



The President's Corner



— Frank Visser, President

This past month the Federation Committee, assigned to evaluate if there is common ground among the member associations on a possible New York State Organics Recycling Bill, has conducted two conference calls. The Committee consists of 2 members each from the three associations that form the Federation, with Margretta Morris chairing the Committee. As I've written in this space before, the NYSASWM board at this time is not convinced of the need for a bill mandating the recycling of organics in New York State. Rather than rushing into a bill similar to the legislation adopted in VT, CT and MA, the board has taken the position that a first step should be to invite stakeholders, brief them on a bill as proposed by NYSAR3, and receive feedback on how such a bill would affect them. The NYSASWM board favors a comprehensive statewide analysis of the environmental, scientific, economic and socio-economic aspects of organics recycling first, rather

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Bouchard Assumes Executive Director Duties

Jeff Bouchard, Director of the Fulton County Department of Solid Waste, assumed executive director duties as of August 1, upon Dave Blackman's retirement from the position.

Bouchard served as a NYSASWM board member from 1997 to 2001, then as vice president and president, followed by another stint on the board. Those positions, along with his service as fall conference coordinator have all prepared him to volunteer for the executive director duties for a year.

He has worked for Fulton County for over 33 years, the last 24 at the Fulton County Department of Solid Waste, first as operations supervisor, then deputy director, and presently as director for the past 15 years. During that time, he has been involved with numerous construction projects including landfill design and capping, recycling improvements, leachate sewer systems, water supply and gas to electric.

Bouchard said "having this organization available to me has provided the networking experience instrumental in keeping up on current solid waste issues and legislation. Having the pleasure of serving on the board has been truly rewarding."

In the upcoming year, Bouchard noted that NYSASWM is committed to revamping its Operator Training program with a new, updated manual. The spring Operator Training will be held at the Sheraton at the Falls in Niagara Falls on March 18 and 19, 2014. Offering this new location along with an updated program has already drawn interest from both operators and exhibitors, he said.

He added "also next year, we will be exploring improved web design and looking to provide new and creative services and benefits to members. NYSASWM brings a wide range of experience and networking opportunities to solid waste professionals and I plan to build on those core offerings with the help of the Board of Directors and the over 300 members. I will strive to be a leader who is responsive and committed to representing our organization in a professional manner."

He concluded, "I encourage all members to participate in upcoming conferences. I look forward to serving as the executive director, and I'm excited by the opportunities ahead."

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NYSASWM Wasteline

P.O. Box 13461
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12212

Co-editors:
Susan McIntyre
and Bill Rabbia

Conference Reports

Lake Placid Conference Draws 112 Participants

September 29 - October 1, 2013, High Peaks Resort



Warm, sunny weather and beautiful foliage greeted participants at this fall's conference in Lake Placid, held from September 29 to October 1 at the High Peaks Resort. Sessions were informative and diverse, with updates of ongoing projects and issues, and new topics involving alternate fuel sources.

Highlights included presentations on cooperation between solid waste and industrial development in Madison County, conversion of biogas to CNG for vehicle fuel, CNG pipeline for landfill methane, electric vehicle charging project, flow control update, as well as current developments in the financial carbon credit markets, engineering design of frack water/leachate treatment, a panel on the evolving world of deconstruction as an alternative solid waste management method, and a status update on organics from the state perspective.

A total of six credits were available for New York State Continuing Education Contact Hours. Prior to the start of the educational sessions, a Sunday scenic train ride to Saranac Lake was offered as another way to enjoy the brilliant fall foliage.

Conference proceedings are now available on the NYSASWM website: www.nysaswm.org/proceedings.htm

Officers and Board Members Installed at Lake Placid Conference

Association officers were re-elected for two year terms at the fall conference in Lake Placid. They are:

President - Frank Visser, P.E., Director of the Oswego County Department of Solid Waste; Vice President - Bill Rabbia, Executive Director of the Oneida-Herkimer Solid Waste Authority; Treasurer – Eric Swenson, Esq., (retired from the Town of Oyster Bay) and Sue McIntyre, Director, Solid Waste Division, Delaware County DPW.

Board of Directors members who were re-elected for three-year terms were Steve Orcutt, Assistant Commissioner of Solid Waste for the Steuben County DPW; Tom Lynch, P.E., of the Albany office of the NYS Department of Environmental Conservation, and Robert Lange, Director of the Bureau of Waste Prevention, Reuse & Recycling, NYC Department of Sanitation.

