

SB 2684 Summary

Pine Belt Regional Solid Waste Management Authority

The other two Regional Authorities Golden Triangle and Three Rivers
will have equivalent comparisons

SB 2684 Summary

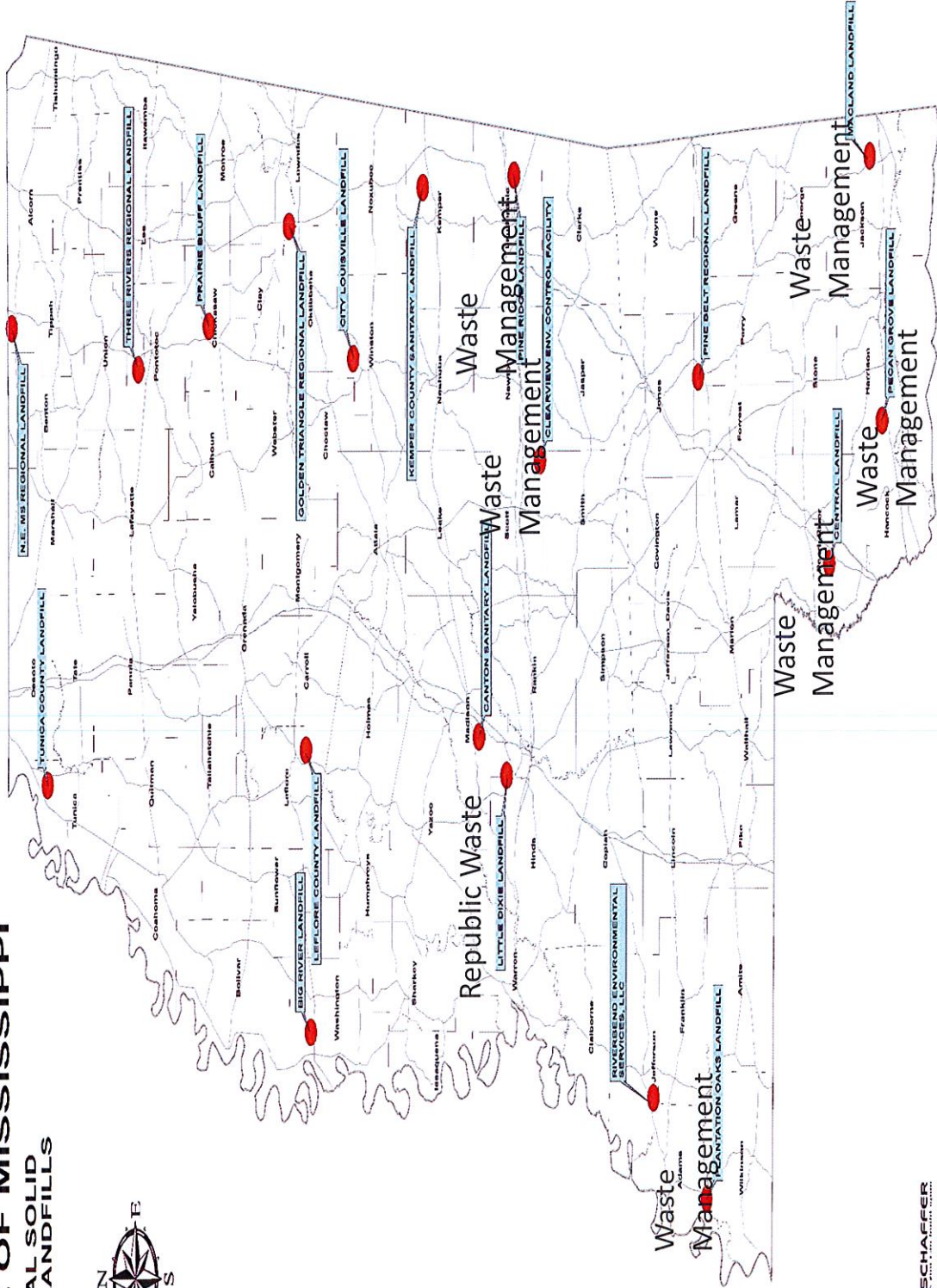
- *If SB 2684 passes residential taxpayer's will be the true victims*
- SB 2684 seeks to exempt commercial waste from being required to be disposed at Regional Publically owned Sanitary Landfills by seeking a change in the definition of municipal solid waste, therefore, undermining member county and city flow control ordinances which currently require it
- **If SB 2684 passes the loss of commercial tonnage at Regional Sanitary Landfills will cause residential taxpayer disposal rates to increase**
 - Counties and Cities are required by federal and state law to provide a system for waste collection and disposal
 - Pine Belt has had no disposal rate increase to residential taxpayers in 13 years
 - Pine Belt's current disposal rate is \$.09 per ton lower than the rate in 1997
 - Pine Belt Board voted in FY 2018 to lower disposal rates \$1.75 per ton for members due to healthy tonnage from residential and commercial customers
 - If SB 2684 passes residential taxpayers with their volume of waste alone will be burdened to pay off existing revenue bonds
 - Counties and Cities that aren't in the Regional Authority's such as FORREST COUNTY, GEORGE COUNTY currently benefit because the Pine Belt Regional Authority exist and provides another disposal option with a competitive rate. If SB 2684 passes county and city residential collection rates will go up even if they outsource collections to a private company and are not members
- **If SB 2684 passes Waste Management will have a monopoly over the residents and commercial customers in the Pine Belt. (See map). There are no other Publically owned Sanitary Landfills in the southern part of the State; the closest landfills in each direction of the Pine Belt Regional Authority are owned by Waste Management. (See map).**
 - Waste Management owns 8 of the 19 Sanitary Landfills in the State of Mississippi
 - If SB 2684 passes Waste Management will most likely initially lower its tipping fees to pull all commercial waste from Regional Authorities Sanitary Landfills. After they put the Publically owned Landfills out of business commercial and residential rates will escalate due to no competition. (See Map)

