

THE BOARD OF CHOSEN FREEHOLDERS
OF THE COUNTY OF WARREN
WAYNE DUMONT JR. ADMINISTRATION BUILDING
BELVIDERE, NEW JERSEY 07823

RESOLUTION 511-04

On a motion by **Mr. Chamberlain**, seconded by **Mr. DiMaio**, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held July 28, 2004.

**RESOLUTION TO AMEND THE WARREN COUNTY SOLID WASTE
MANAGEMENT PLAN THROUGH ADMINISTRATIVE ACTION TO PERMIT
S. ROTONDI AND SONS, INC., TO BLEND FINISHED COMPOST WITH SOIL**

WHEREAS, S. Rotondi and Sons has proposed to blend finished compost with imported soil to produce soil blended products as described in its application for General Approval renewal dated May 25, 2001; and

WHEREAS, the New Jersey Department of Environmental Protection has indicated that the soil blending activity must be included in the Warren County Solid Waste Management Plan and that this activity can be accomplished through an administrative action; and

WHEREAS, the New Jersey Department of Environmental Protection regulations at N.J.A.C. 7:26-6.11 specifies the qualifications and requirements for when an administrative action may be used; and

WHEREAS, an administrative action is a process described in the regulations to allow counties to amend solid waste management plans for specified minor modifications through an abbreviated plan amendment process that does not require a public hearing; and

WHEREAS, in a letter dated September 20, 2002, S. Rotondi and Sons requested an amendment to the Warren County Solid Waste Management Plan through administrative action to permit the facility to conduct the soil blending activity; and

WHEREAS, the Solid Waste Advisory Council does not object to the soil blending activity and the amendment provided that Harmony Township concurs; and

WHEREAS, the County Engineer was concerned about the amount of truck traffic associated with the soil blending operation and the impacts on County Route 622 and County Route 519; and

WHEREAS, after the County Engineer reviewed data supplied by S. Rotondi and Sons concerning the truck volumes, the County Engineer was satisfied with the information and has no further concern at this time about the soil blending activity; and

WHEREAS, on June 14, 2004, a meeting was held with the applicant and officials of the applicant, township, and county concerning the facility and the soil blending operation; and

WHEREAS, the results of the meeting are memorialized in a letter dated July 26, 2004, from Dewling Associates, Inc., S. Rotondi and Sons, Inc., engineer; and

WHEREAS, Harmony Township has stated in a letter dated July 12, 2004, and signed by the mayor, that the township takes no exception to the soil blending application; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Chosen Freeholders hereby amends the Warren County Solid Management Plan dated November 13, 2003, through an administrative action to allow S. Rotondi and Sons, Inc., to operate a soil blending operation in accordance with its application for General Approval dated May 25, 2001, not to exceed a total of 66 truck round trips for all of the site's operations, including soil blending.

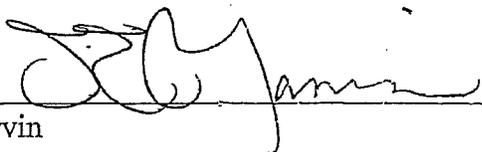
BE IT FURTHER RESOLVED that, in accordance with N.J.A.C. 7:26A-4.4, by February 1 of each year, S. Rotondi and Sons shall provide tonnage reports of each material delivered, recycled, and processed at the facility during the previous calendar year to the County and Harmony Township. The report must include the number and capacity of trucks.

BE IT FURTHER RESOLVED that any odor problems that may arise, fire control issues, and any contributions for the cost of repairing and maintaining Reeder Road shall be addressed in accordance with the letter from S. Rotondi and Sons engineer dated July 26, 2004.

BE IT FURTHER RESOLVED that certified copies of this resolution be sent to the New Jersey Department of Environmental Protection, the Township of Harmony, the Warren County Health Department, Finelli Consulting Engineers, and to the Solid Waste Advisory Council.

