



Warren C. Evans

County Executive

SENT VIA EMAIL AND U.S. MAIL

September 20, 2024

RE: Notice of Intent - Wayne County Materials Management Plan

Dear Wayne County Municipality,

Notice is hereby given that on September 5, 2024, the Wayne County Board of Commissioners authorized the issuance of its Notice of Intent to the Michigan Department of Environment, Great Lakes, and Energy (EGLE) Materials Management Division to accept the role of County Approval Agency (CAA) and the responsibility to prepare and implement a single-county Materials Management Plan (MMP) for Wayne County pursuant to Part 115, Solid Waste Management, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, and its administrative rules.

Filing the Notice starts the formal 36-month planning process and encourages and requests cooperation and comments from all interested parties.

The MMP will be developed under the direction of the Wayne County Materials Management Planning Committee (MMPC). All MMPC meetings are open to the public and notice of the first meeting will be forthcoming. All public notices of the MMPC meetings, and other project information will be posted on the County's Materials Management Planning page:

<https://www.waynecounty.com/departments/environmental/landresources/solid-waste-planning.aspx>.

Action Requested: *Please post a copy of the enclosed Notice of Intent Submittal on all official city, village and township websites along with a link to our MMP webpage.*

Please feel free to contact me with any questions or to discuss the upcoming Materials Management planning efforts further. Thank you in advance for your consideration and cooperation in this matter.

Sincerely,

Patrick Cullen

Patrick Cullen, Division Director
Designated Planning Agency Representative
Wayne County Department of Public Services

Enclosed: *Notice of Intent Resolution*

CERTIFICATION

STATE OF MICHIGAN

CHARTER COUNTY OF WAYNE

I, Pamela Fordham, Acting Clerk of the County Board of Commissioners for the Charter County of Wayne, State of Michigan, do hereby certify that the attached Resolution No. 2024-619, *authorizing the County Executive to execute the State of Michigan's Notice of Intent Form and create a Materials Management Plan Committee and designating the Department of Public Services, Environmental Services Division, as the County's Designated Planning Agency, to create a Materials Management Plan that will replace the current Wayne County Solid Waste Management Plan, pursuant to Public Act 451 of the Michigan Public Acts of 1994*, was duly adopted by the Wayne County Board of Commissioners on the FIFTH day of SEPTEMBER, 2024 by the following:

YEA: Commissioners Anderson, Clark-Coleman, Clemente, Daub, Garza, Haidous, Killeen, Kinloch, Knezek, Marecki, Baker McCormick, Scott, Vice-Chair Pro Tempore Baydoun, Vice-Chair Palamara, Chair Bell -- 15

NAY: None

NOT VOTING: None

ABSTAIN: None

EXCUSED: None

I further certify that the attached Resolution is a true, correct, and complete copy of the original of said Resolution on file and of record in the Journal of Proceedings of the Wayne County Commission, and is of full force and effect. I also certify that the above-referenced meeting was conducted and public notice of the meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267 of the Public Acts of Michigan of 1976, as amended, and that the minutes of the meeting are kept and will be or have been made available as required by the Open Meetings Act.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of the County of Wayne this 12th day of SEPTEMBER, 2024.



PAMELA FORDHAM
ACTING CLERK OF THE COMMISSION
CHARTER COUNTY OF WAYNE, MI

RESOLUTION

No. 2024-619

By Commissioner Marecki

WHEREAS, the State of Michigan (State) through its Department of Environment, Great Lakes, and Energy (EGLE) has determined that reducing the solid waste disposal to landfills in Michigan and increasing the State's recycling rate is a public purpose; and

WHEREAS, Public Acts 244 to 250 of the Michigan Public Acts of 2022 were enacted to address the reduction of solid waste disposal to Michigan landfills and to amend Act 451 of the Michigan Public Acts of 1994 (Act 451) which addresses all of Michigan's Solid Waste requirements; and

WHEREAS, Act 451 gives each county within the State the ability to determine if it will form a committee and create a new Materials Management Plan (MMP) within the county to replace the Solid Waste Management Plan ordinances that are currently enforced; and