Newcomers welcomed to the board were John Brusa, Jr., P.E., Vice President at Barton and Loguidice P.C., out of Syracuse, to an at large position and Steve McElwain, Landfill Superintendent of the Development Authority of the North Country Solid Waste Management Facility, to the North Region.

Sal Ervolina, Division Director with NYSDEC, gave the oath of office to induct the new and returning Board representatives. The ceremony followed the first day of the conference held at the High Peaks Resort on September 30.

INDUCTION CEREMONY: Officers and Board of Directors members were inducted by Sal Ervolina of NYSDEC (at right) at the Lake Placid conference. Board members from left are Bill Rabbia, Steve McElwain, Eric Swenson, Frank Visser, Steve Orcutt and John Brusa, Jr.



From the Private Side

While NYSASWM is an organization of municipal solid waste providers, often our work is a shared effort with private firms. The following items highlight the work of some of our private sector partners in the common goal of providing waste management services. Both of the following operations are electricity producers.

Covanta Onondaga Partners with the Community

Submitted by Luisa Rotella, Covanta Energy Corp.



Covanta Onondaga, L.P. operates the Onondaga County Resource Recovery Facility known as OCRRF, located at 5801 Rock Cut Road in Jamesville, New York. It is an integral part of the county's solid waste management plan. Municipal solid waste that is left after local recycling efforts is combusted at temperatures in excess of 2000° F. The heat from this process is used to create steam that is then used to power a turbine generator to produce clean, renewable energy, generating enough electricity to power between 30,000 and 35,000 homes in Onondaga County. During its 18 years of operation, the plant has processed 4.6 million tons of waste into energy. Operations have also offset more than 4.6 million tons of greenhouse gases; the equivalent of planting 111 million trees.

Covanta is committed to continuous improvement and as a result, plant emissions fall well below currently permitted levels. OCRRF is one of the highest performing Energy-from-Waste facilities in operation today and has been recognized for excellence by both regulators and industry organizations alike. The OCRRF has been given the "Facility of the Year" award from the American Society of Mechanical Engineers, was named the "Top Power Plant" by Power Magazine, and awarded the Solid Waste Association of North America's gold award as best "Energy-from-Waste" facility.

Covanta is an important contributor to the community in a number of ways. Some of our highlights include: our continuing on-site water reuse program, which minimizes the impact our facility has on local water consumption; our mercury management outreach program, which resulted in the collection of 91 thermometers and 14 thermostats in 2013 of mercury so far; our participation with the local law enforcement, which takes confiscated drugs out of the hands of our children and criminals and eliminates water contamination resulted in the removal of 880 lbs; and our on-going commitment to the local community through our participation in the annual Central New York Regional Envirothon, (a five county high school environmental competition, which Covanta is the primary sponsor with Covanta employees volunteering at the event), Earth Day clean ups with Jamesville Elementary School, the Jamesville Boy Scout Troop 22, Covanta employees, and the local Southwood Fire Department. In addition, Covanta is the sole supporter of the Jamesville Fire Department's Breakfast with Santa.



NY Biomass Plant Provides End-Use Fuel Alternatives

Upstate NY Coal Plant Converted to Biomass

ReEnergy Holdings, a New York-based renewable energy company that uses forest-derived woody biomass and other waste residues to produce electricity, recently celebrated the grand opening of its 60-megawatt Black River facility. The facility, located inside the fence at the Fort Drum U.S. Army installation near Watertown, was an idled coal-fired facility that ReEnergy converted to use sustainably harvested biomass as its primary fuel. In addition to chipped green wood (forest residue and debris from local communities) and recycled wood (recovered Construction & Demolition (C&D) material), the facility also uses shrub willow and is permitted to use tire-derived fuel chips and creosoted wood. The facility will use about 400,000 tons of green wood per year and more than 100,000 tons of recycled wood.

"The Black River facility is providing renewable energy and creating jobs in New York," Michael Buckley, ReEnergy's director of asset management said. He noted, "we are pleased that the facility serves as an end market for the C&D and tire components of the solid waste stream."



