

SUSSEX COUNTY SOLID WASTE ADVISORY COUNCIL

MINUTES

MAY 10, 2016

The meeting was opened at 7:05 p.m. by Chairman Landrith. 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
Donald Ploetner, At-Large, Vice Chairman
William Koellhoffer, Byram Township
Karen Hansen, Hampton Township
Howard Baker, Hopatcong Borough
Stephanie Pizzulo, Lafayette Township (7:12 p.m.)
Adam Vough, Town of Newton
Eric Powell, Sparta Township
Christopher Fitzpatrick, At-Large
Stephen Skellenger, At-Large

EXCUSED MEMBERS: Dennis Haff, Fredon Township
Robert Schultz, Hardyston Township
Jo-Ann Williamson, Sandyston Township

STAFF MEMBERS: Alice Brees, Program Manager
John Williams, Esq., County Counsel
Antoinette Wasiewicz, Recording Secretary
Adam Boltz, Health Department
Jennifer Terwilliger, Health Department

ALSO PRESENT: Reenee Casapulla, Recycling Coordinator
Tom Varro, SCMUA
Scott Rogener, C.E.C.S.

MINUTES CORRECTION/APPROVAL:

Minutes were not available.

CHAIRMAN'S REMARKS:

Chairman Landrith said he would forgo his remarks in view of efficiency and expediency.

NEW BUSINESS:

None

OLD BUSINESS:

- A. SWAC RESOLUTION FOR ADMINISTRATIVE ACTION TO CHANGE DEP PERMIT FROM GRINNELL RECYCLING, INC. TO CAVALIER ENVIRONMENTAL COMPLIANCE SERVICES, INC. (C.E.C.S.):

Alice Brees said this Resolution was prepared after last month's meeting when SWAC voted to approve the Administrative Action to change the DEP Permit from Grinnell Recycling, Inc. to Cavalier Environmental Services, Inc. (C.E.C.S.) Since then, we received a copy of a letter from the NJDEP to Grinnell Recycling, Inc. regarding some unresolved issues. They were given 30 days to respond. Ms. Brees said she called DEP staff to ask how this relates to the Resolution. Mr. Bendorf said it is up to SWAC to either wait for the response or to memorialize the Resolution. It is DEP's intent to process both the permit renewal and the name change at the same time.

Howard Baker said that according to the letter, it appears that there are some significant issues. He made a motion to table the Resolution until these issues have been resolved. The motion was seconded by Donald Ploetner. Discussion followed.

Eric Powell said the issue of the host community fees has been resolved. Grinnell has paid up to the last day of operations and Cavalier has been making timely payments. There were no other issues with Sparta. They will need to provide Sparta Township with a Site Plan to update the records in the Sparta Planning office.

Tom Varro said there are issues that go back to 2012 when the DEP permit renewal came up. They all related to the past Grinnell operation. He said SWAC can take an action tonight and say that it is contingent upon the satisfactory resolution of the notices of deficiency regarding the permit.

John Williams, County Counsel said one of the problems with SWAC either approving it or approving in under conditions, is that under the By-Laws, it goes to the Board of Chosen Freeholders. That may result in having it tabled at the Freeholder level. He recommended sending them a "neater" Resolution. He recommended that this be tabled to a definite time or definite conditions, such as tabling it until the SWAC meeting after the issues are resolved by the DEP.

Mr. Powell asked Scott Rogener if this gets delayed further, will that jeopardize the operation of the facility. Will DEP come in and close him down until the issues are resolved? Howard Baker said that if that were the case, the letter would have had a cease and desist statement. Mr. Rogener said prior to C.E.C.S. coming in as the operator; Grinnell submitted a permit renewal request to the DEP. At some point in time, the DEP wrote to them and said they had a complete request, which allowed them to continue to operate. At that time, a lot of questions were raised, especially the water wash down. He said his operation should not be jeopardized because of the fact that DEP acknowledged the receipt of the application. He added that he has been emptying the tanks and he has a contractor who delivers the material to the Wallkill Treatment Plant. He briefly described each of the issues and how he is working to resolve them. He also said that whether or not SWAC memorializes the Resolution this evening, the DEP will not issue him the permit until all the issues are satisfied. He encouraged SWAC to act tonight because he is trying to detach himself from the old operator.

Mr. Ploetner asked Mr. Rogener if he felt all of the issues can be resolved by the next SWAC meeting. Mr. Rogener said he has to because the DEP gave 30 days. There are items that the Cofransescos must supply, such as the scale tickets from 2013. Jim Landrith asked if Grinnell put in the monitoring wells. Mr. Rogener said the wells have not been put in yet and that it is under the application for the discharge, which Owen Dykstra is handling. There needs to be clarification as to whether a monitoring well is needed. Mr. Varro said it was put into the solid waste facility permit as a condition. This is an issue that DEP needs to figure out. He added that it becomes difficult for Mr. Rogener to comply because he does not own the property on which the well has to be installed. Mr. Rogener said it is not in the permit now, that the DEP removes things as they are resolved. He said he read it today, and it is not there.