ROLL CALL: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.



Steve Marvin

Clerk

[E15]

THE BOARD OF CHOSEN FREEHOLDERS
OF THE COUNTY OF WARREN
WAYNE DUMONT JR. ADMINISTRATION BUILDING
BELVIDERE, NEW JERSEY 07823

RESOLUTION 400-05

On a motion by **Mr. Chamberlain**, seconded by **Mr. DiMaio**, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held July 13, 2005.

**RESOLUTION TO AMEND THE WARREN COUNTY SOLID WASTE
MANAGEMENT PLAN THROUGH ADMINISTRATIVE ACTION TO REMOVE THE
LIMITATION ON THE QUANTITY OF BRUSH DELIVERED TO S. ROTONDI AND
SONS, INC. IN HARMONY TOWNSHIP AND LIMITING THE FACILITY TO THE
CURRENT APPROVED MAXIMUM SITE CAPACITY OF 100,000 CUBIC YARDS
FOR ALL PERMISSIBLE RECYCLABLE MATERIAL**

WHEREAS, S. Rotondi & Sons, is included in the Warren County Solid Waste Plan as a Class C Recycling Center; and

WHEREAS, S. Rotondi & Sons obtained its first permit from the New Jersey Department of Environmental Protection to operate a vegetative waste composting facility in 1991; and

WHEREAS, subsequent permit modifications and renewals have been issued to allow the receipt of varying amounts of brush; and

WHEREAS, the current General Approval limits the amount of brush received at the facility to 10,000 cubic yards based on an interpretation by the Warren County Solid Waste Coordinator of the recycling rules and other documents in March 2001; and

WHEREAS, in a letter dated January 18, 2005, S. Rotondi and Sons requested that the 10,000 cubic yard limitation on brush be removed from its General Approval; and

WHEREAS, one of the basis for removing the limitation is that Class C recyclable materials are defined in the recycling rules as "source separated compostable materials that include organic materials including yard trimmings"; and

WHEREAS, "yard trimmings" is defined as "grass clippings, leaves, wood chips from tree parts, and brush"; and

WHEREAS, "brush" is defined as "branches, woody plants, and other like vegetative material. Leaves and grass do not constitute brush"; and

WHEREAS, by definition “brush” is a “yard trimming” and may be considered an acceptable recyclable material for composting at the facility; and

WHEREAS, the second basis for removing the limitation on brush is that S. Rotondi and Sons has applied for an exemption from general approval to permit recycling activities that would receive, store, process or transfer brush in accordance with the restrictions stated in N.J.A.C. 7:26A-1.4; and

WHEREAS, the exemption for brush processing described in N.J.A.C. 7:26A-1.4 limits the processing of brush to a maximum of 7,500 cubic yards four times per year, for a maximum of 30,000 cubic yards per year; and

WHEREAS, the 10,000 cubic yard limitation imposed in March 2001 limits the ability of S. Rotondi and Sons to effectively carry out brush recycling to the fullest extent allowed under N.J.A.C. 7:26A-1.4; and

WHEREAS, in N.J.A.C. 7:26A-1.4(b)7 states that operators that have been issued a general approval and wish to engage in activities listed at N.J.A.C. 7:26A-1.4 must be reflected in the Warren County Solid Waste Management Plan and that the change can be accomplished through an administrative action which is described at N.J.A.C. 7:26-6.11; and

WHEREAS, the Warren County Solid Waste Management Plan encourages the recycling of brush as a component of the County’s long term solid waste and recycling strategy; and

WHEREAS, an administrative action is a process described in the regulations to allow counties to amend solid waste management plans for specified minor modifications through an abbreviated plan amendment process that does not require a public hearing; and

WHEREAS, Harmony Township has stated in a letter dated June 7, 2005, that the township takes no exception to revising the brush limitation provided that along with other permissible recyclable material the total capacity of the site does not exceed 100,000 cubic yards; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Chosen Freeholders hereby amends the Warren County Solid Management Plan dated March 23, 2005 through an administrative action to allow S. Rotondi and Sons, Inc. to receive brush provided that along with other permissible materials the total capacity of the site does not exceed 100,000 cubic yards, and does not exceed a total of 66 truck trips for all of the site’s operations.