The facility provides a new and welcome alternative outlet for those parties who manage recycled wood recovered from C&D materials. ReEnergy seeks untreated, 3" minus material and provides an opportunity for suppliers to avoid disposal costs. All wood fuels require proper sizing prior to delivery. The same condition applies to tire-derived fuel. To be acceptable, tires must be chipped to a 2" minus size and be predominantly wire-free.

ReEnergy owns two other biomass-to-energy facilities in New York State: The 22-megawatt ReEnergy Lyonsdale facility in Lewis County and the 21-megawatt ReEnergy Chateaugay facility in Franklin County.

For further information, contact Michael Buckley at (518) 810-0200 or mbuckley@reenergyholdings.com

REGIONAL HIGHLIGHTS

■ FLOW CONTROL IN ACTION— ULSTER COUNTY RESOURCE RECOVERY AGENCY

Following recent court decisions that have opened the door for solid waste managers to once again utilize flow control measures, the Ulster County Resource Recovery Agency (UCRRA), based in Kingston, NY, is working with revised local legislation and once again applying flow control standards for the disposal of MSW within the County boundaries. According to UCRRA Executive Director Timothy Rose, the Ulster County Legislature, with legal guidance from the firm of Germano & Cahill, amended their existing flow control law to provide clear legal standing for aggressive use. According to Mr. Rose, “the original flow control law was enacted in the early 1990’s, however, it was a pre-Carbone law and therefore not enforceable. The Agency pressed the County legislature to enact an amendment to the original law to help bring it into compliance with current court rulings. The amendment was passed by the County Legislature and signed by the County Executive in December 2012, and was subsequently filed with the NYS Department of State. The Department of State notified the County in late January 2013 that the filing was complete and therefore the law was now enforceable. The Agency started enforcing the new flow control law in February 2013.”

The primary justification for flow control is environmental protection and liability control. “By requiring haulers to bring their MSW to an UCRRA designated site, the Agency and the County can better verify and guarantee that wastes are being safely disposed of and that environmental regulatory controls are in place,” Rose said. He added, “there is the ancillary benefit of predictability in waste delivery rates which allow the Agency to be self supporting through financial assurance. Furthermore it provides the financial security necessary for long term planning and asset allocation.”

The Ulster County flow control law only addresses MSW. Excluded from the reach of flow control are other materials, including C&D, biosolids, and recyclables. Also excluded are individual waste generators. Specifically, the law requires that waste haulers must bring collected MSW to an UCRRA facility, currently the New Paltz and Ulster transfer stations. Waste collected at municipal transfer stations serviced by the Agency is also delivered to the New Paltz and Ulster transfer stations. There are currently 18 municipal transfer stations.

“For 2014, we are anticipating to process approximately 120,000 tons of MSW,” Rose said. “The larger waste haulers have accepted the flow control requirements without challenge. And most of our smaller haulers are also bringing their waste to us without issue. Also, when we instituted the amended flow control law, we stopped using variable tipping fees that had previously been in place through numerous negotiated contracts. Now we have one tipping fee that applies to all private sector haulers, regardless of their tonnage. The smaller haulers enjoy the new tipping fee rate because it is now a level playing field for all users of the system”

One final piece in the flow control puzzle for Ulster County was the hiring of Tom Briggs as their Compliance Officer. According to Rose, “I am glad we decided to hire someone with a law en-

forcement background, rather than someone with engineering or an environmental science background. This decision has proven to be advantageous in regard to gathering evidence and surveillance tactics.” As a gauge of compliance, the Agency requires all MSW haulers to provide their customer routes and customer numbers. Based upon an average value of 40lbs/household/week, the Compliance Officer can calculate how much tonnage a given hauler is expected to deliver in MSW. If their tonnage figures appear low, then the Compliance Officer investigates. Still, Briggs does not fulfill his job tasks strictly from his desk. “Tom will go out at 4am on an unannounced site inspection. He will follow garbage trucks all day if need be.” As emphasized by Rose “the Compliance Officer is an excellent position to have.”

Early experience from their flow control amendment appears successful in providing environmental protection and stability to the management of solid waste in Ulster County. (Thank you to UCRRA Executive Director Timothy Rose for this in depth look at their revitalization of flow control.)

■ DEVELOPMENT AUTHORITY OF THE NORTH COUNTRY UPDATES

Stephen McElwain, Landfill Superintendent for DANC’s Solid Waste Management Facility, gives us a look at their measures to control landfill gas and stormwater management.

