litter Prevention Implementation Schedule**

List specific actions or projects your SWMA will complete to maintain or improve its litter abatement program. **Include educational efforts.**

Specific Actions	Frequency	Month/ Year to Begin	Month/ Year to End
1.) Continue the roadside litter program	tri annual	1/23	12/27
2.) Class room and civic education conducted by SWC for proper disposal and recycling options.	continuous	1/23	12/27
3.) Promotion of the Adopt A Highway program	continuous	1/23	12/27
4.) <i>Continue use of trail cameras</i>	Continuous where needed	1/23	12/27
5.) Continued work with law enforcement and county attorney for prosecution of littering violators.	continuous	1/23	12/27
6.) <i>River sweeps and waterway cleanups.</i>	continuous	1/23	12/27



**6. FACILITY SITING**

*As per KRS 224.01-010, the definition for a "solid waste management facility" is any facility for the collection, storage, transportation, transfer, processing, treatment, and disposal of solid waste..." Solid waste facilities include, but are not limited to contained landfills, CD/D landfills, transfer stations, recycling centers and composting facilities.*

**A. Facility Siting**

1. Describe your SWMA's current siting ordinance(s). Include any local planning and zoning requirements. *Attach a signed and dated copy of the current siting ordinance(s) and place at the end of the report with a cover sheet labeled "Chapter 6 Attachments."* Currently, landfill siting requirements are governed by Pendleton County Planning and Zoning and Pendleton County Board of Adjustments.

2. Describe in detail the site approval process for your SWMA. Attach a copy of the siting procedures and place at the end of the report with a cover sheet labeled "**Chapter 6 Attachments.**" Pendleton County does not currently have a specific siting ordinance. Pendleton County Planning and Zoning have existing ordinances and procedures in place relating to sanitary landfill regulations and siting procedures. See Section 6.18 attached. The Pendleton County Solid Waste Coordinator and Pendleton County 109 Board are still reviewing multiple siting ordinances from other SWMA's to establish a well thought out siting ordinance and procedure for Pendleton County. A lengthy, problematic, and ongoing landfill expansion request has delayed passage and implementation of a siting ordinance, as hoped for the last planning period.

3 List any planned modifications to your existing siting ordinance(s), siting procedures, planning and zoning requirements and/or land use regulations. If your SWMA does not have a siting ordinance, planning and zoning and/or land use regulations, what steps are planned for developing and enacting an ordinance or other local policy to regulate the use of land for solid waste facilities within your area? Yes

4. Selection of a site for a solid waste facility can be very controversial and the public must be given an opportunity to understand and participate in the process. What steps are taken by the SWMA to ensure the public is informed and involved in the decision-making process for siting solid waste facilities within your area? Currently under Planning and Zoning if a landfill were to come into the county, they would have to apply through the Pendleton County Planning and Zoning Commission. This would start the first of two public hearings. First the plan would have to be advertised and a public hearing by the Pendleton County Board of Adjustments to approve land use change. If it were passed, then a second public hearing would be held by Pendleton County Planning and Zoning after meeting the requirements of their ordinances and state regulations pertaining to landfills.

5. The siting process at the local level and the permitting process at the state level are mutually supportive and share the same objective for solid waste facilities to meet environmental, engineering and operational standards, as well as be acceptable to the public. Describe how your SWMA coordinates local siting procedures with state permitting procedures for solid waste facilities. All state and federal statutes and regulations are referenced, as well as local conditions and requirements.

**B. Facility Siting Strengths**

Describe the strengths of your existing siting ordinance: Landfills are listed as Conditional Use Permits in Section 7.3, D in the Pendleton County zoning ordinance. These require a public hearing and development plan to be submitted to the Planning Commission, as well as, an additional public hearing by the Pendleton County Board of Adjustments. This allows at a minimum, two public noticed opportunities for general public input in the decision making process of siting a landfill.

**C. Facility Siting Weaknesses**

Describe the weaknesses of your existing siting ordinance: Although two public hearings are required currently for placement of a landfill in Pendleton County, a more specific landfill siting ordinance is being sought.