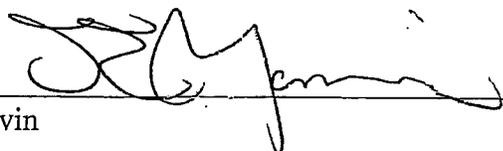
BE IT FURTHER RESOLVED, that in accordance with N.J.A.C. 7:26A-4.4, by February 1 of each year, S. Rotondi and Sons shall provide tonnage reports of each material delivered, recycled, and processed at the facility during the previous calendar year to the County and to Harmony Township. The report must include the number and capacity of trucks.

BE IT FURTHER RESOLVED, that any odor problems that may arise, fire control issues, and a contributions for the cost of repairing and maintaining Reeder shall be addressed in accordance with the letter from S. Rotondi and Sons' engineer dated July 26, 2004.

BE IT FURTHER RESOLVED, that certified copies of this resolution be sent to the New Jersey Department of Environmental Protection, the Township of Harmony, the Warren County Health Department, Finelli Consulting Engineers, S. Rotondi & Sons, and to the Solid Waste Advisory Council.

ROLL CALL: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.



Steve Marvin Clerk

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THE BOARD OF CHOSEN FREEHOLDERS
OF THE COUNTY OF WARREN
WAYNE DUMONT JR. ADMINISTRATION BUILDING
BELVIDERE, NEW JERSEY 07823

RESOLUTION 625-05

On a motion by **Mr. Chamberlain**, seconded by **Mr. DiMaio**, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held October 26, 2005.

**RESOLUTION TO AMEND THE WARREN COUNTY SOLID WASTE
MANAGEMENT PLAN THROUGH ADMINISTRATIVE ACTION TO MODIFY
THE OPERATING HOURS OF NATURE'S CHOICE CORPORATION IN THE
TOWNSHIP OF WHITE**

WHEREAS, the Nature's Choice Corporation made application to the New Jersey Department of Environmental Protection and the County of Warren in letters dated May 10, 2005 and May 11, 2005 respectively to modify its operating hours as provided in its General Approval, from 7:00 a.m. to 5:00 p.m. Monday through Saturday, January through September, and 6:00 a.m. to 6:00 p.m. Monday through Saturday, October through December to 6:00 a.m. to 8:00 p.m., January through December; and

WHEREAS, the reasons given by Natures Choice for modifying the operating hours are to better handle incoming materials, perform preventative maintenance on equipment and to enable the pre-loading of materials for next day deliveries; and

WHEREAS, the Chief Compliance Officer for Natures Choice stated at the Solid Waste Advisory Council meeting on October 6, 2005, that the modification in operating hours will not result in an increase in site capacity nor in an increase in incoming truck traffic; and

WHEREAS, the New Jersey Department of Environmental Protection has stated in a letter dated June 2, 2005, that the modification of operating hours must be approved as an amendment to the Warren County Solid Waste Management Plan; and

WHEREAS, the New Jersey Department of Environmental Protection regulations at N.J.A.C. 7:26-6.11 specifies the qualifications and requirements for when an administrative action may be used; and

WHEREAS, an administrative action is a process described in the regulations to allow counties to amend solid waste management plans for specified minor modifications through an abbreviated plan amendment process that does not require a public hearing; and

WHEREAS, on site operational changes such as the modification of operating hours qualifies as an administrative action; and

WHEREAS, the Solid Waste Advisory Council does not object to the operating hours modification provided that White Township concurs; and

WHEREAS, the Township of White communicated its approval with conditions for the operating hours modification in a letter to the Solid Waste Coordinator dated September 21, 2005.

