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THE NEW SOLID WASTE MANAGEMENT PLAN
DEIS PUBLIC HEARING
FOR THE PROPOSED HAMILTON AVENUE
CONVERTED MARINE TRANSFER STATION
HELD AT: 4201 4th Avenue
Brooklyn, New York
December 13th, 2004, 6:15 p.m.

Reported by:
MARC RUSSO
Job#: 167214

1
2 A p p e a r a n c e s :
3
4 HARRY SZARPANSKI, P.E., Assistant Commissioner,
5 DEPARTMENT OF SANITATION, 44 Beaver Street, 12th
6 floor, New York, New York 10004
7
8 VAUGHAN F. ARNOLD, DEPARTMENT OF SANITATION
9
10 SARAH DOLINAR, DEPARTMENT OF SANITATION
11
12 WALTER CZWARTACKY, DEPARTMENT OF SANITATION
13
14 ALSO PRESENT: JORGE FREIRE, HOWARD FREIRE
15 Spanish Interpreters
16
17
18
19
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1
2 MR. SZARPANSKI: Good
3 evening everybody. My name is
4 Harry Szarpanski, I'm Assistant
5 Commissioner for Long Term Export
6 with the Department of Sanitation.
7 With me tonight are Walter
8 Czwartacky, Sarah Dolinar and
9 Vaughn Arnold also with the
10 Department. We also have with us
11 tonight from our consulting firm of
12 Henningson, Durham and Richardson,
13 HDR, we have Dan Harkins and Susan
14 Raila. HDR is the firm responsible
15 for preparing the draft
16 environmental impact statement for
17 the new solid waste management plan
18 and that's the subject of our
19 hearing tonight.
20 We also have representatives
21 from the firm of Ecology and
22 Environment, they helped us
23 organize this meeting.
24 As you know, in October of
25 2004, the Department of Sanitation

1
2 PUBLIC SPEAKERS: PAGE:
3
4 Fred Xuereb 18, 113
5 Nancy Walby 22
6 Felecia Campasano 26
7 David Rizutto 27
8 Antonia Smith 29
9 Nicole Tai 32
10 Gloria Flora Nicolich 42
11 Edward Wade 49
12 Timothy Logan 59
13 Dyhalma Anaya 71
14 Irene Shen 73
15 Jeremy Laufer 79
16 Chaplain Viviania V. Hernandez 88
17 Judd Schechtman 95
18 Leonard Silver 111
19
20
21
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1
2 issued a New York City
3 comprehensive solid waste
4 management plan for the next 20
5 years. As required, the new SWMP,
6 as we refer to it, has been
7 submitted as a draft to the City
8 Council.
9 The new SWMP is proposed to
10 replace the current SWMP and must
11 be approved by the Council before
12 it can be submitted to the New York
13 State Department of Environmental
14 Conservation for its approval.
15 The new SWMP plans for the
16 management of all of the solid
17 waste generated in the City over
18 the next 20 years. It is supported
19 by a draft environmental impact
20 statement, or draft DEIS, on which
21 we will take comments this evening.
22 My comments tonight will be
23 brief. I will make a short power
24 point presentation before the
25 public portion of the meeting

1
2 begins.
3 Copies of my statement will
4 be available, as well as my
5 presentation, will be available at
6 the end of meeting.
7 Should you require the
8 assistance of a Spanish
9 interpreter, please let the
10 individuals at the front table
11 know.
12 Because the real focus of
13 this public hearing will be your
14 comments, if you plan to make a
15 statement for the record, please
16 take a moment to fill out a speaker
17 sign up sheet and submit it to the
18 individuals sitting at the front
19 table. You will be assigned a
20 number and I will call your name
21 when it is your turn to speak.
22 If any elected officials are
23 here or show up, we'll allow them
24 to speak before the other speakers,
25 out of turn.

1
2 We're interested in making a
3 complete record of your comments,
4 so please state your name clearly
5 and slowly for the stenographer.
6 So that we can hear everyone
7 who wants to speak, we ask that you
8 keep your statements to three
9 minutes. If you do not wish to
10 speak, but would like to provide us
11 with written comments, please
12 complete a comment card that we
13 have provided for you use.
14 Thank you for coming and
15 I'll now begin the power point
16 presentation.
17 (Showing slides) the draft
18 DEIS covers many proposed actions,
19 many proposed components in this
20 draft EIS.
21 This is a public hearing on
22 the draft comprehensive plan and
23 both the new SWMP and the draft
24 DEIS were distributed by the City
25 of New York, Department of

