

ENVIRONMENTAL QUALITY COMMITTEE
Meeting Minutes January 16, 2013
ORGANIZATIONAL MEETING

Committee Members

Attendance:

David Baker
Ralph Angelo
Charles Evangelista
John Sheppard
Kristine Singer

Dodie Huber – N/A

N/A = Necessarily Absent

Attendees

John Garvey, County Administrator
Darlys McDonough, Interim Planning Director
Andrea Schoeneman, Assistant County Attorney
Linda Frasca, Sr. Clerk
Supervisor Marren
Supervisor Vedora
Carla Jordan and Larry Schilling, Casella Waste Management;

Observers: Katie Bennett Roll; Dave Shaw (FLT), Ed Carson – FLZWC;
Chris Costello – County Resident;

Call to Order: Chair Baker called the meeting to order at 4:05 p.m., and stated all committee members were present with the exception of Supervisor Huber who was necessarily absent, and welcomed Board of Supervisors Chair Jack Marren, and Supervisor Dominick Vedora to the January 16, 2013 Environmental Quality Committee meeting.

Chair Baker reported that Supervisor John Sheppard had agreed to serve as Vice Chair of the EQC for Year 2013 and thanked Supervisor Sheppard for his willingness to do so.

Approval of 2013 EQ Committee Schedule: EQC members accepted the proposed 2013 meeting dates with the revision of the December date from 12/18/13 to 12/11/13.

Approval of Minutes:

Motion made by Supervisor Evangelista to approve the November 28, 2012 meeting minutes as presented, seconded by Supervisor Sheppard. Motion unanimously carried.

Motion made by Supervisor Sheppard to approve the December 12, 2012 meeting minutes with one correction, seconded by Supervisor Evangelista. Motion unanimously carried.

Old Business:

Solid Waste Activities Update: Solid Waste Management Plan

County Administrator Garvey updated the EQC as to the status on the approval of the SWMP; as of today the County continues waiting to obtain the results from the DEC on the matter. Mr. Garvey will again contact Senator Nozzolio and request his assistance in getting the matter finalized. Further updates will be provided as needed.

360 Expansion Permit Update: Chairman Baker stated that the FEIS continues to be on the table for discussion and asked Deputy County Administrator McDonough if there was anything to report on the matter. Ms. McDonough turned the floor over to Carla Jordan w/ Casella Waste Management. Ms. Jordan shared that there were no major significant changes to the FEIS since the last meeting. Casella continues to work on addressing Supervisor Sheppard's questions/comments. Further updates on the FEIS matter will be provided by Casella as needed.

Supervisor Sheppard shared his concern that, although he is still sensitive to the entire matter, he feels the issues in question (i.e. odor, noise, etc.) must be overcome/taken care of. Chair Baker requested Supervisor Evangelista report on what was discussed at the PWC meeting; Supervisor Evangelista reported on the "borrow area" discussion and stated further discussion would take place at the next scheduled PWC meeting; an update will be provided to the EQC at their 2/6/12 meeting as to what is discussed/decisions made. Supervisor Sheppard shared that he felt it would

advantageous for all BOS to be made aware of all issues on the matter; Supervisor Evangelista agreed. It was recommended at this time that continued discussion on the matter would take place in executive session.

Ms. Jordan shared with the committee that Casella now had a Global Connect Reverse Call System in place, and shared how it interacts with the website already in place. Anyone who is signed up on Casella's website will automatically be signed up and receive notices from the Global Connect Reverse Call System regarding matters at the landfill.

Ms. Jordan informed the committee that Innovative Energy plant had been off for a couple of hours this past week due to utility connections but are back up and running now; during that time the flares at the landfill remained up and running during the entire shutdown. Chair Baker reported he had been informed by Supervisor Sheppard that the odor was quite strong the past Saturday (1/12/13) and requested Casella address the matter as to why it was so. Larry Schilling explained that Casella is in the process of tying in cells which means there areas that are exposed which allowed gas odors to leak. Supervisor Sheppard feels that the entire odor/noise issues need to be resolved once and for all and raised the matter of a performance bond in regard to odor mitigation. Assistant County Attorney Schoeneman advised the committee to enter in to executive session to discuss the matter further. All other questions and concerns presented by committee members and area resident were addressed by Ms. Jordan and Mr. Schilling.