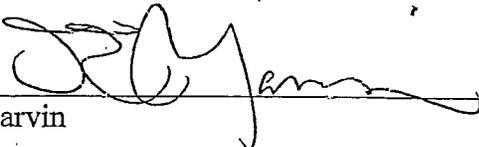
NOW, THEREFORE BE IT RESOLVED, that the Board of Chosen Freeholders hereby amends the Warren County Solid Management Plan dated March 23, 2005, through an administrative action to modify its operating hours and subject to the conditions specified in the September 21, 2005, letter from White Township counsel.

BE IT FURTHER RESOLVED, that the modification in operating hours shall not result in an increase in site capacity or in an increase in truck traffic and shall remain as specified in the General Approval issued by the NJDEP dated February 26, 2003.

BE IT FURTHER RESOLVED, that certified copies of this resolution be sent to the New Jersey Department of Environmental Protection, the Township of White, the Warren County Health Department, White Township Counsel, and to the Solid Waste Advisory Council.

ROLL CALL: Mr. Chamberlain yes, Mr. DiMaio yes, Mr. Gardner yes

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.



Steve Marvin Clerk

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THE BOARD OF CHOSEN FREEHOLDERS
OF THE COUNTY OF WARREN
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BELVIDERE, NEW JERSEY 07823

RESOLUTION 66-06

On a motion by **Mr. Gardner**, seconded by **Mr. DiMaio**, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held January 25, 2006.

**RESOLUTION TO TRANSMIT A CONTINGENCY PLAN FOR SOLID WASTE
DISPOSAL TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL
PROTECTION**

WHEREAS, the New Jersey Department of Environmental Protection issued a certification letter dated September 12, 2005, concerning the Warren County Solid Waste Management Plan adopted on March 23, 2005; and.

WHEREAS, the certification letter requires the County to submit a contingency plan within 120 days from the date of the certification letter to address the disposal of solid waste not under contract with Covanta Energy in the case that the County or the NJDEP determines that the proposed plan does not adequately satisfy the County's planning responsibilities as outlined in N.J.S.A. 13:1E-20; and

WHEREAS, the Solid Waste Advisory Council recommended a contingency plan dated December 5, 2005; and

WHEREAS, the Warren County Board of Chosen Freeholders has reviewed the Contingency Plan as recommended by the Solid Waste Advisory Council.

NOW THEREFORE BE IT RESOLVED, that the Board of Chosen Freeholders hereby approves the following contingency plan:

When the landfill closes and the RRF is closed for maintenance or repair, ID 10 waste (municipal garbage) will continue to be delivered to the RRF. If the current plan does not meet the planning responsibility the County will explore the option of having Covanta install a baler at the site and bale the ID 10 waste. The waste that is normally bypassed to the landfill would be baled instead. The bales could be shrink wrapped and hauled away to an approved facility elsewhere under contract by Covanta.

If the RRF is permitted to process 548 tons per day, approximately 171,000 to 200,000 tons per year could be processed. If the RRF is closed a maximum of two weeks per year 3,288 tons of ID 10 waste per week would be bypassed. Depending on the type of baler

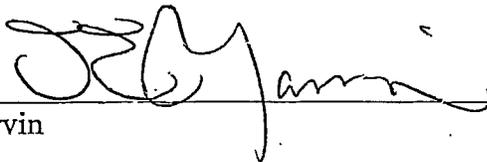
used, a single bale could weigh one ton and 3,288 bales would be produced. The bales would be loaded onto trailers and transported to an approved site elsewhere. It is anticipated that 25 tons of bales could be loaded onto a trailer. This would generate approximately 131 truckloads.

ID13 waste (bulky and construction and demolition) would be transported to the Hunterdon Transfer Station or to another approved facility. If necessary an inter-district agreement with Hunterdon County will be developed.

