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APPROVED BY THE BOARD OF COUNTY
COMMISSIONERS AT ITS MEETING

JUL 12 1994 *[Signature]*

RESOLUTION NO. 94-SW-02

A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF ORANGE COUNTY, FLORIDA
PERTAINING TO FLOW CONTROL OF SOLID WASTE.

WHEREAS, the United States Supreme Court recently ruled in the case of C.A. Carbone v. Town of Clarkstown that certain types of solid waste flow control measures constituted a violation of the interstate commerce clause of the United States Constitution; and

WHEREAS, restrictions against flow control measures could limit Orange County's future bonding capacity for its solid waste system and the long term economic stability of its solid waste system; and

WHEREAS, Orange County's inability to enforce flow control ordinances will restrict the County's use of more environmentally positive alternatives to landfills such as resource recovery, recycling and composting facilities; and

WHEREAS, lack of authority to control the flow of solid waste will increase costs to the citizens and municipalities in Orange County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. The Board of County Commissioners of Orange County, Florida, hereby declares its support of federal legislation to allow local governments to control the flow of solid waste and recyclable materials to its landfills or other solid waste management facilities.

ADOPTED THIS 12th DAY OF July, 1994

ORANGE COUNTY, FLORIDA

BY: Tom Staley
County Chairman

DATE: 7/14/94

ATTEST: Martha O. Haynie, County Comptroller
As Clerk of the Board of County Commissioners

BY: [Signature]
Asst. Deputy Clerk

