

BILL NO. 25-072

AN ORDINANCE AUTHORIZING THE EXECUTION OF A CONTRACT OF OBLIGATION BY AND BETWEEN THE CITY OF LEE'S SUMMIT, MISSOURI AND THE MISSOURI DEPARTMENT OF NATURAL RESOURCES, TO SATISFY THE REQUIREMENTS FOR A FINANCIAL ASSURANCE INSTRUMENT WITH RESPECT TO THE CITY'S PERMIT TO OPERATE A SOLID WASTE DISPOSAL AREA.

WHEREAS, the City of Lee's Summit, Missouri holds Permit No. 0109520 pursuant to the requirements of sections 260.200 to 260.345, RSMo, the Missouri Solid Waste Management Law, and the rules promulgated thereunder; and,

WHEREAS, pursuant to the Missouri Solid Waste Management Rules, 10 CSR 80-2.030(4)(D)7, a municipality may execute a "contract of obligation" to satisfy the requirements for a financial assurance instrument in applying for a permit to operate a solid waste disposal area; and,

WHEREAS, although the landfill is no longer active and received approval of official closure from Missouri Department of Natural Resources on August 30, 2024, the permit continues to remain in effect for a post closure period of at least 30 years as required by the Missouri Solid Waste Management Act; and,

WHEREAS, the City Council hereby determines that it is in the best interests of the City to enter into the attached Contract of Obligation with MoDNR.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, AS FOLLOWS:

SECTION 1. That the Contract of Obligation by and between the City of Lee's Summit, Missouri and the Missouri Department of Natural Resources, attached hereto as Exhibit "A", is hereby approved and the Mayor is authorized to execute on behalf of the City, the Contract of Obligation or any substantially similar contract or yearly renewal sufficient to satisfy the Missouri Department of Natural Resources and effectuate the purposes of this ordinance.

SECTION 2. That the City of Lee's Summit certifies that the attached Contract of Obligation is substantially identical to the wording required by 10 CSR 80-2.030(4)(D)7, and as specified in 10 CSR 80-2.030, App. A, as such rules were constituted on the date the attached Contract of Obligation was executed.

SECTION 3. That this ordinance shall be in full force and effect from and after the date of its passage and approval.

PASSED by the City Council of Lee's Summit, Missouri, this ____ day of _____, 2025.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

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APPROVED by the Mayor of said city this ____ day of _____, 2025.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*