1
2 Sanitation.
3 The DEIS supports the State
4 solid waste air and marine permits
5 that are required to construct and
6 operate the converted MTS.
7 The DEIS and new SWMP are
8 available on the DSNY website and
9 also in six public repositories in
10 Brooklyn for your review.
11 The State permit application
12 for the converted MTS is also
13 available for your review at these
14 public repositories and you can
15 also check the State website to see
16 the progress being made by the
17 State on reviewing these permit
18 applications.
19 The City Council is also
20 expected to hold hearings on the
21 new SWMP in January.
22 There are three broad
23 categories as part of the SWMP.
24 Those include: Recycling,
25 Department-managed waste and

1
2 commercial waste.
3 With respect to recycling,
4 the goals are to hold down the cost
5 of recycling and expand barge
6 transport of recyclables; to meet
7 the 25 percent recycling goal for
8 the DSNY Curbside Program by 2007
9 and by the same date, meet a 35
10 percent recycling goal for all
11 Department-managed waste.
12 Let's go back a slide.
13 The specific initiatives
14 with respect to recycling are: To
15 enter into a 20-year contract for
16 metal, glass and plastic processing
17 and marketing, and for a new
18 recycling processing facility at
19 the South Brooklyn Marine Terminal;
20 enhance composting and waste
21 prevention programs; develop an
22 electronics recycling program and
23 also establish a recycling
24 education center and recycling
25 acceptance facility at the

1
2 Gansevoort Peninsula or an
3 alternative Manhattan site.
4 The Gansevoort site that
5 we're talking about here is in
6 Lower Manhattan on the West Side
7 just below 14th Street.

8 In July of 2004, weekly
9 Brooklyn recycling collections
10 began again.

11 Hugo Neu is expected to
12 develop a recycling processing
13 facility on City-owned land at the
14 30th Street Pier in the South
15 Brooklyn Marine Terminal.

16 And I just want to point out
17 that the specifics of the Hugo Neu
18 proposal were disclosed in the
19 draft scoping document, and if some
20 of you want to refer to it, it's on
21 page 14 and 15 where it talks about
22 that facility accepting waste
23 primarily by barge. However,
24 trucks from the local area from
25 South Brooklyn will be arriving

1
2 and Southwest Brooklyn sites in
3 Brooklyn.
4 It includes the use of
5 private transfer stations for barge
6 or rail export of containerized
7 waste from the Bronx and from the
8 Brooklyn and Queens communities
9 once served by the Greenpoint and
10 the South Bronx Marine Transfer
11 Stations; also complete the
12 construction of the Staten Island
13 Transfer station and begin export
14 of Staten Island waste by rail.
15 And enter into a long-term contract
16 for the disposal of a portion of
17 Manhattan waste at the Essex County
18 Resource Recovery facility in
19 Newark, New Jersey.

20 With respect to commercial
21 waste, to limit new or expanded
22 transfer stations in communities
23 where they are already
24 concentrated; establish new
25 operational regulations to reduce

1
2 there to deliver material from the
3 local area.

4 Composting began in the fall
5 of 2004 at Canarsie Park; full
6 funding was given to the Brooklyn
7 Botanic Garden for composting
8 information programs.

9 With respect to
10 Department-managed waste, the goals
11 are: To end the use of long-haul
12 trucks for waste transport and
13 export more waste by barge or rail;
14 to stabilize waste export costs;
15 distribute waste transfer
16 facilities throughout the City; and
17 containerize waste to get more
18 transport and disposal options.

19 Specifically the long term
20 export program includes building
21 four new marine transfer stations
22 at exiting MTS sites. Those
23 include East 91st Street in
24 Manhattan, the North Shore MTS site
25 in Queens and the Hamilton Avenue

1
2 noise, odor and dust at private
3 waste transfer stations; to study
4 how to lessen waste truck transport
5 on truck routes through residential
6 areas; expand barge and rail export
7 of commercial waste from
8 Department-contracted transfer
9 stations; export some commercial
10 waste through converted MTSs and
11 offer the West 59th Street Marine
12 Transfer Station for export of
13 commercial waste.

14 This is a map that shows the
15 various wastesheds and the four
16 existing MTS sites that we're
17 proposing to convert; those
18 facilities, the containerization
19 facilities and the privately-owned
20 facilities is where we would
21 contract for export with private
22 companies.

23 Specifically for the
24 Hamilton Avenue converted MTS, the
25 wasteshed formerly served by the

1
2 Hamilton Avenue MTS, we're
3 proposing to develop a City-owned
4 converted MTS on the same site
5 where waste will be placed into
6 containers and then exported by
7 barge.

8 The expected average daily
9 throughput is approximately 1,900
10 tons per day of Department waste
11 and potentially up to 1,270 tons of
12 commercial waste per day.

