

RESOLUTION

OF THE

UNION COUNTY UTILITIES AUTHORITY

Resolution No.: 44-2024

Date: September 5, 2024

Approved as to form:

Bianca Vargas, Clerk

Approved as to sufficiency of funds:

John Suffer, Acting Comptroller
 YES NO NONE REQUIRED

RESOLUTION OF THE UNION COUNTY UTILITIES AUTHORITY AMENDING AND SUPPLEMENTING ITS PRIOR RECOMMENDATION OF AN ADMINISTRATIVE ACTION PLAN AMENDMENT TO THE UNION COUNTY DISTRICT SOLID WASTE MANAGEMENT PLAN PERTAINING TO CASINGS OF NEW JERSEY, INC.'s CLASS B RECYCLING CENTER IN THE TOWNSHIP OF HILLSIDE

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 County of Union (the "County") 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 ("UCUA") was created by the County, 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 has been designated by the County, pursuant to and in accordance with the SWMA, as the agency responsible for implementation of the County Plan; and

WHEREAS, Casings of New Jersey, Inc. ("Casings") operates a Class B Recycling Center located at 711 Ramsey Avenue in the Township of Hillside (the "Facility") on property owned by 689 Ramsey Avenue, LLC and leased and operated by Casings. The Facility was incorporated as an amendment to the County Plan by the County on or about March 25, 2004 and the NJDEP certified and approved the amendment on or about August 10, 2004, pursuant to the requirements of N.J.S.A. 13:1E-1 et seq.; and

WHEREAS, pursuant to Casings' May 28, 2024 application and a July 15, 2024 report from the UCUA's Engineers, CME Associates, the UCUA adopted Resolution 37-2024 on July 17, 2024 which authorized an amendment to the County Plan via administrative action to include modifications to the Facility to update the block and lot numbers and to reduce the daily processing capacity to 15 tons per day for the Class B Recycling Center; and

WHEREAS, Casings and the NJDEP have requested that the UCUA amend the County Plan's inclusion of the Facility to specifically recommend including the Facility operating hours, Monday through Friday 8:00 AM to 5:00 PM, with a closure between 12:00 Noon and 1:00 PM each day; and

WHEREAS, the approval of Casings' application to amend the County Plan as described in Resolution 37-2024 and above is consistent with the Statewide Solid Waste Management Plan and the State's recycling goals, is in the best interests of the County and its citizens, and is necessary for UCUA's continued effective operation as the agency responsible for implementation of the County Plan; and

WHEREAS, the NJDEP's solid waste regulations (N.J.A.C. 7:26-1.1 et seq.) provide certain actions to amend a county solid waste management plan may be taken by administrative action by the implementing

agency without the necessity for a full plan amendment which would otherwise require notice and a public hearing before the governing body of the County; and

WHEREAS, the UCUA has determined that the inclusion in the County Plan of the Facility's operating hours does not warrant a full plan amendment and may be incorporated via administrative action, as set forth at N.J.A.C. 7:26-6.11(b), and desires to amend and supplement its prior authorization set forth in Resolution 37-2024, to specifically request including the Facility's operating hours as set forth herein.

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. UCUA hereby reiterates its authorization, by administrative action, of an amendment to the County Plan to update the block and lot numbers and to reduce the daily processing capacity at the Facility operated by Casings of New Jersey, Inc. as set forth in Resolution 37-2024, which authorization shall remain in full force and effect.

Section 3. UCUA amends and supplements Resolution 37-2024 to specifically authorize including the Casings' operating hours as Monday through Friday 8:00 AM to 5:00 PM, with a closure between 12:00 Noon and 1:00 PM each day, at the Facility located at 711 Ramsey Avenue in the Township of Hillside, New Jersey.

Section 4. The amendment to the County Plan is subject to Casings' compliance with the UCUA Engineer's (CME Associates) comments and recommendations in its July 15, 2024 letter report and receipt of approval from the County and NJDEP, if applicable.

Section 5. The Acting Executive Director of UCUA and Special and General Counsel are hereby authorized and directed to submit the application from Casings and this Resolution to NJDEP as an administrative action in order to obtain such approvals as may be necessary under law.

Section 6. A copy of this Resolution, together with a copy of Casing's application to amend the County Plan, shall be made available for public inspection at the UCUA's administrative offices located at 1499 Routes 1 & 9 North, Rahway, New Jersey.

Section 7. This Resolution shall take effect immediately.

	PRESENT	ABSENT	AYE	NAY	ABSTAIN	MOTION	SECOND
<i>Eastman</i>	✓		✓			✓	
<i>Figueiredo</i>		✓					
<i>Holder</i>		✓					
<i>Jackus</i>		✓					
<i>Kahn</i>	✓		✓				
<i>McManus</i>	✓		✓				✓
<i>Rachlin</i>	✓		✓				
<i>Scutari</i>	✓		✓				
<i>Szpond</i>	✓		✓				
<i>Alma, Alternate No. 1</i>	✓		✓				
<i>Scott-Bey, Alternate No. 2</i>		✓					