

ACT 30 - 2026

**HONORABLE BOARD OF LEGISLATORS
THE COUNTY OF WESTCHESTER**

**DRAFT
IMA's ON FILE**

Your Committee is in receipt of a communication from the County Executive recommending approval of an Act which, if adopted by this Honorable Board, would authorize the County of Westchester (the "County"), acting by and through Refuse Disposal District No. 1 ("District"), to again amend intermunicipal agreements (collectively "IMAs") with participating municipalities located within the District, wherein each participating municipality delivers to the District its municipally collected solid waste and source separated recyclable materials and the County accepts such materials for disposal and/or recycling, in order to exercise the County's mutual options with each participating municipality to renew the IMAs for five (5) additional years.

Pursuant to Act No. 173-2009 adopted by your Honorable Board on October 19, 2009, the District entered into IMAs with thirty-six (36) municipalities for the collection of solid waste and source separated recyclable materials. Municipalities pay a user fee for each ton of delivered municipally collected solid waste (the "Solid Waste Tipping Fee"). The Solid Waste Tipping Fee is currently \$45.00 per ton. On October 22nd each year of the IMA term, the Solid Waste Tipping Fee is adjusted based on the percent change (as a positive or negative number) in the Consumer Price Index for all Urban Consumers for New York – Northern New Jersey ("CPI-U") during the immediately preceding twelve (12) month period.

The IMAs were for a base term of ten (10) years from October 22, 2009 through October 21, 2019 (the "Initial Term"). In addition, the County, at its sole option, could elect to extend the Initial Term for one five (5) year renewal period upon the same terms and conditions (the "First Renewal Term"). If the County elected to extend the Initial Term, the parties may then, upon mutual written agreement, further extend the First Renewal Term not more than two (2) times for additional five (5) year terms. Pursuant to Act No. 10-2020 adopted by your Honorable Board on February 24, 2020, the County was authorized amend the IMAs in order to extend the Initial Term and to amended certain other provisions of the IMA. Thereafter the County duly executed the amendments with the municipalities thereby authorizing its sole five (5) year options for the First Renewal Term which expired on October 21, 2024.

Authority is now being sought for the County to exercise its first of two (2) mutual options to further extend the First Renewal Term for an additional five (5) year term.

This example of shared services among municipalities has been very successful and has enabled the District and its participating municipalities to dispose of solid waste in an environmentally cost efficient manner while also removing and processing recyclables from the County's waste stream. The Material Recovery Facility in Yonkers serves as the cornerstone for recycling efforts of the municipalities in the District. Municipalities delivered over 63,000 tons of source separated recyclables to the facility in 2024. After processing, the recyclables are marketed and sold. District revenues from the sale of recyclables were over \$5.8 million in 2024. It is in the best interest of all involved to continue the existing program.

Under the proposed amendment to the IMAs, the County will exercise its first of two (2) mutual options to further extend the First Renewal for an additional five (5) year term commencing retroactively on October 22, 2024 and continuing through October 21, 2029. All other terms and conditions of the IMAs, as previously amended, will remain in full force and effect.

The Planning Department has advised that, based on its review, the proposed IMAs constitute a "Type II" under the State Environmental Quality Review Act, 6 NYCRR Part 617 ("SEQRA), which is an action determined not to have a significant effect on the environment and therefore does not require further environmental review. A copy of the SEQRA status sheet is annexed hereto. Your Committee concurs with this conclusion.

An affirmative vote of a majority of the voting strength of your Honorable Board is required for approval of the attached Act.

Your Committee has carefully considered and recommends approval of the attached Act.

Dated: MARCH 2nd, 2026

White Plains, New York

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Lewell Williams
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BUDGET + APPROPRIATIONS
COMMITTEE

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INFRASTRUCTURE + HOUSING
COMMITTEE

FISCAL IMPACT STATEMENT

SUBJECT: Extend Solid Waste IMAs NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

(To be completed by operating department and reviewed by Budget Department)

A) GENERAL FUND AIRPORT SPECIAL REVENUE FUND (Districts)

B) EXPENSES AND REVENUES

Total Current Year Cost \$ 27,000,000

Total Current Year Revenue \$ 14,295,000

Source of Funds (check one): Current Appropriations

Transfer of Existing Appropriations Additional Appropriations Other (explain)

Identify Accounts: 251-60-7600-4380; 251-60-7600-9229

Potential Related Operating Budget Expenses: Annual Amount \$ _____

Describe: _____

Potential Related Revenues: Annual Amount \$ _____

Describe: _____

Anticipated Savings to County and/or Impact on Department Operations:

Current Year: _____

Next Four years: Annual expenditures of approximately \$27 million and annual revenues of approximately \$16 million

Prepared by: William Olli

Title: Assistant Budget Director

Department: Budget

Reviewed By: 

Budget Director

1/12/26

If you need more space, please attach additional sheets.

TO: John Paul Iannace, Associate County Attorney
Department of Law

FROM: David S. Kvinge, AICP, RLA, CFM 
Assistant Commissioner

DATE: January 7, 2026

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR SOLID WASTE
INTERMUNICIPAL AGREEMENTS**

PROJECT/ACTION: Renewal of agreements between the County and municipalities (IMAs) of Refuse Disposal District No. 1, providing for the delivery and disposal of municipally collected solid waste and recyclable materials. The latest agreements expired in October 2024. The County will exercise its option to renew the IMAs for five additional years, retroactive to October 2024. All other terms and conditions will remain the same.

With respect to the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617, the Planning Department recommends that no environmental review is required because the project/action may be classified as a TYPE II action pursuant to section(s):

- **617.5(c)(26):** routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment.
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COMMENTS: None.

DSK/cnm

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Tami Altschiller, Assistant Chief Deputy County Attorney
Sean Curtin, Assistant County Attorney
Claudia Maxwell, Principal Environmental Planner

ACT NO. 30 - 2026

AN ACT authorizing the County of Westchester, acting by and through Refuse Disposal District No. 1 ("District"), to amend intermunicipal agreements with municipalities located within the District, wherein each municipality delivers to the District its municipally collected solid waste and source separated recyclable materials and the County accepts such materials for disposal and/or recycling, in order to exercise the County's mutual options with each participating municipality to renew the IMAs for five (5) additional years.

BE IT ENACTED by the County Board of Legislators of the County of Westchester as follows:

Section 1. The County of Westchester (the "County"), acting by and through Refuse Disposal District No. 1 ("District") is hereby authorized to amend intermunicipal agreements ("IMAs") with municipalities located within the District, wherein each municipality delivers to the District its municipally collected solid waste and source separated recyclable materials and the County accepts such materials for disposal and/or recycling, in order to exercise the County's mutual options with each participating municipality to renew the IMAs for five (5) additional years.

§ 2. Except as otherwise provided herein, all other terms and conditions of the IMAs, as previously amended, shall remain in full force and effect

§ 3. The County Executive or his authorized designee is hereby authorized and empowered to execute any and all documents and take all actions necessary and appropriate to effectuate the purposes hereof.

§ 4. This Act shall take effect immediately.

STATE OF NEW YORK)
) ss.
WESTCHESTER COUNTY)

I HEREBY CERTIFY that I have compared the foregoing Act, Act No. 30 - 2026, with the original on file in my office, and that the same is a correct transcript therefrom, and of the whole, of the said original Act, which was duly adopted by the County Board of Legislators, of the County of Westchester on March 2, 2026, and approved by the County Executive on March 3, 2026.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 4th day of March, 2026.



Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