**D. Facility Siting Implementation Schedule**

List specific actions or projects the SWMA will complete to maintain or improve its facility siting system, the frequency at which such actions will take place, a date for commencement of the activities and a date at which the activities will cease. **Include educational efforts.**

Specific Actions	Frequency	Month/	Month/
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		Year to Begin	Year to End
1.) The Pendleton County 109 Board, Fiscal Court, and Solid waste Coordinator will continue to work toward implementation of a specific and thorough landfill siting ordinance for Pendleton County.	continuous	1/2023	12/2027
2.) Public comment period and hearing will be held upon inception of siting ordinance.	continuous	1/2023	1/2027
3.)			
4.)			
5.)			
6.)			

**7. ENFORCEMENT**

**A. Enforcement Program**

1. Describe your enforcement procedures and penalties for non-participation in your approved solid waste collection system. Attach a copy of the section of the ordinance(s) or procedures pertaining to non-participation and place at the end of the report with a cover sheet labeled **"Chapter 7 Attachments."**  
N/A

2. Describe all surveillance/enforcement activities used by your SWMA to prevent litter and illegal dumping; for example, neighborhood watches, hidden cameras, etc. Attach copies of citation forms and letters to violators and place at the end of the report with a cover sheet labeled **"Chapter 7 Attachments."** The Pendleton County 109 Board, purchased and authorized use, of four trail by the Solid Waste Coordinator. These are placed on roadside locations throughout the county where "active" and re-occurring littering is identified or reported. Local residents continue to call the Pendleton County Solid Waste Office and reporting littering or illegal dumping. All violators caught on camera or by general public witness are being prosecuted by the Pendleton County District Court. Copy of county Notice of Violation (NOV) is attached.

3a. Do you use an administrative court for solid waste issues?  Yes  No

3b. If "yes" to question 3a, above, provide the date the court became effective: N/A

4. Describe the operative procedures of the administrative court for solid waste issues. Attach a copy of the relevant documents or codes that relate to the administrative court and place at the end of the report with a cover sheet labeled "**Chapter 7 Attachments.**" N/A

5. If your SWMA does not have an administrative court for solid waste issues, do you plan to initiate an administrative court during this plan period?  Yes  No **If yes, provide dates in the implementation schedule:**

6. Describe any proposed modifications to your open dumping and littering procedures/ordinances. Provide dates in the implementation schedule: No changes are planned at this time.

7. Describe enforcement actions or procedures taken by the SWMA if identifying information (i.e. names, addresses, etc.) is found in litter or an illegal dump: When illegal dumping occurs and is identified, the information is reported to the Office of Judge Executive, Pendleton County Attorney Office, Solid Waste Coordinator, or the DWM FOB Florence Regional Office for prosecution of violators. The information is then forwarded to the appropriate enforcement individual(s) for action or handled independently. Other enforcement and surveillance procedures include windshield surveys and trail cameras.

**B. Enforcement Procedures Strengths**

Describe the strengths of your existing enforcement procedures regarding litter and illegal dump prevention and non-participation in your approved collection system: Pendleton County continues to improve enforcement procedures. A part time Code Enforcement Officer has been hired to help with investigations and enforcement of Nuisance Property owners. The presence of a uniformed and armed officer has helped greatly in gaining cooperation from non-compliant citizens. Enforcement violations are handled in a courteous and professional manner. Having a trained law enforcement professional acting as Code Enforcement has increased cooperation with offenders, as well as, limiting potential liability to the county.

**C. Enforcement Procedures Weaknesses**

Describe the weaknesses of your existing enforcement procedures regarding litter and illegal dump prevention and non-participation in your approved collection system: The County has an enforcement procedure in place, however the absence of a full time Officer to deal solely with solid waste enforcement continues to be a concern.

**D. Enforcement Implementation Schedule**

List a detailed account of specific actions or projects the county will complete to maintain or improve its Enforcement System, the frequency at which such actions will take place, a date for commencement of the activities, and a date at which the activities will cease. **Include educational efforts.**

Specific Actions	Frequency	Month/ Year to Begin	Month/ Year to End
1.) <i>Maintain previous and current procedures.</i>	daily	1/2023	12/2027
2.) <i>Engage general public in reporting litter or dumping violators when witnessed.</i>	continuous	1/2023	12/2027
3.) <i>Continued use of trail cameras for placement at active dump sites.</i>	continuous	1/2023	12/2027
4.)			
5.)			
6.)			

