

Cass County Environmental Control Agency

Resolution # 2022 – 2A

THE PURPOSE of this resolution is to approve the “Local Government Dedicated Fund” as the financial assurance mechanism for the Cass County Environmental Control Agency. We hereby certify that this fund conforms in all respects with the requirements found in Iowa Administrative Code 567 Chapters 106 and 113.

WHEREAS, Section 455B.306(9) of the Code of Iowa requires financial assurance instruments for all disposal projects; and

WHEREAS, the Cass County Environmental Control Agency has applied to the Iowa Department of Natural Resources, herein referred to as “IDNR”, to operate a sanitary disposal project (Cass County Sanitary Landfill, now operating as the Cass County Transfer Station) located within the State of Iowa, and is required pursuant to IAC 567 Chapter 113.14 to maintain financial assurance for post-closure care in connection therewith; and

WHEREAS, IAC 567 Chapter 113.14(6)“i” provides for the “Local Government Dedicated Fund” mechanism to be an acceptable financial assurance instrument and Cass county Environmental Control Agency meets the requirements of said paragraph; and

WHEREAS, Iowa Administrative Code 567 Chapter 106.18(5)“b” provides for the “Local Government Dedicated Fund” mechanism to be an acceptable financial assurance instrument, and the Cass County Environmental Control Agency meets the requirements of said paragraph: and

WHEREAS, Iowa Administrative Code 567 Chapters 106.18(3) and 113.14(7)“b” allow for the use of one financial assurance instrument for multiple permitted activities so long as the instrument provides the financial assurance for an amount at least equal to the current cost estimates for post-closure care for all sanitary disposal project activities covered; therefore

IT IS HEREBY RESOLVED TO ADOPT THE “Local Government Dedicated Fund as the financial assurance mechanism for the Cass County Environmental Control Agency, and to comply with the requirements of the “Local Government Dedicated Fund” as outlined in IAC 567 Chapter 106.18 and 113.14.

MOVED BY Virginia Coughlin to pass Resolution No. 2022 – 2A

and seconded by Randy Dexter, on this 6th day of August, 2024

Brandi M. Fericle
Secretary/Treasurer