

SUSSEX COUNTY SOLID WASTE ADVISORY COUNCIL

MINUTES

JANUARY 8, 2013

The meeting was opened at 7:30 p.m. by Sussex County Planning Director, Eric Snyder. The meeting was held in compliance with the Open Public Meetings Act, N.J.S.A. 10:4-1 of 1975, as amended, and notice has been forwarded to the newspapers and posted on the bulletin board maintained at the Sussex County Administrative Center for public announcement.

ROLL CALL:

MEMBERS PRESENT: James Landrith, Andover Borough, Chairman
William Koellhoffer, Byram Township
Gary Larson, Frankford Township
Jason Doyle, Franklin Borough
Dennis Haff, Fredon Township
Allan Esenlohr, Green Township
Karen Hansen, Hampton Township
Robert Schultz , Hardyston Township
Jo-Ann Williamson, Sandyston Township
Eric Powell, Sparta Township
Richard Fenimore, At-Large
Eleanor Mensonides, At-Large, Vice Chair
Richard Vohden, Freeholder Liaison

EXCUSED MEMBERS: Howard Baker, Hopatcong Borough
Don Drake, Stanhope Borough

STAFF MEMBERS: Eric Snyder, Planning Director
Neal Leitner, Program Manager
Antoinette Wasiewicz, Recording Secretary
Maureen Theese, Health Department
Reenee Casapulla, Recycling Coordinator
Tom Varro, SCMUA

ALSO PRESENT: Carlos Luaces, Byram Township Councilman
William Askin, Esq., representing Back Thru the Future
Dan Bahya, Back Thru the Future

REORGANIZATION:

Eric Snyder called on the Nominating Committee for nomination for the position of Chairman. Jason Doyle nominated Jim Landrith. The motion was seconded by Gary Larsen. No other nominations were offered. A motion to close the nominations was made by Jason Doyle. The motion was seconded by Renee Casapulla and carried unanimously. All were in favor of the motion to elect Jim Landrith as Chairman.

Chairman Landrith called for a nomination for the position of Vice Chair. Jason Doyle nominated Eleanor Mensonides. The motion was seconded by Gary Larsen. No other nominations were offered. A motion to close the nominations was made by Jason Doyle. The motion was seconded by Renee Casapulla and carried unanimously. All were in favor of the motion to elect Eleanor Mensonides as Vice Chair.

MINUTES CORRECTION/APPROVAL:

Minutes were not available.

CHAIRMAN'S REMARKS:

Chairman Landrith said that after many years of service to SWAC, John Armeno has resigned. He asked Staff to prepare a letter of thanks for his contributions.

NEW BUSINESS:

A. **BACK THRU THE FUTURE SWMP AMENDMENT PRESENTATION:**

William Askin, Esq. said he is an attorney with the firm of Nicolson & Askin in Sparta Township. He is here to formally request the adoption of an amendment to authorize his client, Back Thru the Future to shred computer hard drives. Eric Snyder said Back Thru the Future did previously make a presentation to SWAC; however they did not make a formal request for an amendment to the SWMP. At the presentation, Back Thru the Future asked for a letter of support from SWAC for DEP. A letter of support was provided to them. Mr. Snyder said Ms. Casapulla had some concerns and he asked Mr. Askin to do a brief overview of the operation.

Mr. Askin said they have replied in writing to Ms. Casapulla's concerns and that his client was here to address those concerns to SWAC. Her concerns related to batteries and a clean-up plan.

Dan Bayha said Back Thru the Future is a NJ DEP Class D Universal Waste Consumer Electronics Processing Facility. New Jersey is unique with the designation that requires a physical facility. The particular activity is the shredding of hard drives for data security purposes. This has become a significant business for him and is growing very rapidly as a service throughout the country. Because of the unique

regulations within the State of New Jersey, New Jersey is the only State in the Union that prohibits mobile hard drive shredding. Many large organizations simply do not want their hard drives leaving their facility. It is a big security risk. Many businesses have popped up around the country where they provide mobile shredding. Mr. Bayha said he made the point to the State that it is out of sync with the rest of the country and that he has a vehicle which is the Class D processing that can address this. Currently he does hard drive shredding in his plant. The State's concerns are with accidents or material spillage. Mr. Bayha said a hard drive is 95% metal with a very small portion of electronics circuit boards. The electronics circuit boards are the items of concern. Mr. Bayha said the circuit boards are not a contaminate type of problem. You cannot get ill nor have side effects from touching a circuit board. The concern is with the solder which is 40% lead and 60% tin. If you put circuit boards into the ground for an extended period of time, there is a possibility of lead leaching. To clean up a circuit board spill, you sweep it into a shovel with a broom. Mr. Bayha said he has taken an added precaution with his vehicles in that he has custom designed locked containers that are inside of locked vehicles. Once the containers are filled, they are covered and locked.