BE IT FURTHER RESOLVED, that certified copies of this resolution be sent to the New Jersey Department of Environmental Protection, the Warren County Pollution Control Financing Authority, Covanta Energy, and the Hunterdon County Board of Chosen Freeholders.

ROLL CALL: Mr. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.



Steve Marvín

Clerk

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THE BOARD OF CHOSEN FREEHOLDERS
OF THE COUNTY OF WARREN
WAYNE DUMONT JR. ADMINISTRATION BUILDING
BELVIDERE, NEW JERSEY 07823

RESOLUTION 366-06

On a motion by **Mr. Gardner**, seconded by **Mr. DiMaio**, the following resolution was adopted by the Board of Chosen Freeholders of the County of Warren at a meeting held June 14, 2006.

**RESOLUTION TO AMEND THE WARREN COUNTY
SOLID WASTE MANAGEMENT PLAN THROUGH
ADMINISTRATIVE ACTION TO DESIGNATE BLOCK 32, LOT 14,
IN WHITE TOWNSHIP AS THE FUTURE LOCATION
OF THE WARREN COUNTY RECYCLING CENTER**

WHEREAS, the Pollution Control Financing Authority of Warren County has requested an amendment to relocate the Warren County Recycling Facility from its present location at the Warren County Road Department site in White Township, Block 21, Lot 15, to the PCFAWC Convenience Center location in White Township, Block 32, Lot 14; and

WHEREAS, representatives of the PCFA distributed maps and written information in a presentation to the Warren County Solid Waste Advisory Council at its meeting on June 1, 2006; and

WHEREAS, the Convenience Center will continue to operate as a place for the public and small business to dispose of solid waste and provide recycling bins for mixed metals and corrugated; and

WHEREAS, as proposed, the relocated recycling center will receive all the materials that the current location receives except that glass containers, aluminum and steel containers, and plastic containers will be commingled; and

WHEREAS, the relocated recycling center is proposed to receive leaves, grass and brush, and then transported to a permitted processing site subject to New Department of Environmental Protection regulation and approval; and

WHEREAS, the benefits of relocating the recycling center from the Road Department site provides the County with the ability to fully utilize the space currently occupied by the recycling center; it simplifies operations and processing expenses; it will be funded entirely by the PCFA thereby eliminating the need for county funds; it will provide the public with one central location to dispose of solid waste and recyclables; and

WHEREAS, the New Jersey Department of Environmental Protection regulations at N.J.A.C. 7:26-6.11 specifies the qualifications and requirements for when an administrative action may be used; and

WHEREAS, an administrative action is a process described in the regulations to allow counties to amend solid waste management plans for specified minor modifications through an abbreviated plan amendment process that does not require a public hearing; and

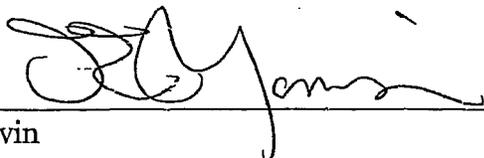
WHEREAS, the Solid Waste Advisory Council endorses the relocation of the Warren County Recycling Center; and

NOW THEREFORE BE IT RESOLVED, that the Board of Chosen Freeholders hereby amends the Warren County Solid Management Plan dated March 23, 2005, through an administrative action to designate Block 32, Lot 14, in White Township as the future location of the Warren County Recycling Center subject to local and state approvals that may be required.

BE IT FURTHER RESOLVED, that certified copies of this resolution be sent to the Pollution Control Financing Authority, New Jersey Department of Environmental Protection, the Township of White, the Warren County Health Department, and to the Solid Waste Advisory Council.

ROLL CALL: Mr. Gardner yes, Mr. DiMaio yes, Mr. Chamberlain yes

I hereby certify the above to be a true copy of a resolution adopted by the Board of Chosen Freeholders of the County of Warren on the date above mentioned.



Steve Marvin

Clerk