In a continuous effort to maximize landfill gas collection, as well as control odors and minimize leachate generation, the facility has undergone extensive upgrades to our landfill with permanent capping over 7 acres, temporary capping over 11 acres and the installation of 37 vertical extraction wells and five horizontal collectors, including the use of “drain tube collectors.” This has increased our gas collection by more than 20%, reduced oxygen levels and allowed for a more consistent well field production. In addition to these positive impacts, electrical generation from the LFGTE plant has increased.

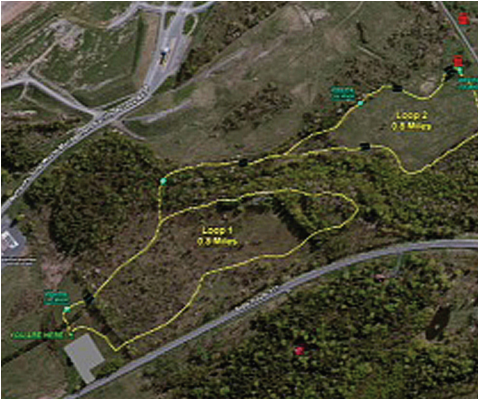
The Authority has also improved stormwater control with the construction of additional settling areas, (fore-bays with vegetative filters), that have substantially improved the stormwater outflow to the main settling pond before release.

The Authority held another successful Annual Open House to showcase the improvements and allow the public to tour the entire facility. This has been beneficial in educating the public to the intricate operations and complexities of managing solid waste for the region.

■ DEVELOPMENT AUTHORITY OF THE NORTH COUNTRY DEDICATES NEW NATURE TRAIL

Richard LeClerc, General Manager of Development Authority of the North Country (DANC)’s Solid Waste Management Facility, shares a recent tribute, and gives us another reason to visit the North Country.

On September 21, 2013, the DANC dedicated a new nature



trail in honor of former Board member Douglas L. Murray. The trail was constructed on a portion of the Authority's

1500-acre Solid Waste Management Facility located on NYS Route 177 in Rodman, NY. Formally called the Douglas L. Murray Agricultural Heritage Trail, the new trail has two loops, each approximately 0.8 miles long.

Douglas L. Murray served as a Board member of the Development Authority of the North Country (DANC) for 18 years from 1994 to 2012. Prior to his death in August 2012, Murray served as the DANC Chairman of the Board from 2004 to 2007. He was a generational farmer and Cornell University graduate, whose extensive involvement in agricultural organizations throughout the region made him the Authority Board's expert on agricultural issues, which also lead to the development of the Authority's farm drainage program and value-added agriculture initiatives. He was a soft spoken man who was both knowledgeable and experienced, always providing thoughtful guidance and insights. His dedication to the Authority, agriculture and the Tug Hill make this trail an appropriate recognition of his service to the North Country.

The Murray Trail meanders through diverse vegetative communities typically associated with farmsteads throughout the North Country. It includes interpretive signs addressing former farmsteads, and their characteristics, as well as providing information about the bird and mammal populations found in the area.

■ DELAWARE COUNTY BREAKING GROUND FOR NEW MATERIALS RECOVERY FACILITY

The Delaware County Department of Public Works – Solid Waste Division recently awarded contracts for the construction of a new materials recovery facility (MRF). The new MRF will be located on site at the County's Solid Waste Management Center in Walton, NY. According to Susan McIntyre, Solid Waste Director, the new 27,000 sf facility will provide the County increased material holding and processing capacity, baling redundancy, and single stream capabilities. "Many years ago, we identified the need to upgrade our recycling infrastructure. It has taken a long time to get to this point. We are very excited about the opportunities the new MRF will provide," McIntyre said. A pre-engineered steel building will house recycling equipment provided by Machinex Technologies. The general contractor for the project is LaChase Construction LLC, with electric by Nelcorp, and mechanicals by Petcosky & Sons. Design engineering services is provided by Clark Engineering & Surveying PC. Ground breaking for construction is expected in 2013, with completion in the fall of 2014.

■ ONEIDA-HERKIMER SOLID WASTE AUTHORITY KEEPING BUSY WITH COMPOST CERTIFICATION, SOCIAL MEDIA LINKS, AND CONTINUED LANDFILL IMPROVEMENT

Bill Rabbia gives us an update for the Oneida-Herkimer Solid Waste Authority.

