

Intro No. 1
Date 1/30/2020
Reviewed by AGA
Co. Attorney
Date 1/27/20

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: All Members

RESOLUTION DESIGNATING THE BROOME COUNTY LEGISLATURE AS LEAD AGENCY AND CONDUCT A REVIEW UNDER THE STATE ENVIRONMENTAL QUALITY REVIEW ACT

WHEREAS, it is necessary to modify fees for source separated recycling – commercial users at the landfill, and institute a tipping fee for source separated recycling – commercial users per current pricing conditions at the landfill, and

WHEREAS, it has been determined that such modifications are subject to the requirements of the State Environmental Quality Review Act, and it is therefore necessary to initiate procedures with respect thereto, and

WHEREAS, this County Legislature has determined that it is the agency with the broadest governmental powers for investigation of the impact of the proposed action and has the greatest capability for providing the most thorough environmental assessment of the modifications, and

WHEREAS, this County Legislature is the only involved agency, as defined in the State Environmental Quality Review Act, reviewing the aforementioned modifications, and

WHEREAS, said modifications may have an impact on the environment, now, therefore, be it

RESOLVED, that this County Legislature hereby declares its intention to seek lead agency status with respect to the modification of fees for source separated recycling – commercial users at the landfill, and instituting a tipping fee for source separated recycling – commercial users per current pricing conditions at the landfill, and be it

FURTHER RESOLVED, that this County Legislature, based on the Environmental Assessment Form annexed hereto as Exhibit "A", hereby determines and declares that the modification of fees for source separated recycling – commercial users at the landfill, and instituting a tipping fee for source separated recycling – commercial users per current pricing conditions at the landfill will not have a significant effect on the environment.

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Local Law Chapter §257-40 Fees and Charges, Chapter §317-9 Fees and Charges			
Name of Action or Project:			
286 Knapp Rd., Binghamton, NY 13905			
Project Location (describe, and attach a location map):			
Broome County			
Brief Description of Proposed Action:			
Modify the local law to add fees for source separated recycling-commercial users at the landfill: <u>Change Chapter 257-40 Fees and Charges</u> to add a tipping fee for source separated recycling-commercial users; per current pricing conditions. <u>Change Chapter 317-9 Fees and Charges</u> to add wording to reflect a tipping fee for source separated recycling-commercial users; per current pricing conditions.			
Name of Applicant or Sponsor:		Telephone: 607-778-2397	
Broome County Division of Solid Waste Management		E-Mail: debra.smith@broomecounty.us	
Address:			
60 Hawley St.			
City/PO: Binghamton		State: NY	Zip Code: 13902
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation?			NO
If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			YES ✓
2. Does the proposed action require a permit, approval or funding from any other government Agency?			NO
If Yes, list agency(s) name and permit or approval:			YES
3. a. Total acreage of the site of the proposed action? _____ acres			
b. Total acreage to be physically disturbed? _____ acres			
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):			
<input type="checkbox"/> Parkland			

		NO	YES	N/A
5. Is the proposed action,	a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?		<input type="checkbox"/>	<input type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____		<input type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels? b. Are public transportation services available at or near the site of the proposed action? c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?		<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?		<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____		<input type="checkbox"/>	<input type="checkbox"/>	
		<input type="checkbox"/>	<input type="checkbox"/>	

Intro No. 2
Date 1/30/2020
Reviewed by MS
Co. Attorney
Date 1/27/20

RESOLUTION
BROOME COUNTY LEGISLATURE
BINGHAMTON, NEW YORK

Sponsored by: All Members

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 1 OF 2020, ENTITLED: "A LOCAL LAW AMENDING CHAPTERS 257 AND 317 OF THE BROOME COUNTY CHARTER AND CODE"

RESOLVED, that Local Law Intro. No. 1 of 2020, entitled: "A Local Law Amending Chapters 257 and 317 of the Broome County Charter and Code," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO NO. 1 OF 2020
A LOCAL LAW
AMENDING CHAPTERS 257 AND 317
OF THE BROOME COUNTY CHARTER AND CODE”

BE IT ENACTED, by the County Legislature of the County of Broome as follows:

SECTION 1. Section 317-9 of the Broome County Charter and Code is hereby amended to add a new Section 317-9 A.(9) to read as follows:

A.(9) Commencing February 3, 2020, the following separate charge shall apply at the Broome County Landfill:

9) Recyclable materials required to be source separated pursuant to Section 317-26 delivered to the Landfill by commercial haulers at the fee set per ton based on current pricing conditions.

SECTION 2. Section 257-40 of the Broome County Charter and Code is hereby amended as follows:

Landfill Charges:

Commencing February 3, 2020 separate charge at the Broome County Landfill.

Recyclable materials required to be source separated pursuant to Section 317-26 delivered to the Landfill by commercial haulers per current pricing conditions.

SECTION 3. This Local Law shall take effect upon filing with the Secretary of State, and shall be deemed repealed effective January 1, 2021.

Material underlined added