Pine Belt Regional Solid Waste Authority

Background concerning Flow Control

- Pine Belt Regional Landfill opened in 1997
- **July 2002 Board adopted resolution asking member counties and cities to adopt flow control ordinances directing municipal solid waste to the Regional Landfill in Perry County**
- August 2002 a complaint for declaratory , injunctive and monetary relief was filed in federal district court by the National Solid Waste Management Association, BFI, and Waste Management to stop flow control
- April 2003 the Federal Judge ruled in favor of the plaintiffs
- May 2003 Pine Belt appealed to the 5th Circuit
- **January 2005 5th Circuit Court of Appeals ruled in Pine Belts favor upholding member county and city flow control ordinances**
- April 2007 U.S. Supreme Court rule in a 6-3 decision that flow control ordinances were constitutional. Can't direct states, counties and cities to comply with environmental laws if you don't give them the tools to manage it
- **When the Federal Judge ruled in favor of the plaintiffs the Pine Belt had to increase rates to residential taxpayer since commercial tonnage was not required to be disposed of at the Regional landfill**
- **When the 5th Circuit Court of Appeals ruled in Pine Belts favor rates went back down when commercial tonnage came back to the Regional Landfill**

STATE OF MISSISSIPPI MUNICIPAL SOLID WASTE LANDFILLS



FOR PLANNING PURPOSES ONLY.
AUGUST 2008

Regional Authorities Way-Forward

- Way-Forward

- ✓ Regional Authorities Board of Commissioners to adopt Resolution opposing SB 2684 (Governor, LT Governor, Senate leader, Committee Chairman, House Leader and Senators and Representatives of each Regional Authority.)
- ✓ Anticipate Member Counties and Cities of Regional Authorities will adopt a resolution opposing SB 2684 to be sent to the (Governor, LT Governor, Senate leader, Committee Chairman, House Leader and Senators and Representatives of each Regional Authority.)