

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: April 12, 2022

## Item Details

Presenter(s): Chad Lemasters, Operations Manager

Department(s): Public Works & Transportation

### Requested Motion

Motion to approve Apex Yard Waste Agreement with Greenway Waste Solution of Apex LLC.

### Approval Recommended?

Yes

### Item Details

The Town of Apex and Greenway Waste Solutions of Apex, LLC (formerly Highway 55 C&D Landfill, LLC) had an agreement that allowed the town to dispose of unlimited amounts of yard waste at their business located at 5940 Old Smithfield Road in Apex for free in exchange for the Town providing water and sewer services to the business for the term of the agreement at the Town's then-prevailing in-town rates and fees other than capacity fees. Due to limited space at Greenway's facility and the significant, unexpected growth in Apex, the terms of the agreement need to be changed from an unlimited capacity for free to a maximum of 50 truckloads per month with an average load weight of 6,500 pounds per truck. This agreement is for a term of 5 years and can be terminated immediately by the non-defaulting party. In addition, the Town may terminate this agreement upon six (6) months prior written notice to the company.

### Attachments

- Apex Yard Waste Agreement 032822