The second concern Ms. Casapulla brought up was the issue of batteries. Mr. Bayha said batteries and shredding are not compatible. He added that hard drives and tapes do not have batteries. At some point there may be the need to shred certain solid state devices such as PDA's and cell phones, and those do have batteries. When they do that, they always remove the batteries. There are no issues with the potential for fire or explosion that may occur from battery shredding because batteries are not shredded.

Mr. Landrith asked how are removed batteries disposed of. Mr. Bayha said that depends on the type of batteries. They primarily deal with rechargeable batteries which have particular methods of recycling. The batteries are segregated by type, the anodes are covered with tape, and then they are boxed up and sent to the appropriate recycling facility. The smaller batteries are brought to SCMUA.

Mr. Landrith requested that Staff prepare a Resolution for the Back Thru the Future Amendment.

B. FARMSIDE LANDSCAPE AND DESIGN SWMP AMENDMENT:

Neal Leitner said Farmland Landscape and Design made a presentation at the last meeting and that Mr. Kuperus has since submitted the required documents. Mr. Landrith asked for a motion to direct Staff to prepare the Resolution for the Farmside Landscape and Design Amendment.

MOTION:

A motion was made by Jason Doyle to direct Staff to prepare a Resolution for the Farmside Landscape and Design Amendment. The motion was seconded by Eleanor Mensonides and carried unanimously.

C. SCHEDULE A DATE/TIME TO VIEW FOOD 2 WATER TECHNOLOGY:

Neal Leitner said they may be a potential for some County facilities to use this technology and that it would be a good idea for SWAC to see the machine in use. The Florio's have multiple facilities in North Jersey and SWAC can pick a date and time that is convenient for them. He asked anyone who wanted to visit a facility to e-mail him and then a date can be arranged. He said he will contact the Florio's to see which facility is closest.

OLD BUSINESS:

A. AMENDED 2013 SCHEDULE OF MEETINGS:

Eric Snyder said the 2013 Schedule of Meetings was amended because we were just made aware that the County will observe Lincoln's birthday on February 11 rather than February 12. This allows SWAC to meet on February 12 (the second Tuesday of the month.) The Schedule was amended to add Tuesday, February 12, 2013.

MOTION:

A motion was made by Eleanor Mensonides to accept the amended 2013 Schedule of Meetings for SWAC. The motion was seconded by Jason Doyle and carried unanimously.

REPORTS:

A. SCMUA UPDATE:

Tom Varro said it is still very early in the year so there is not much to update at this time. He will have tonnage figures at the next meeting. The overall general take on the tonnage coming in is that the same trend from last year, lower tonnages, continues.

B. RECYCLING COORDINATOR:

Renee Casapulla also said it is too early in the year to report new statistics.

C. STATE LIAISON:

The State Liaison was not present at this evening's meeting nor did he provide a report.

DIRECTOR'S REPORTS:

A. ERIC SNYDER:

Mr. Snyder did not have anything new to report.

B. HEALTH DEPARTMENT:

Maureen Theese said in 2012 there were 209 container investigations resulting in 20 NOV's and eight penalty assessments issued. There is a possibility that more NOV's will be issued for the very last containers that were observed because they do not yet know whether or not they ended up at the landfill. There were 10 County Environmental Heath Act Solid Waste Investigations. Five resulted in NOV's issued and four penalty assessments. There were 11 NJDEP Solid Waste Investigation referrals, one resulted in a penalty assessment and six were corrective actions. There were 49 garbage truck route investigations with six NOV's issued, two are still pending. There were two penalty assessments for mixing loads: cardboard with waste and one for spilling contents of a garbage truck. Three NOV's were issued to small haulers for waste flow containers and ten penalty assessments.

CORRESPONDENCE:

A. SCMUA MONTHLY REPORT AS PREPARED BY COUNTY OF SUSSEX:

Neil Leitner said an e-mail went out from John Hatzelis regarding issues with this report. It showed a 2.8% increase when it was a 5.8% decrease.

B. BACK THRU THE FUTURE SWMP AMENDMENT REVIEW LETTER FROM SCMUA:

C. EQ NORTHEAST MONTHLY DISPOSAL REPORT;

D. FARMSIDE LANDSCAPE AND DESIGN AMENDMENT INFORMATION:

E. SCMUA MONTHLY REPORT:

PUBLIC COMMENT:

None

ADJOURNMENT:

All business having been completed, a motion to adjourn the meeting was made by Eleanor Mensonides. The motion was seconded by Gary Larsen and carried unanimously. The meeting adjourned at 7:55 p.m.