

Public Works & Transportation BOL Meeting Minutes - Final



Committee Chair: Erika Pierce

800 Michaelian Office Bldg.
148 Martine Avenue, 8th Floor
White Plains, NY 10601
www.westchesterlegislators.com

Monday, March 4, 2024

1:00 PM

Committee Room

CALL TO ORDER

Joint with the Committee on Legislation

Please note: Meetings of the Board of Legislators and its committees are held at the Michaelian Office Building, 148 Martine Avenue, White Plains, New York, 10601, and remotely via the WebEx video conferencing system. Legislators may participate in person or via Webex. Members of the public may attend meetings in person at any of its locations, or view it online on the Westchester County Legislature's website: <https://westchestercountyny.legistar.com/> This website also provides links to materials for all matters to be discussed at a given meeting. *With a quorum present, Chair Pierce called the meeting to order at 1:08PM.*

Others in Attendance: GUESTS: LAW: Stacey Dolgin-Kmetz; ENVIRONMENTAL FACILITIES: Lou Vetrone and Melissa Rotini; BOL: Legislator Benjamin Boykin, Legislator David Tubiolo, Legislator James Nolan, Legislator Margaret Cunzio, Legislator David Imamura (remote), Karen Vele, Jill Axelrod and Dayana Gómez-Holguín

Present: Legislator Pierce, Legislator Barr, Legislator Williams Johnson, Legislator Woodson-Samuels and Legislator Gashi

Absent: Legislator Williams

MINUTES APPROVAL

I. ITEMS FOR DISCUSSION

Guests: Law Dept.: Chief Deputy County Attorney Stacey Dolgin-Kmetz; Dept. of Environmental Facilities: First Deputy Commissioner Lou Vetrone and Assistant Commissioner Melissa Rotini

1. [RES-2024-17](#) **PH-Source Separation Law**

A Public Hearing on "A LOCAL LAW amending Chapter 825 of the Laws of Westchester County entitled the 'Westchester County Source Separation Law' to improve recycling, reduction and waste programs in the County of Westchester. [Public Hearing set for April 29, 2024 at 7:30 p.m.]. Local Law Intro 2024-5.

SUBMITTED BY: COMMITTEES ON LEGISLATION, PUBLIC WORKS & TRANSPORTATION AND PARKS & ENVIRONMENT

Ms. Rotini and Mr. Vetrone discussed the legislation with the committee. The modifications to the original version included moving the definition of food waste and adding the definition of

food scrap. The law provides separate disposal requirements for things like lithium ion batteries and freon-containing devices, and clarifies the separation of mercury-containing devices. The law also expands the language for private food composting to include participation in voluntary programs that are already available to County residents, and adds cartons as a mandatory recyclable. Additionally, the law includes the Household Material Recovery Facility (H-MRF) in Valhalla as a household hazardous waste collection program. There are currently two DEF inspectors who enforce the source separation law and the department may request funding to add another inspector. Mr. Vetrone explained that they have been reaching out to management companies so they can educate building staff to ensure that things are posted so the residents understand what they're supposed to do. The words "state approved" were removed from Section 825.11 in the description of the "Westchester County solid waste management plan" because they submitted a plan to the State in 2011 but it was never formally approved. In 2021 New York State contacted them and asked to resubmit the updated plan. In 2023, the DEC came out with a new state solid waste management plan, which will make DEF likely to issue a new Solid Waste Management plan in compliance with that (the last plan was drafted in 2011). Section 825.70-A(3) states the requirement that "receptacles [be] clearly marked and identifiable so as to avoid the improper mixing of Solid Waste and Recyclables." Another change requested was on page 2, paragraph 2 of the committee report, the start of the first sentence needs to be changed from "Your Committed" to "Your Committee".

Legislator Tubiolo requested to add the Committee on Parks and Environment back onto this item, as it was originally. Chair Pierce expressed that this item be tabled until the next meeting to allow the Legislators an opportunity to review the changes in a formal final copy.

2. [LL-2024-5](#) **LOCAL LAW-Source Separation Law**

A LOCAL LAW amending Chapter 825 of the Laws of Westchester County entitled the "Westchester County Source Separation Law" to improve recycling, reduction and waste programs in the County of Westchester.

SUBMITTED BY: COMMITTEES ON LEGISLATION, PUBLIC WORKS & TRANSPORTATION AND PARKS & ENVIRONMENT

Please see the previous item for discussion.

II. OTHER BUSINESS

III. RECEIVE & FILE

1. [2024-57](#) **HON. CATHERINE F. PARKER - Memo of Legislation - A law to authorize the exchange real property**

A MEMO OF LEGISLATION to authorize the conveyance of a 13.4 acre parcel of real property currently owned by the County (County Parcel) to the Westchester Joint Water Works (WJWW) in exchange for a 13.4 acre parcel of real property currently owned by WJWW (WJWW Parcel).

COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION, PUBLIC WORKS & TRANSPORTATION AND PARKS & ENVIRONMENT

This COMMUNICATION - Memo of Legislation was continued

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2. [2024-58](#) **HON. MARGARET A. CUNZIO - Request for Removal from Saw Mill Sanitary Sewer District - 485 Chappaqua Rd., Chappaqua.**

Forwarding a request from the Town of Mt. Pleasant for the removal of property (485 Chappaqua Rd., Chappaqua) from the Westchester County Saw Mill Sanitary Sewer District.

COMMITTEE REFERRAL: COMMITTEE ON PUBLIC WORKS & TRANSPORTATION

This COMMUNICATION - Constituent Correspondence was continued

3. [2024-68](#) **CLERK OF THE BOARD - Westchester Joint Water Works (WJWW) Request**

Forwarding correspondence from the Westchester Joint Water Works (WJWW) requesting approval of the exchange transaction for construction of a filtration plant in the Town of Harrison.

COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION, PUBLIC WORKS & TRANSPORTATION, AND PARKS & ENVIRONMENT

This COMMUNICATION - Notice of Petition was continued

4. [2024-72](#) **LEGISLATORS NOLAN & WOODSON-SAMUELS - Memo of Leg. - Restoration of Street Surfaces After Excavation**

A Memo of Legislation requiring that within 60 days of completing work requiring the excavation of any county road, sidewalk or parkway that the same be fully restored from curb to curb.

COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION AND PUBLIC WORKS & TRANSPORTATION

This COMMUNICATION - Memo of Legislation was continued

5. [2024-73](#) **HON. CATHERINE F. PARKER - Memo of Leg. - Utility Poles on County Road Rights-of-Way**

A Memo of Legislation to create a law requiring utility companies that utilize Westchester County road right-of-way to remove their lines and equipment from damaged poles in a timely manner.

COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION AND PUBLIC WORKS & TRANSPORTATION

This COMMUNICATION - Memo of Legislation was continued

6. [2024-74](#) **LEGISLATORS TUBIOLO & WOODSON-SAMUELS - Memo of Leg. - Prohibit Illegal Dumping**

A Memo of Legislation to prohibit dumping of any kind including commercial and household waste upon any county owned street, lot, park, public place or other areas, public or privately owned. Such dumping would be punished with criminal and/or civil penalties. The law should

be modeled after City of Yonkers Code Park VIII Chapter 91, Section 38.

COMMITTEE REFERRAL: COMMITTEES ON LEGISLATION AND PUBLIC WORKS & TRANSPORTATION

This COMMUNICATION - Memo of Legislation was continued

ADJOURNMENT

Moved by Legislator Williams Johnson, seconded by Legislator Barr, the Committee adjourned at 1:53pm.