County Administrator Garvey shared his thoughts as to the need for a document outlining the steps that need to be taken to abate the odor; he feels there needs to be a timeline in place in order to go forward and fully resolve the issues at hand. The document should cover who doing what with explanation, and a contingency plan.

Mr. Schilling questioned whether the draft mitigation plan reviewed at the last committee meeting was a part of the proposed document or was it a separate plan. Chair Baker stated he felt it could be a part of the proposed document but stated that presently the plan falls short in the area of persistent nuisance odors. The Casella mitigation plan does not meet what the EQC is looking for. Committee members want to know how long before the odor issue is under control. It can't be for a few days/weeks, it needs to be a sustained period of time, with a plan in place to help control the odor before it becomes an issue. Supervisor Sheppard feels that the committee cannot move forward on the FEIS without a consistent plan in place to control odor. EQC requested Assistant County Andrea Schoeneman look in to the performance bond matter on odor mitigation and report back at the next meeting. Mr. Schilling shared that the 360 Expansion work could go forward even though the SWMP was not yet approved

Landfill Operations-Casella Waste Management:

Ms. Jordan reported that the previously permitted cell at the landfill had been finished this past summer and Casella had begun dumping waste there the past week or two.

Casella Waste Annual Report Update: Ms. Jordan shared that she expected to have a draft of the Casella Waste Management Annual Report for EQC members review at the next meeting. Total waste tonnage received in 2012 was 838,000 tons under the permitted 917,000 ton allowed each year.

Seneca County Super Storm Sandy Storm Debris Update: Chairman Baker requested an update on the Seneca County Super Storm Sandy Storm Debris matter from Casella. Ms. Jordan reported they are still receiving some storm debris from NYC/Long Island area but not as much as was previously brought in during the months of November and December, approximately 22 hundred tons. Ms. Jordan informed members that the annual report would reflect the total tonnage of waste brought to the landfill, and shared that all storm debris trucked in would be differentiated in the report as it has to be tracked separately, per State requirement.

NEW BUSINESS:

DEC Open Space Plan Review (informational): Ms. McDonough reported that she had attended a meeting held in Avon by the DEC on the State's Open Space Plan. Ms. McDonough reviewed past open space transfers and stated the DEC is looking in to other means to protect open space lands in addition to state acquisition. Ms. McDonough will continue to attend the meetings and will disseminate nomination forms to all supervisors to request information about parcels in their municipalities they would like to nominate for inclusion in the next plan which would put it in the

queue for preservation. The group is just getting started, and has yet to issue criteria that they will use to look at when considering requests submitted by municipalities.

Supervisor Singer reported that the long awaited hydro-fracking consortium met last week for the first time. There were representatives from each municipality participating in the group with excellent discussion taking place not just on the hydro-fracking matter but on possible future issues as well. The following municipalities are participating in the group: Victor, Richmond, Canadice, Bristol, East Bloomfield, and Canandaigua. Supervisor Singer stated it could be looked at as a multijurisdictional planning group. Additional updates will be provided as needed.

Executive Session:

At 4:45 p.m., Supervisor Sheppard made motion, seconded by Supervisor Singer, to move into executive session to confer with counsel as attorney/client privilege; said motion carried. The Committee asked the following to remain: Assistant County Attorney Andrea Schoeneman, County Administrator John Garvey, Deputy County Administrator/Interim Planning Director Darlys McDonough, Board Chair Supervisor Marren, Supervisor Vedora, as well as all committee members; all other staff and attendees were excused.

At 5:00 p.m. Supervisor Sheppard excused himself from the 1/16/13 EQC meeting.

At 5:30 p.m., motion was made by Supervisor Singer seconded by Supervisor Evangelista, to move out of executive session;’ said motion was carried.

ADJOURNMENT: There being no further business to come before the committee, **motion made by Supervisor Angelo to adjourn, seconded by Supervisor Singer. Motion unanimously carried.** The 1/16/2013 EQC meeting adjourned at 5:31 p.m.

Respectfully submitted,

Linda R. Frasca

Sr. Clerk
Ontario County Planning