

Environment, Energy & Climate

BOL Meeting Minutes - Published Draft

Committee Chair: Nancy Barr

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



Monday, February 13, 2023

10:00 AM

Committee Room

CALL TO ORDER

Joint with Budget & Appropriations and Public Works & Transportation committees.

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.

Chairwoman Catherine Borgia will be participating remotely from Clear View School and Day Treatment Center, 480 Albany Post Road, Briarcliff, NY 10510.

Legislator Colin Smith will be participating remotely from 1132 Main St, Ste.1, Peekskill, NY 10566.

With a quorum present, Chair Barr called the meeting to order at 10:16 a.m.

Others in Attendance: BOL: Legislators: Vedat Gashi, Erika Pierce, and Jewel Williams Johnson; Committee Coordinators: Jill Axelrod and Beth LoBello; DEF (Remote): Marian Pompa and CJ Gelardo

Present: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

MINUTES APPROVAL

Monday, February 6, 2023 at 1:00 p.m.

On motion of Legislator Parker, seconded by Committee Vice-Chair Pierce, the minutes were approved. The motion carried by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

I. ITEMS FOR DISCUSSION

Guests: DEF: Commissioner Vincent Kopicki, Director of Maintenance Marian Pompa, and Associate Engineer (Construction) CJ Gelardo

1. [2023-24](#) **PH-Sewer District Mod-Removal-Harrison**

Mr. Pompa and Mr. Gelardo discussed the item. Legislator Pierce asked them to review the criteria used to evaluate a request to have a property removed from the sewer system. Mr.

Pompa said that the Department of Health uses four criteria to evaluate requests for removal: 1) the property must be greater than 40,000 square feet in area; 2) the property must be greater than 100 feet from an available sanitary sewer connection; 3) the property must be a single family residence; and 4) the property must not have had a septic failure within the past five years. He said that the property at issue meets all the criteria, and neither the Department of Health nor the Department of Environmental Facilities objects to the removal.

On motion of Committee Vice-Chair Pierce, seconded by Legislator Parker, the above item was signed by committee and referred to Board of Legislators. The motion carried by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

2. [2023-25](#) **ENV RES-Sewer District Mod-Removal-Harrison**

See discussion of ID #2023-24 above.

On motion of Committee Vice-Chair Pierce, seconded by Legislator Parker, the above item was signed by committee and referred to Board of Legislators. The motion carried by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

3. [2023-26](#) **ACT-Sewer District Mod-Removal-Harrison**

See discussion of ID #2023-24 above.

On motion of Committee Vice-Chair Pierce, seconded by Legislator Parker, the above item was signed by committee and referred to Board of Legislators. The motion carried by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

4. [2023-27](#) **PH-Sewer District Mod-Removal-Mount Pleasant & New Castle**

Mr. Pompa and Mr. Gelardo discussed the item. Mr. Pompa said that all four of the properties meet the criteria discussed earlier, and neither the Department of Health nor the Department of Environmental Facilities objects to the removal.

On motion of Committee Vice-Chair Pierce, seconded by Legislator Williams Johnson, the above item was signed by committee and referred to Board of Legislators. The motion carried by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

5. [2023-28](#) **ENV RES-Sewer District Mod-Removal-Mount Pleasant & New Castle**

See discussion of ID #2023-27 above.

On motion of Committee Vice-Chair Pierce, seconded by Legislator Williams Johnson, the above item was signed by committee and referred to Board of Legislators. The motion carried by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

6. [2023-29](#) **ACT-Sewer District Mod-Removal-Mount Pleasant & New Castle**

See discussion of ID #2023-27 above.

On motion of Committee Vice-Chair Pierce, seconded by Legislator Williams Johnson, the above item was signed by committee and referred to Board of Legislators. The motion carried by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

II. OTHER BUSINESS

III. RECEIVE & FILE

1. [2023-19](#) **HON. MARGARET A. CUNZIO - Removal from the Saw Mill Sewer District - 5 Charles Court, Chappaqua, NY**

On motion of Legislator Williams Johnson, seconded by Committee Vice-Chair Pierce, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

2. [2023-30](#) **HON. NANCY BARR - Sewer Modification Request - 3 Mittman Rd.**

On motion of Legislator Williams Johnson, seconded by Committee Vice-Chair Pierce, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

3. [2023-31](#) **HON. NANCY BARR - Sewer Modification Request - 1 Mittman Rd.**

On motion of Legislator Williams Johnson, seconded by Committee Vice-Chair Pierce, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

4. [2023-32](#) **HON. NANCY BARR - Sewer Modification Request - 2 Mittman Rd.**

On motion of Legislator Williams Johnson, seconded by Committee Vice-Chair Pierce, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

5. [2023-33](#) **HON. NANCY BARR - Sewer Modification Request - 4 Mittman Rd.**

On motion of Legislator Williams Johnson, seconded by Committee Vice-Chair Pierce, the above item was received, filed, and approved. The motion carried by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

ADJOURNMENT

Moved by Committee Vice-Chair Pierce, seconded by Legislator Williams Johnson, the Committee adjourned at 10:31 a.m. by the following vote:

Aye: Committee Chair Barr, Legislator Parker, Committee Vice-Chair Pierce, Legislator Tubiolo and Legislator Williams Johnson

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