**8. FINANCIAL MECHANISMS**

**A. Financial Mechanisms**

1. Check all items that apply for the funding of your Solid Waste Program.

Line Item in County Budget

Collection franchise fees

109 Taxing Board

General Fund

Host agreement fees

Other (list all):

2. How is the Solid Waste Coordinator's position funded?

Line Item in County Budget

Collection franchise fees

109 Taxing Board

General Fund

Host agreement fees

Other (list all):

3. List all fees/revenues collected by local government for solid waste management. Examples of fees/revenue are: fees charged for disposal facilities under KRS 68.178; fees charged by local government for garbage collection; 109 taxes, franchise and/or permit fees charged by local

government; fees charged at transfer stations or convenience centers if owned by local government; and revenue received from the sale of recyclables.

Type of Fees/Revenue:	Anticipated Amounts Collected				
	1 <sup>st</sup> Year	2 <sup>nd</sup> Year	3 <sup>rd</sup> Year	4 <sup>th</sup> Year	5 <sup>th</sup> Year
License Fee (per KRS 68.178 for Off-Site Waste Management Facilities)	\$	\$	\$	\$	\$
Municipal Garbage Collection (city and/or county)	\$	\$	\$	\$	\$
Franchise fee	\$	\$	\$	\$	\$
Permit fee	\$	\$	\$	\$	\$
Transfer station	\$	\$	\$	\$	\$
Convenience center	\$	\$	\$	\$	\$
109 or other tax	\$30,000	\$30,600	\$31,212	\$31,836	\$32,473
Proceeds from sale of recyclables	\$	\$	\$	\$	\$
Landfill user fees	\$	\$	\$	\$	\$
Host agreement	\$1,333,700	\$1,360,403	\$1,387,611	\$1,415,363	\$1,444,670
General revenue	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000
Eastern Kentucky PRIDE	\$	\$	\$	\$	\$
Grants, Conservation Service	\$	\$	\$	\$	\$
Grants, State illegal dump	\$	\$	\$	\$	\$
Grants, State litter abatement	\$29,974	\$29,974	\$29,974	\$29,974	\$29,974
Grants, State Crumb Rubber	\$	\$	\$	\$	\$
Grants, State HHW Collection Grant	\$11,145	\$11,145	\$11,145	\$11,145	\$11,145
Grants, State Waste Tire	\$4,000	\$4,000	\$4,000	\$4,000	\$4,000
Grants, State Recycling	\$	\$	\$	\$	\$
Other (specify):	\$	\$	\$	\$	\$
Other (specify):	\$	\$	\$	\$	\$
Other (specify):	\$	\$	\$	\$	\$
Other (specify):	\$	\$	\$	\$	\$
<b>TOTAL AMOUNT ANTICIPATED</b>	\$0	\$0	\$0	\$0	\$0

4. Provide the following information on anticipated expenditures during the 5-year update period.

Type of Expenditures:	Anticipated Expenditures/Budget				
	1 <sup>st</sup> Year	2 <sup>nd</sup> Year	3 <sup>rd</sup> Year	4 <sup>th</sup> Year	5 <sup>th</sup> Year
Capital Expenditures	\$	\$	\$	\$	\$
Personnel	\$66,000	\$67,320	\$68,666	\$70,040	\$71,440
Collection	\$26,000	\$27,000	\$28,000	\$29,000	\$30,000
Disposal	\$74,800	\$77,100	\$79,413	\$81,795	\$84,249
Enforcement	\$25,000	\$25,000	\$25,000	\$25,000	\$25,000

Open Dump Cleanups	\$	\$	\$	\$	\$
Litter Cleanups	\$30,040	\$30,040	\$30,040	\$30,040	\$30,040
Education Activities	\$500	\$500	\$500	\$500	\$500
Recycling Costs/Expenses	\$	\$	\$	\$	\$
Other (specify): river sweeps	\$7,500	\$7,500	\$7,500	\$7,500	\$7,500
Other (specify): waste tire clean up	\$4,000	\$4,000	\$4,000	\$4,000	\$4,000
Other (specify): HHW Event	\$12,000	\$12,000	\$12,000	\$12,000	\$12,000
Other (specify):	\$	\$	\$	\$	\$
Other (specify):	\$	\$	\$	\$	\$
Other (specify):	\$	\$	\$	\$	\$
<b>TOTAL COSTS ANTICIPATED</b>	\$0	\$0	\$0	\$0	\$0