

Intro No. 1  
Date 1/30/2020  
Reviewed by AGS  
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 and Article IV: Source Separation

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.

Change Chapter 257-40 Fees and Charges to add a tipping fee for source separated recycling-commercial users; per current pricing conditions.

Change Chapter 317-9 Fees and Charges to add wording to reflect a tipping fee for source separated recycling-commercial users; per current pricing conditions.

Article IV: Source Separation suspend glass from the curbside program.

Name of Applicant or Sponsor:

Broome County Division of Solid Waste Management

Telephone: 607-778-2397

E-Mail: [debra.smith@broomecounty.us](mailto:debra.smith@broomecounty.us)

Address:

60 Hawley St.

City/PO: Binghamton

State: NY

Zip Code: 13902

<p>1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? 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.</p>	NO	YES
		✓

<p>2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:</p>	NO	YES

<p>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</p>	NO	YES

4. Check all land uses that occur on, are adjoining or near the proposed action:

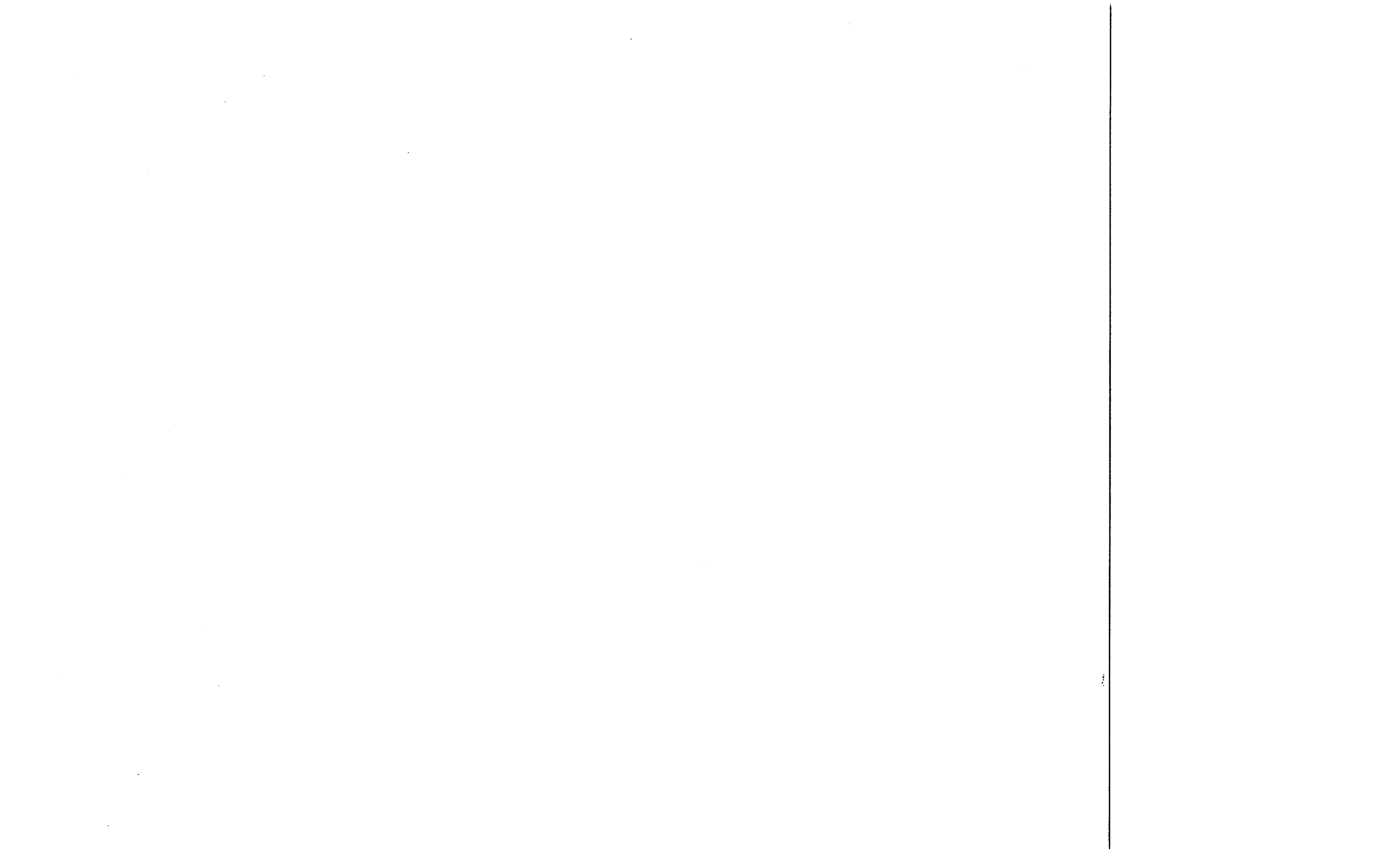
5.    Urban    Rural (non-agriculture)    Industrial    Commercial    Residential (suburban)  
 Forest    Agriculture    Aquatic    Other(Specify):  
 Parkland

5. Is the proposed action,	a. A permitted use under the zoning regulations?	NO	YES	N/A
		<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"/>
		NO	YES	
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: _____		NO	YES	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Are public transportation services available at 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"/>
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: _____ _____		NO	YES	
		<input type="checkbox"/>	<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: _____ _____		NO	YES	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action connect to existing wastewater utilities?  If No, describe method for providing wastewater treatment: _____ _____		NO	YES	
		<input type="checkbox"/>	<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?		NO	YES	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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"/>	<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?		NO	YES	
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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"/>	<input type="checkbox"/>	<input type="checkbox"/>

<p>14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:</p> <p><input type="checkbox"/> Shoreline    <input type="checkbox"/> Forest    <input type="checkbox"/> Agricultural/grasslands    <input type="checkbox"/> Early mid-successional</p> <p><input type="checkbox"/> Wetland    <input type="checkbox"/> Urban    <input type="checkbox"/> Suburban</p>		NO	YES
<p>15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?</p>		<input type="checkbox"/>	<input type="checkbox"/>
<p>16. Is the project site located in the 100-year flood plan?</p>		NO	YES
		<input type="checkbox"/>	<input type="checkbox"/>
<p>17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,</p> <p>a. Will storm water discharges flow to adjacent properties?</p> <p>b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:</p> <p>_____</p> <p>_____</p>		NO	YES
		<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>
<p>18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:</p> <p>_____</p> <p>_____</p>		NO	YES
		<input type="checkbox"/>	<input type="checkbox"/>
<p>19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:</p> <p>_____</p> <p>_____</p>		NO	YES
		<input type="checkbox"/>	<input type="checkbox"/>
<p>20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:</p> <p>_____</p> <p>_____</p>		NO	YES
		<input type="checkbox"/>	<input type="checkbox"/>

**I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE**

Applicant/sponsor/name: Debra Smith Date: 1/24/2020  
 Signature: *Debra Smith* Title: Director of Solid Waste Management



Intro No. 2  
Date 1/30/2020  
Reviewed by AGB  
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.

Material underlined added