WHEREAS, Act 451 also indicates that if a county does not wish to participate in creating the new MMP, then the State will assume responsibility for creating a new MMP for the county and that new State MMP will replace the prior Solid Waste Management Plan without any input or approval by the county; and

WHEREAS, Act 451 also requires that each county contact the adjacent counties to determine if such counties would like to form a new regional entity pursuant to state law and that such entity will be a separate legal corporation that would oversee and implement a new MMP; and

WHEREAS, the Charter County of Wayne (County) did receive a notice from the State on December 20, 2023 indicating that pursuant to Act 451, the County did have 180 days from January 8, 2024 to determine if the County wanted to create a new MMP Committee or form a collaboration with its adjacent counties; and

WHEREAS, on June 26, 2024, EGLE approved an extension of the deadline to submit a Notice of Intent to the State until September 6, 2024; and

WHEREAS, the Chief Executive Officer (CEO) of the County and the County's Department of Public Services, Environmental Services Division (ESD), has received notice from Oakland, Macomb, Monroe, and Washtenaw Counties indicating that they do not want to form a collaborative organization; and

WHEREAS, ESD is the County division that is responsible for the oversight of the current Wayne County Solid Waste Management Plan and Ordinance and administrative duties revolving around the County's landfills; and

WHEREAS, the County must identify a Designated Planning Agency (DPA) to oversee the creation of a MMP and the MMP Committee along with the name of an individual that will oversee the DPA and MMP Committee; and

WHEREAS, the CEO of the County is responsible for overseeing administrative functions and the Wayne County Commission is responsible for the legislative functions of the County; and

WHEREAS, the CEO and ESD have reviewed this matter and determined that it is in the best interest of the County to participate and create a new MMP to replace the current Wayne County Solid Waste Management Plan.

Now therefore be it

RESOLVED, that the Wayne County Commission (Commission) on this 5th day of September, 2024, does hereby acknowledge that it is the County Approval Agency (CAA) in regard to approval of a MMP and other specific ancillary approvals that are indicated in Act 451; and be it further

RESOLVED, that pursuant to the Wayne County Charter, the CEO is charged with the administrative duties of the County and in furtherance of these duties, the Commission hereby authorizes the CEO to fill out the required Notice of Intent pursuant to Act 451 indicating that the County will be participating in creating a new MMP; and be it further

RESOLVED, that the CEO has received correspondence from Oakland, Macomb, Monroe, and Washtenaw Counties, all of whom indicated that they will not be seeking to create a regional endeavor; and be it further

RESOLVED, that pursuant to Section 11572 of Act 451, the County must create a MMP Committee, and the CEO has selected and submitted to the Commission the below list of individuals, who meet the requirements of Act 451, to serve on the MMP Committee. and the Commission does hereby approve the following individuals to serve on the MMP Committee for a term of five (5) years from September 5, 2024 to September 4, 2029:

- Christina Pearse (of South Lyon) - Solid Waste Disposal Facility

Operator

- Paul Mazanec (of New Boston) - Managed Materials Hauler
- Kevin Sisk (of Temperance) - Materials Recovery Facility Operator
- Ralph Richard (of Taylor) - Composting or Anaerobic Digestor Operator
- Caleb E. Rutledge (of Detroit) - Waste Diversion, Reuse, or Reduction Facility Operator
- Deborah Stewart Anderson (of Detroit) - Environmental Interest Group
- Commissioner Melissa Daub (of Canton Township) - Elected County Official
- Supervisor Kevin McNamara (of Van Buren Township) - Elected Township Official
- Mayor Robert A. McCraight (of Romulus) - Elected City Official
- Daniel E. Esch (of Fowlerville) - Managed Material Generator
- Tyler Klifman (of Grosse Pointe Park) - Regional Planning Agency;

and be it further

RESOLVED, that the Commission does hereby approve, based on the recommendation of the CEO, and does hereby acknowledge Patrick Cullen as the designated representative of the DPA for the MMP Committee as selected by the CEO; and be it further

RESOLVED, and acknowledged that the CEO and DPA shall adhere to undertaking and implementing all the required activities listed in Act 451 regarding the creation of the MMP and that upon completion of the MMP, the CEO and the DPA shall bring the final MMP to the Commission as the CAA for approval.

(2024-70-007)