

# Environment, Energy & Climate

## BOL Meeting Minutes - Published Draft

Committee Chair: Erika Pierce

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Monday, May 2, 2022

1:00 PM

Committee Room

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### CALL TO ORDER

Joint with Legislation and Public Works committees

*This meeting was held pursuant to Chapter 56 of the New York State Laws of 2022, which authorize any public body to meet and take such action authorized by law without permitting in public-in-person access to meetings and authorize such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed . To access the meeting, please visit: <https://westchestercountyny.legistar.com>.*

*With a quorum present, Chair Pierce called the meeting to order at 1:23 p.m.*

*Others in attendance: BOL: Legislators: MaryJane Shimsky, Vedat Gashi, Terry Clements, Damon Maher, Ben Boykin, and Margaret Cunzio; Remote: Legislator Jose Alvarado; Committee Coordinators: Jill Axelrod, Anand Singh, and Dayana Gomez; Marcello Figueroa; DEF: Vincent Kopicki and Marian Pompa; Law Dept: Jeff Goldman*

**Present:** Committee Chair Pierce, Committee Vice-Chair Barr, Legislator Borgia and Legislator Williams Johnson

**Absent:** Legislator Parker and Legislator Tubiolo

### MINUTES APPROVAL

#### I. ITEMS FOR DISCUSSION

##### 1. [2022-96](#) **PH-Greenwich Woods Wastewater Discharge Permit**

Guests: Dept. of Environmental Facilities: Commissioner Vincent Kopicki and Director of Maintenance Marian Pompa; Law Dept.: Senior Assistant County Attorney Jeff Goldman  
*Mr. Goldman explained that the legislation would extend the discharge permits for the Greenwich Woods Assisted Living Facility. He noted that the original agreement dates back to 1985, and the current permit was issued in 2000 and is set to expire in 2029. The applicant seeks a 35-year permit extension until 2064 because they are refinancing their debt and the lender requires an extension of the permit as part of their refinancing agreement . County permits are for three year periods, and while there have been carve outs, there was none issued for this permit. The request before committee is to retroactively seek a carve out to extend the permit.*

*Legislator Maher asked if this would still contain easements, and Mr. Goldman confirmed everything will stay the same except for the end date. Legislator Maher asked if this was the property near the airport that some legislators had concerns about, and Legislator Barr said*

no. Legislator Barr asked if the Blind Brook Sanitary Sewer System would be able to handle this due to the amount of development in the region since 2000, and Commissioner Kopicki and Mr. Pompa confirmed that the amount discharged by this property (roughly 14,000 gallons per day) is well below the amount allowed of 50,000 gallons per day, and their system had a 5M tank and could handle a maximum flow of 1.5 million gallons per day. The legislators asked whether the amount of fees collected were appropriate from the facility, and Commissioner Kopicki and Mr. Pompa confirmed that it was, collecting roughly \$80,000 in fees last year. Legislator Smith asked about the apparent disinclination for short term extensions, and it was agreed that it was a lot of work that needed to be put in every few years and ended up not saving any time. In this case, it made sense to grant the extension for something that generated a sizeable amount of fees and had a relatively small impact on the system.

Legislator Gashi raised concerns about the fee structure, and Legislator Pierce asked if the residents of the sewer district have had increases which the facility had not. Mr. Pompa confirmed that there have been increases, and the applicant in this case has not been paying a flat fee since 1985.

On motion of Committee Vice-Chair Barr, seconded by Legislator Williams Johnson, the above item was signed by committee. The motion carried by the following vote:

**Aye:** Committee Chair Pierce, Committee Vice-Chair Barr, Legislator Borgia and Legislator Williams Johnson

**Absent:** Legislator Parker and Legislator Tubiolo

## 2. [2022-98](#) **LOCAL LAW-Greenwich Woods Wastewater Discharge Permit**

Guests: Dept. of Environmental Facilities: Commissioner Vincent Kopicki and Director of Maintenance Marian Pompa; Law Dept.: Senior Assistant County Attorney Jeff Goldman

On motion of Committee Vice-Chair Barr, seconded by Legislator Williams Johnson, the above item was signed by committee. The motion carried by the following vote:

**Aye:** Committee Chair Pierce, Committee Vice-Chair Barr, Legislator Borgia and Legislator Williams Johnson

**Absent:** Legislator Parker and Legislator Tubiolo

## II. **OTHER BUSINESS**

## III. **RECEIVE & FILE**

## **ADJOURNMENT**

Moved by Committee Vice-Chair Barr, seconded by Legislator Borgia, the Committee adjourned at 2:37 p.m. by the following vote:

**Aye:** Committee Chair Pierce, Committee Vice-Chair Barr, Legislator Borgia and Legislator Williams Johnson

**Absent:** Legislator Parker and Legislator Tubiolo