

RESOLUTION #2023-03

WORTH COUNTY APPROVING THE "0029 CITIZEN CONVENIENCE CENTER CLOSURE FUND"

**THE PURPOSE** of this resolution is to approve the "0029 Citizen Convenience Center Closure Fund" as the financial assurance instrument for the Worth County Solid Waste Citizen Convenience Center (Recycling Center).

**WHEREAS**, Section 455B.306 of the Code of Iowa requires financial assurance for all sanitary disposal projects; and

**WHEREAS**, Worth County has applied to the Iowa Department of Natural Resources, herein referred to as "DNR", to operate a sanitary disposal project located within the State of Iowa, and is required pursuant to Iowa Administrative Code 567 Chapter 106 to maintain financial assurance for closure care in connection therewith; and

**WHEREAS**, Iowa Administrative Code 567 Chapter 106.18(1) requires proof of financial assurance coverage prior to the issuance or renewal of a solid waste citizen convenience center permit; and

**WHEREAS**, Iowa Administrative Code 567 Chapter 106.18(2) requires proof of establishment of a financial assurance instrument for closure costs within 30 day of close of the first fiscal year that begins after July 17, 2002, or at the time of application for a permit for a new citizen convenience center; and

**WHEREAS**, Iowa Administrative Code 567 Chapter 106.18(5) establishes the acceptable financial assurance instruments to be funded in an amount equal to the current closure cost estimate prepared in accordance with subrule 106.18(4), and such shall not be canceled, revoked, disbursed, released, or allowed to terminate without the approval of the DNR; and

**WHEREAS**, Iowa Administrative Code 567 Chapter 106.18(6) states that if the owner or operator does not properly close the site with-in the 30-day period allowed, the DNR shall file a claim with the financial assurance instrument provider to collect the amount of funds necessary to properly close the site.

**IT IS HEREBY RESOLVED BY WORTH COUNTY** to adopt the "0029 Citizen Convenience Center Closure Fund" as its financial assurance instrument and agrees to comply with the requirements of the closure fund as provided by Iowa Administrative Code 567 Chapter 106.18(455B). The following account(s) in the following financial institution(s) is hereby established and restricted/reserved to pay for site closure of the Worth County Solid Waste Citizen Convenience Center (Recycling Center).

**Financial Institution(s)**

**Amount**

**NSB Bank**

**\$6,611**

**MOVED BY** Stone to pass Resolution #2023.03, and seconded by Smeby,

This Resolution is passed by Worth County on the 21<sup>ST</sup> day of February 2023.

Approved:

Attest:

  
\_\_\_\_\_

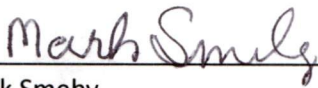
Enos Loberg  
Chairperson

  
\_\_\_\_\_

Jacki A. Backhaus  
Auditor

  
\_\_\_\_\_

Aaron Stone  
Vice Chair

  
\_\_\_\_\_

Mark Smeby  
Supervisor