The Oneida-Herkimer Solid Waste Authority has produced high quality yard waste compost since 1991 and has marketed over 69,000 yards to residents and businesses in Oneida and Herkimer Counties. The Authority is pleased to announce that as of September 2013, its yard waste compost has been certified by the U.S. Composting Council (USCC) under their "Seal of Testing Assurance" program. This certification means that the Authority's compost has been rigorously tested by third party laboratories to ensure that it meets all state and federal environmental requirements.

The Authority's finished compost is made entirely from processed brush, leaves and grass clippings, fully cured and screened to ½". Through this certification, the Authority can promise that residents and businesses are purchasing consistent, high-quality compost that is guaranteed to provide maximum benefits.

The third party laboratory will perform chemical, physical and biological tests on the Authority's compost quarterly to insure that the compost remains in compliance. The USCC certification will allow the Authority's compost to be available for purchase in large volumes to professional users such as landscape architects and soil suppliers.

The Authority's compost is available at both Utica and Rome Convenience Stations and can be purchased by the bag or in bulk.

Also this fall, the Authority began releasing daily videos to address frequently asked questions about recycling and solid waste from Oneida and Herkimer County residents and businesses.

The videos provide short, concise answers to recycling and solid waste questions. They are an educational tool that will help residents learn more about their local recycling program, RecycleOne, and the guidelines for recycling and waste disposal. It is the Authority's goal to increase environmental awareness and help people gain an understanding of how easy it is to recycle in Oneida and Herkimer Counties in order to increase participation.

The videos will be displayed on the Authority's website (www.ohswa.org) and Facebook page (Ohswa – RecycleOne). The Authority invites residents and businesses to visit the website or 'like' the Facebook page to ask questions they would like addressed in the videos.

■ IN OTHER OHSWA NEWS—

The Authority has recently expanded its active landfill gas collection system installing an additional 8 vertical gas collection wells and 3 horizontal gas collection wells. The Authority's gas collection system is now comprised of 38 vertical and 17 horizontal wells.

The Authority opened bids for 2014 construction of an additional 9 acre landfill cell. Kubricky Construction of Queensbury was awarded the project at \$4,523,000.

NEW YORK PRODUCT STEWARDSHIP COUNCIL

Update by Marjorie Torelli, NYPSC Administrator

Support for Mercury Thermostat Legislation

The New York Product Stewardship Council (the Council) applauds the New York State Assembly and Senate passing environmental legislation aimed at reducing the amount of mercury released into local waste systems across New York State. (A8084 – S1676). At the time of this writing (October, 2013), the legislation is on Governor Cuomo's desk awaiting his signature. Advocates for this legislation recommend that municipalities supporting the bill let the Governor know in writing as soon as possible. Send letters to: The Honorable Andrew M. Cuomo, Governor of New York State, NYS State Capitol Building, Albany, NY 12224

The bills will help ensure the proper management and disposal of mercury thermostats, a product with potentially toxic components. New Yorkers discard approximately 310,000 used mercury thermostats annually, resulting in over one ton of mercury entering the waste stream. Industry currently funds a voluntary thermostat collection program in New York, which the Council has supported, but these voluntary efforts are inadequate. By their own reports, the industry's program only collected 3,422 thermostats for all of New York State in 2011, placing New York 37th out of 50 states in terms of per capita thermostat collection.

By holding manufacturers accountable through the performance goals set forth in the legislation, and installing a \$5.00/unit bounty if the goals are unmet, the quantity of mercury thermostats collected annually is expected to increase drastically. Financial incentives are shown to boost collections significantly; Maine and Vermont, which have the highest per capita collection rate for mercury-containing thermostats, both use this approach. The legislation requires manufacturers to collect 15,500 units in 2015; an increase of over 400% compared to the amount collected in 2011.

This "product stewardship" approach connects manufacturers to the end-of-life management of their products when disposal is difficult due to potentially toxic constituents. This approach, also known as "Extended Producer Responsibility," is taking hold across the United States as it reduces public costs and drives improvements in product design. Two recent legislative efforts that further this goal include our state's Electronic Equipment Recycling and Reuse Act and the Rechargeable Battery Recycling Act. The Council is pleased that the Mercury Thermostat Collection Act has joined the ranks of stewardship legislation in New York, helping us to become a cleaner and healthier state.



