

**RESOLUTION
R107-11/12**

**A RESOLUTION TO DECLARE AN EMERGENCY FOR THE
ABATEMENT OF DEBRIS AT AN UNAUTHORIZED DUMP**

WHEREAS, the City of Selma began transporting material collected by City employees to a location on Landline Road in an effort to extend the life of the city's current C/D Landfill until a new cell could be constructed; and

WHEREAS, the City of Selma received an Emergency Administrative Order from the Alabama Department of Environmental Management (ADEM) in regards to an inspection performed by Mr. Paul Searcy on August 24, 2011 declaring the same as an unauthorized dump; and

WHEREAS, the Emergency Order required the City of Selma to (1), take certain actions in regard to the violations, (2) cease and desist from unauthorized solid waste disposal and (3) submit a plan to address the abatement and closure of the unauthorized dump located off of Landline Road; and

WHEREAS, the City of Selma did cease and desist from any and all disposal at the site and began taking the material collected to an approved landfill site located in Perry County, Alabama; and

WHEREAS, within 30 days from receipt of the Emergency Administrative Order, the City of Selma was required to submit a site remediation plan with ADEM and the same was submitted consisting of two scenarios for the removal of the debris located at or near Landline Road; and

WHEREAS, in the event of an emergency affecting public health, safety or convenience, the governing body may, via a resolution, declare an emergency signifying that the situation requires immediate attention; and

WHEREAS, after due diligence and having reviewed the Emergency Administrative Order issued by The Alabama Department of Environmental Management referencing the unauthorized dump, the Selma City Council verifies and confirms that an emergency does exist.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SELMA AS FOLLOWS:

That Due to the Emergency Administrative Order issued by ADEM, an emergency does exist and the Selma City Council finds and declares that there is a critical need to proceed swiftly in developing a remediation plan for the removal of all debris from the Landline Road site.

BE IT RESOLVED, that the Mayor is hereby authorized to (1) proceed in using his best judgment in developing a remediation plan for the removal of the debris and if needed, (2) execute a contract on behalf of the City for the removal of the same to an authorized landfill.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF SELMA, ALABAMA, on this the 25th day of October 2011.



Dr. Cecil Williamson, *President*

ATTEST:



Ivy Harrison, *City Clerk*

APPROVED:



George P. Evans, *Mayor*