

Adopting Proposed Local Law No. 12 of 2012, A Local Law Amending Local Law Number 9 of 1991, Ulster County Solid Waste Management Law

Referred to: Laws and Rules, Governmental Services Committee (Chairman Roberts and Legislators Fabiano, Maio, Ronk, Donaldson, Loughran and Robert Parete) and The Ways and Means Committee (Chairman Gerentine and Legislators Harris, Maio, Maloney, Gregorius, Provenzano, and Rodriguez)

Chairman of the Environmental, Energy and Technology Committee, Carl Belfiglio, and Legislators Hector S. Rodriguez, Tracey A. Bartels, and Kenneth Wishnick offer the following:

WHEREAS, Resolution No. 276 dated November 13, 2012, set the date for Public Hearing on Introductory Local Law No. 12 of 2012 (A Local Law Amending Local Law Number 9 of 1991, Ulster County Solid Waste Management Law) To Be Held On Tuesday, November 27, 2012 at 6:30 PM, in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York, and

WHEREAS, said Public Hearing was held on Held On Tuesday, November 27, 2012 at 6:30 PM, in the Legislative Chambers, Ulster County Office Building, 244 Fair Street, Kingston, New York, and

WHEREAS, said Public Hearing was advertised in the official newspapers of the County of Ulster, and posted on the signboard maintained by the Clerk of the Legislature situated in the Ulster County Office Building, and

WHEREAS, all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, and

WHEREAS, as per sections 2.24 and 2.27 of the County's Type II List, this action does not pose a significant potential environmental impact and may be progressed as a Type II action in accordance with 6 NYCRR Part 617 of SEQRA, and

WHEREAS, the Laws and Rules, Governmental Services Committee has met and reviewed said request with a majority of the members voting approval; now, therefore, be it

RESOLVED, that the Introductory Local Law herein is hereby adopted by the Ulster County Legislature, and hereinafter known as Local Law Number 10 of 2012, and moves its adoption.

Resolution No. 306 December 4, 2012

**Adopting Proposed Local Law No. 12 of 2012, A Local Law
Amending Local Law Number 9 of 1991, Ulster County Solid Waste
Management Law**

ADOPTED AS AMENDED BY THE FOLLOWING VOTE:

AYES: 16 NOES: 5
(NOES: Legislators Bernardo, Gerentine, John Parete, Richard
Parete, and Robert Parete)
(Absent: Legislator Maio)
(Legislator Roberts left at 7:16 PM)

Legislator Provenzano motioned, seconded by Legislator Donaldson, to amend Proposed Local Law No. 12 of 2012 by adding the following sentence to the end of Section 7 (c) 1. Fees.: "A municipality is not subject to the application fee under the provisions of this paragraph."

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 15 NOES: 6
(NOES: Legislators Bartels, Bernardo, John Parete,
Richard Parete, Robert Parete, and Ronk)
(Absent: Legislator Maio)
(Legislator Roberts left at 7:16 PM)

Legislator Ronk motioned, seconded by Legislator Belfiglio, to amend the Resolution by adding the following WHEREAS as indicated in bold font, "WHEREAS, as per sections 2.24 and 2.27 of the County's Type II List, this action does not pose a significant potential environmental impact and may be progressed as a Type II action in accordance with 6 NYCRR Part 617 of SEQRA, and"

MOTION ADOPTED BY THE FOLLOWING VOTE:

AYES: 15 NOES: 6
(NOES: Legislators Bernardo, Donaldson, Gerentine,
John Parete, Richard Parete, and Robert Parete)
(Absent: Legislator Maio)
(Legislator Roberts left at 7:16 PM)

Resolution No. 306 December 4, 2012

**Adopting Proposed Local Law No. 12 of 2012, A Local Law
Amending Local Law Number 9 of 1991, Ulster County Solid Waste
Management Law**

Passed Committee: Ways and Means on December 4, 2012

Passed Committee: Laws & Rules, Governmental Services on December 4, 2012

Passed Committee: Environmental, Energy and Technology Committee Approved
Proposed Local Law on December 4, 2012

FINANCIAL IMPACT:
\$300.00 – APPROXIMATE ADVERTISING COSTS
ADDITIONAL IMPACT TO BE DETERMINED

STATE OF NEW YORK

ss:

COUNTY OF ULSTER

This is to certify that I, the undersigned Clerk of the Legislature of the County of Ulster have compared the foregoing resolution with the original resolution now on file in the office of said clerk, and which was adopted by said Legislature on the 4th day of December, 2012, and that the same is a true and correct transcript of said resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of the County of Ulster this 5th Day of December in the year Two Thousand and Twelve.

|s| Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

Submitted to the County Executive this
5th Day of December, 2012.

Approved by the County Executive this
_____ Day of December, 2012.

|s| Victoria A. Fabella
Victoria A. Fabella, Clerk
Ulster County Legislature

Michael P. Hein, County Executive