The NYPSC Wants Your Input for Legislative Priorities

Recent New York State legislative proposals call for manufacturers to assume greater responsibility for the end-of-life management of various consumer products. Such "product stewardship" laws aim to relieve taxpayers and ratepayers of the financial burden to safely manage these "waste" materials, improve collection and recycling rates, and boost employment opportunities in the wake of increased material recovery.

The New York Product Stewardship Council (the Council) is seeking information from solid waste professionals, local officials, and concerned citizens about which materials are of most concern. The Council is asking your opinion.

The very brief Survey Monkey survey asks you to rank several materials in order of their importance for legislative action.

Please rank the materials from 1 - 9.

#1 IS THE MOST IMPORTANT MATERIAL.

#9 is the LEAST IMPORTANT.

The Council is interested in knowing which materials you would MOST like to see covered by product stewardship legislation in New York State.

Thank you for taking time to complete this very brief survey. We will let you know the outcome soon. Please cut and paste the following link in your browser to access the survey. <http://www.surveymonkey.com/s/3VYQG6S>

NYSASWM at Work

We use this issue to highlight recent work of NYSASWM Committees. Association President Frank Visser announced in our summer 2013 newsletter the re-vitalization of the Committee structure and long term planning goals for our organization. The following is a summary from the Website Committee Chair Cindy G. Livingston highlighting that Committee's ongoing activities to provide value to our members.

WEBSITE COMMITTEE

The website committee has been discussing ways to improve the website to highlight Association activity and to suggest potential additional services for members. In addition to Livingston as chairman, the committee is composed of board members Hans Arnold, Rich Bills, Susan McIntyre and Bill Rabbia.

Committee members were asked for their ideas and suggestions after reviewing the website at www.nysaswm.org. Some visual improvements are underway, including:

- Placing scrolling pictures in the banner across the top.
- Reorganizing presentations and newsletters to make them more prominent, and having links to all municipal solid waste systems.
- Announcing Board meeting dates, times, and locations, as well as open house/event dates put on by our members with a calendar of events, and looking into social media interfaces.

Next steps include working on a survey to obtain information about public solid waste system profiles, creating a mechanism for feedback such as a message board or list serve to make the site more interactive, and to become a resource for solid waste management questions/issues and working with the website manager to determine website traffic and modifications as mentioned above.

Upcoming Events

REGISTER NOW!

SPRING CONFERENCE LANDFILL OPERATOR'S TRAINING

March 18-19, 2014

Sheraton at the Falls, Niagara Falls, NY.

The last Landfill Operator's Training was held in 2012.

Now, NYSASWM is pleased to announce the Spring 2014 training schedule will be held in Western New York, featuring a newly updated Operator Training Manual in addition to technical sessions of interest to solid waste managers.

Contact Jeff Bouchard: jbnysaswm@gmail.com

**Online registration will be available through the
NYSASWM website**

www.nysaswm.org/eventsnews.htm

The Federation of New York Solid Waste Associations'

Solid Waste & Recycling Conference with Trade Show

May 18 - 21, 2014

The Sagamore, Bolton Landing, NY 12814

www.nyfederation.org

Christiansen-Roller-White Founders' Scholarship

The application deadline for the Christiansen-Roller-White Founders' Scholarship is February 1, 2014. The scholarship was created in 2000 as a way to further the education for the next generation of solid waste managers. Since its inception, a total of \$111,000 has been awarded. Maximum scholarship amounts are \$5,000.

Eligibility qualifications are for full-time students entering their sophomore, junior or senior year, and full-time students entering or in graduate school, who are pursuing a degree in environmental science, planning, engineering or other majors relating to the field of solid waste management at a New York State college or university. Preference is given to children of NYSASWM members.

The application is available on the website at www.nysaswm.org, and submissions should be made to:

NYSASWM

c/o Joe Stockbridge, Scholarship Committee Chairman
12 Denhelder Dr.

Ballston Lake, NY 12019

(518) 877-7234

e-mail: jstockbridge@arcadis-us.com

PRESIDENT'S CORNER — *Continued from Page 1*

than forcing recycling of organics through a law, which undoubtedly will carry unforeseen consequences. We believe that an informed decision by each community based on their unique conditions is far better than a top-down unfunded NYS mandate.

The Federation Committee has identified twenty seven stakeholders mainly consisting of associations that represent food waste processors, grocery stores, restaurants, hospitals, nursing homes, farmers and others. Stakeholders are all NY associations, no national organizations. In the next two months the Committee will contact these groups and invite them to send one representative to a meeting that is currently planned for early February. The meeting will be "by invitation only".

