

**109.115 Districts -- Establishment -- Powers -- Directors.**

- (1) A single county, or two (2) or more counties may create a waste management district in accordance with the procedures of KRS 65.182. Waste management districts shall have all powers and authority set forth in KRS 109.041.
- (2) The waste management district shall be controlled and managed by a board of directors.
- (3) The fiscal court shall determine the composition of the board of directors in one (1) of the following ways:
  - (a) Appointment of the county judge/executive of every county, or portion of a county, within that district and the mayor of the most populous city in each county. Appointment of a third member from each county in the district so that representation on the board shall be in proportion to the urban-rural population distribution in the county. The county judge/executive and the mayor may delegate a representative to serve in their stead.
  - (b) Appointment of members by the county judge/executive and confirmed by the respective fiscal court. In the case of multicounty districts, membership on the board shall be apportioned among the counties in ratio to their population with each county having at least one (1) member. The mayor of the most populous city in each county that is a participant in the waste management district shall be appointed a member. In no case shall the total membership of the board consist of fewer than three (3) persons. When a county has two (2) or more members on the board, members shall be selected from urban or rural areas in the same proportion as the urban-rural population distribution in the county, except that there shall be at least one (1) member each from a rural and from an urban area.
- (4) A member of the board of directors may be removed from office pursuant to KRS 65.007.

**Effective:** July 15, 1996

**History:** Amended 1996 Ky. Acts ch. 136, sec. 3, effective July 15, 1996. -- Amended 1992 Ky. Acts ch. 20, sec. 1, effective July 14, 1992. -- Amended 1984 Ky. Acts ch. 100, sec. 11, effective July 13, 1984. -- Amended 1982 Ky. Acts ch. 74, sec. 5, effective July 15, 1982. -- Created 1978 Ky. Acts ch. 115, sec. 10, effective June 17, 1978.

**Formerly codified as** KRS 109.071.

**Legislative Research Commission Note.** A technical correction has been made in this section by the Reviser of Statutes pursuant to KRS 7.136.