

UNION COUNTY UTILITIES AUTHORITY

1499 Routes 1 & 9, North, Rahway, New Jersey 07065

(732) 382-9400

FAX (732) 382-5862

RESOLUTION NO.: 75-2013

DATED: December 18, 2013

**RESOLUTION OF THE UNION COUNTY UTILITIES AUTHORITY
RECOMMENDING AN ADMINISTRATIVE ACTION PLAN
AMENDMENT TO THE UNION COUNTY DISTRICT SOLID WASTE
MANAGEMENT PLAN TO INCLUDE DESIGNATED TRUCK ROUTES
FOR ACCESSING THE SOLID WASTE FACILITIES OF WASTE
MANAGEMENT OF NEW JERSEY, INC. IN ELIZABETH, NEW JERSEY**

APPROVED AS TO FORM:

Joseph C. Bodek
Clerk of the Authority

By: Joseph C. Bodek

APPROVED AS TO SUFFICIENCY OF FUNDS

YES NO NONE REQUIRED
UNION COUNTY UTILITIES AUTHORITY

By: Thomas M. DeSena

PRESENT ABSENT AYE NAY ABSTAIN MOTION SECOND

	PRESENT	ABSENT	AYE	NAY	ABSTAIN	MOTION	SECOND
<i>Badri</i>	7		7			7	
<i>Eastman</i>		7					
<i>Erdos</i>		7					
<i>Huff</i>		7					
<i>Kennedy, Secretary</i>	7		7				
<i>Kulish</i>	7		7				
<i>People, Treasurer</i>	7		7				7
<i>Kahn, Vice Chairman</i>		7					
<i>Jackus, Chairman</i>	7		7				
<i>Bonanno, Alternate No. 1</i>		7					
<i>Lombardo, Alternate No.2</i>	7		7				

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WHEREAS, pursuant to the Solid Waste Management Act, N.J.S.A. 13:1E-1 et seq. (the "SWMA"), each county within the State of New Jersey is designated a solid waste management district with responsibility for the development of a solid waste management plan setting forth the solid waste disposal strategy to be applied in the district; and

WHEREAS, the Union County District Solid Waste Management Plan (the "County Plan"), developed in accordance with the SWMA, was initially adopted by the Union County Board of Chosen Freeholders ("Freeholders") on June 7, 1979 and certified by the New Jersey Department of Environmental Protection ("NJDEP") on August 13, 1980, and has since been amended from time to time; and

WHEREAS, the Union County Utilities Authority (the "UCUA") is a public body corporate and politic of the State of New Jersey, created by the Freeholders, in accordance with the provisions of the Municipal and County Utilities Authorities Law, N.J.S.A. 40:14B-1 et seq., by an Ordinance adopted on June 5, 1986, as amended on December 11, 1986, and exercises essential governmental functions for the public health, benefit and welfare of the citizens of the County; and

WHEREAS, the Freeholders have designated the UCUA as the implementing agency for the County Plan charged with implementing and recommending updates and amendments to the aforesaid County Plan from time to time and selected to plan, acquire, construct, maintain and operate facilities for the processing and disposal of County solid waste and/or the recovery of recyclable materials; and

WHEREAS, Waste Management of New Jersey, Inc. ("WMI") owns and operates solid waste transfer station/materials recovery facilities located at 847 Flora Street and 864 Julia Street in the City of Elizabeth, New Jersey, ("Facilities"); and

WHEREAS, WMI filed an application with NJDEP, seeking to renew the Solid Waste Permits for the Facilities and was informed that the permits could not be renewed until such time as truck routes to the Facilities were incorporated in the County Plan; and

WHEREAS, WMI filed truck routes to the Facilities and requested that the UCUA formally consider the proposed truck routes for inclusion in the County Plan in accordance with the procedures set forth in the SWMA and its implementing regulations; and

WHEREAS, NJDEP solid waste regulations pertaining to amendments of a county solid waste management plan (N.J.A.C. 7:26-6.11(b)2) specifically provide that the designation of or change to prior approved truck routes to and from solid waste facilities may be accomplished by administrative action by the implementing agency as an alternative to a full plan amendment requiring notice and a public hearing before the governing body of the county; and

WHEREAS, the truck routes to the Facilities proposed by WMI are the same routes that have been posted at the Facilities and utilized by solid waste haulers for more than ten (10) years and, therefore, present no new traffic or environmental issues for consideration; and

WHEREAS, the UCUA has determined that the inclusion of the truck routes to the Facilities proposed by Waste Management does not warrant a formal plan amendment process as set forth in N.J.A.C. 7:26-6.11; and

WHEREAS, the approval of WMI's request to amend the County Plan to include the proposed truck routes to the Facilities is in the best interests of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED, by the Union County Utilities Authority as follows:

Section 1. The aforesaid recitals are hereby incorporated by reference, as if set forth at length herein.

Section 2. The UCUA hereby authorizes, by administrative action, an amendment to the County Plan to incorporate the proposed truck routes to the Facilities as shown on the attached exhibits.

Section 3. The Executive Director of the UCUA and Special Counsel are hereby authorized and directed to submit the proposed truck routes from WMI and this Resolution to NJDEP as an administrative action in order to obtain such approvals as may be necessary under law.

Section 4. A copy of this Resolution, together with copies of WMI's proposed truck routes to the Facilities, shall be forwarded to the Clerk of the County for public inspection, and this Resolution shall also be available, upon execution by the parties, for public inspection at the offices of the Authority at 1499 Routes 1 & 9 North, Rahway, New Jersey.

Section 5. This Resolution shall take effect immediately.



CITY OF ELIZABETH

Office of the City Planner
50 Winfield Scott Plaza
Elizabeth, NJ 07201

December 6, 2013

Mr. Maxwell Peters, PE
Principal Engineer
T&M Associates
1256 N. Church Street
Moorestown, NJ 08071

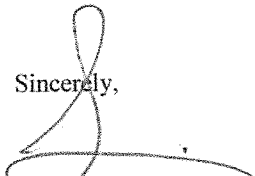
Re: Waste Management (WM)
Truck Routing Plans
Elizabeth Facilities
WM Julia Street, Elizabeth
WM Front Street, Elizabeth

Dear Mr. Maxwell:

This office has reviewed your Truck Routing Plans for the two referenced facilities. The City of Elizabeth is in agreement with your Truck Routing Plans and has no negative comments to these plans.

We shall file this plan in our office if questions for other parties arise.

Sincerely,


Victor E. Vinegra, Professional Planner
City Planner, City of Elizabeth