The caution practiced by the NYSASWM board in supporting a bill for a recycling mandate appears timely when we are experiencing the unforeseen results of the "NYS Electronics Recycling and Reuse Act". Recently several recyclers have gone out of business and municipalities that have taken on responsibility as collectors, are learning that they may not get their expenses reimbursed as anticipated. The Act, while well intended and successful in forcing electronics from landfills to recyclers, appears to have some unintended consequences that could have been predicted. As collectors we can easily picture that we get stuck with these materials when markets are unable to process the volume. CRT glass appears to be the biggest problem. Processed CRT glass is starting to show up in the market place as alternate daily cover material. While, to my knowledge, there is no beneficial use determination for treated CRT glass in NYS, one has to question how a BUD would be possible since the Act prohibits land filling of the recycled electronics.

So what are collectors to do when materials cannot be moved? The act allows for one year of storage of collected materials, however, the volumes collected make that "solution" impractical. The Act also calls for an annual goal to be met for the amount collected. It was not anticipated that manufacturers would stop funding the effort once the goal was met. This year the goal was met in August. As we look ahead, NYC has not come online seriously yet, but that will change next year. When the goal is met in June what will happen will be anyone's guess.

Section 27-2619 of the Act preempts local e-waste laws and provides exclusive jurisdiction to the state for all matters pertaining to e-waste recycling, including the legal obligations of manufacturers and collection sites with respect to e-waste recycling. The Act also provides broad authority to the DEC to promulgate regulations necessary to implement and administer the Act, and it clearly states that "[a] manufacturer shall be responsible for all costs associated with the implementation of the electronic waste acceptance program" (see Sections 27-2615 and 27-2605(8) of the Act). What will the state do to ensure that local e-waste collection sites are fully reimbursed?

I may be over simplifying things, but if retailers were forced to act as collectors, and manufacturers were held responsible for the cost of recycling, I don't believe we would have this problem today.

The point is that we have to move forward cautiously with these mandates, electronics recycling is a big issue, organics recycling is several magnitudes bigger.

**NEW YORK STATE ASSOCIATION
FOR SOLID WASTE MANAGEMENT**



P.O. Box 13461 ■ Albany, NY 12212

WE'RE ON THE WEB!
WWW.NYSASWM.ORG

WASTELINE

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NYSASWM Officers

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Oswego County

Vice President: William A. Rabbia
Oneida-Herkimer SWA

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North: Steve McElwain
DANC

North: George Eades
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Central: Jim Zecca
Madison County

Central: James V. Biamonte
Oneida-Herkimer SWA

West: Steve Orcutt
Steuben County

West: Rich Bills
Steuben County

**NYSASWM
MEMBERSHIP
BENEFITS**

- Discount registration for the Spring Federation Solid Waste Conference and Vendor Show at the Sagamore Hotel in Lake George
- Discount registration for the Annual Fall NYSASWM Conference and Vendor Show
- Discount registration to annual Landfill Operator Training Program
- Subscription to the NYSASWM newsletter— *Wasteline*
- Track legislation on behalf of the membership and alert members to bills that may have an impact on their systems
- Scholarship Program with first consideration given to the children of NYSASWM members
- Countless opportunities for networking & technology transfer as a member of the largest organization representing solid waste managers in New York State

**JOIN NYSASWM
TODAY!**

MEMBERSHIP APPLICATION

New York State Association for Solid Waste Management
Established 1975

Please complete the following:

Check type of membership:

- Municipal, political subdivision or public benefit corporation
- Other professional

Name: _____ Title: _____

Company: _____

Mailing Address _____

City: _____ State: _____ Zip: _____

Phone: () _____ Fax: () _____

Email: _____

* Note that dues are per person (not per company) and are in effect for the calendar year. Please make checks payable to: "NYSASWM" (dues are \$ 75.00 per person per calendar year) and mail to:

New York State Association for Solid Waste Management
Membership Department, P.O. Box 13461, Albany, New York 12212

Please note that while NYSASWM is a not-for-profit organization, membership dues are not tax deductible as a charitable contribution. To the extent permitted under the Internal Revenue Code, dues may be deducted as a business expense.

This newsletter is a membership benefit.