Jim Landrith said if the issues are resolved within the 30 days, the Resolution will be voted on at the next meeting. John Williams suggested that the Resolution be tabled until the next meeting after which the issues are resolved. Both Howard Baker and Donald Ploetner amended their motion to County Counsel's recommendation. A roll-call vote was taken. All were in favor. Motion carried.

REPORTS:

A. SCMUA UPDATE:

Tom Varro provided SWAC with a tonnage report for Fiscal Year 2016 which covered the period December 1, 2015 through April 2016. ID-10 Household Waste had 27,963 tons, which is up 3.1% from the prior year. Bagged Household Waste at the Residents Convenience Center had 440 tons, which is up 3.3%. ID-13 Bulky Waste at the Landfill had 2,137 tons, which is up 14.8%. ID-13 C&D had 1,932 tons, which is a decrease of 4%. ID-13 CC Bulky at the Residents Convenience Center had 4,003 tons, which is a 19.3% increase. ID-27 Industrial/Asbestos had 1,668 tons. There was a very large increase due to the acceptance of ID-27 soils from a Branchville project for

remediation at the pump station site. Overall, there was an increase of 9.1% which resulted in a tipping fee revenue increase of 9.6 percent overall.

B. RECYCLING COORDINATOR:

Renee Casapulla said since the last meeting the MUA had its 11th Annual Earth Energy Celebration Day on April 21. She thanked Chris Fitzpatrick for volunteering his time. 370 students from various Sussex County schools attended the event. Household Hazardous Waste Day is scheduled for June 4 and Electronic Recycling Day will be held on June 18.

C. STATE LIAISON:

The State Liaison did not attend this evening's meeting, nor did she provide a report.

DIRECTOR'S REPORTS:

A. PLANNING REPORT:

None

Tom Varro asked Ms. Brees if Autumn Sylvester was acting for Eric Snyder. Ms. Brees said, yes, but she did not know if there has been a formal action on that. Mr. Varro said, at some point, someone will need to be designated as the Solid Waste Coordinator. Mr. Williams said that is something that he is working on. It may be something that Walter Cramp or Eric Snyder brought to his attention before they retired.

B. ADAM BOLTZ, HEALTH DEPARTMENT:

Adam Boltz said that the Health Department is no longer inspecting solid waste containers, but there were 15 waste flow referrals from SCMUA. Two Notices of Violations were issued since the last meeting. One was for construction debris in Hamburg and one was for a waste flow violation. There have not been any new Penalty Assessments.

There was one NJDEP Referred Investigation for septic sludge dumping at a commercial septic contractor site in Vernon. There were two CEHA Solid Waste Complaints. One was for construction debris in Hamburg and one was for a medical waste dumping incident at the SCMUA landfill.

Completed Facility Inspections included four Convenience Centers, one Class A, one Class B, one Class C, AG Choice and the SCMUA landfill. Field inspections continue with recycling inspections of food establishments. There were two inspection events at the SCMUA landfill where 13 trucks and loads were inspected.

Mr. Boltz introduced Jennifer Terwilliger who will be taking over his solid waste duties at the Health Department.

Tom Varro asked Mr. Boltz if the Health Department was copied on the Maggio violation. Mr. Boltz said the Health Department was notified of the violation and that the DEP is handling this issue.

CORRESPONDENCE:

- A. FINAL SOLID WASTE PERMIT FOR SCMUA, NJDEP, 4/11/16
- B. NOTICE OF ADMINISTRATIVE COMPLETENESS FOR WELDON QUARRY CO., LLC, NJDEP, 4/13/16
- C. SOLID WASTE FACILITY MONTHLY DISPOSAL AND MATERIALS RECOVERY REPORT FOR MARCH 2016, C.E.C.S., 4/14/16
- D. SOLID WASTE FACILITY MONTHLY DISPOSAL AND MATERIALS RECOVERY REPORT FOR MARCH 2016, INCLUDING LEACHATE REPORTING, SCMUA, 4/15/16
- E. TOWNSHIP OF HARDYSTON LANDFILL CLOSURE STATUS, NJDEP, 4/18/16

PUBLIC COMMENT:

None

Chairman Landrith welcomed Stephen Skellenger, who has been newly appointed to SWAC as an At-Large member.

ADJOURNMENT:

All business having been completed, a motion to adjourn the meeting was made by Donald Ploetner. The motion was seconded by Howard Baker and carried unanimously. The meeting adjourned at 7:50 p.m.