13 Commercial waste would be
14 accepted at this facility only
15 during the nighttime during the
16 hours between 8:00 p.m. and 8:00
17 a.m. and only putrescible waste
18 will be accepted, not construction,
19 demolition debris or fill material.

20 And as I mentioned, up to
21 approximately 1,300 tons per day of
22 commercial waste will be delivered
23 at nighttime to avoid adverse noise
24 impacts.

25 There would be no

1
2 3:00 a.m. hour, to avoid noise
3 impacts.
4 With respect to MTS permits
5 and approvals, the converted MTS
6 will require State, Federal and
7 local permits and approvals. The
8 MTS itself is subject to the
9 Uniform Land Use Review Procedure,
10 ULURP as a site selection for a
11 capital project.

12 The converted MTS ULURP
13 application was certified by City
14 Planning on November 15th and the
15 ULURP process is ongoing.

16 Brooklyn Community Board
17 Seven is expected to hold meetings
18 and a hearing to consider and vote
19 on the ULURP application.

20 The converted MTS State
21 environmental permit application,
22 and that includes solid waste, air
23 and marine, was submitted in
24 November to New York State DEC.

25 The New York State DEC will hold a

1
2 significant adverse on-site noise,
3 traffic or air quality impacts.

4 This shows the three
5 Brooklyn wastesheds; the area in
6 blue is the wasteshed that will be
7 served by the Hamilton Avenue
8 converted MTS.

9 In summary, what the draft
10 DEIS found was that with respect to
11 traffic, no significant adverse
12 traffic impacts were shown with
13 traffic signal changes in place;
14 air quality, no significant adverse
15 on-site or off-site impacts were
16 shown.

17 With respect to odor, the
18 environmental review showed no
19 significant adverse odor impacts.

20 And noise, the facility
21 would not exceed the noise code at
22 the property boundary. And the
23 Department will limit the number of
24 commercial waste trucks accepted to
25 only four during the 2:00 a.m. to

1
2 hearing and establish a public
3 comment period on the converted MTS
4 permit application as part of its
5 permit review process.

6 This shows you how you can
7 provide comments to us. These
8 comments are both on the DEIS
9 and/or the state Permit
10 applications.

11 Those comments could be
12 provided to us verbally tonight by
13 filling out a speaker registration
14 card. You can fill out a comment
15 sheet and leave it with us. You
16 can leave a written statement with
17 us or you can mail comments to us.
18 And we ask that you mail it so that
19 we receive it by January 24th,
20 2005. They can be mailed to either
21 myself or the consultant's address
22 shown below.

23 I'll now open it up to the
24 public.

25 The first speaker is Fred

1
2 Xuereb.
3 MR. FRED XUEREb: Thank you.
4 My name is Fred Xuereb, I'm
5 a resident of 561 62nd Street. I
6 have a couple of questions.
7 On East 91st Street and on
8 West Street at 14th Street, these
9 locations in Manhattan that you
10 proposed, truthfully, I don't think
11 it'll happen that it will be passed
12 because that area I'm sure doesn't
13 want the barges in their area up
14 there, high-rent districts. And if
15 they do not allow the barges to
16 take the garbage, does that mean
17 that the garbage trucks are going
18 to come through the Brooklyn
19 Battery Tunnel onto the BQE into
20 our neighborhood?
21 MR. SZARPANSKI: The format
22 of this hearing is that we listen
23 and ask for you comments; if you
24 have any questions we'll certainly
25 listen and we'll respond to all

1
2 questions in writing.
3 MR. FRED XUEREb: Okay.
4 The next one will be in
5 reference to the garbage trains
6 right now in the Sunset Park area.
7 I know they keep calling it Bay
8 Ridge Yards but it's still in our
9 area of Community Board Seven.
10 Right now there are garbage
11 trains that you line up and you can
12 see them clearly on 5th Avenue and
13 65th Street, that loaded container
14 transportation.
15 This has been in the area
16 for over a year that we have
17 noticed them. Now, when you get
18 your facilities up and running that
19 you want to propose with the tunnel
20 and putting the trains along that
21 route, they're going to be sitting
22 there as long as the trains are
23 sitting there now?
24 A lot of people aren't aware
25 that the Sanitation, how should I

1
2 say it, containerization cars are
3 parked fully-loaded because you can
4 see the garbage still protruding
5 out of the doors even when it's
6 locked. And what we want to know
7 is it going to be a continuation
8 when they decide to put the train
9 yards to storing the garbage? They
10 do it there now so I'm saying it --
11 MR. SZARPANSKI: Just to
12 offer a clarification for everyone,
13 the Department, there is no
14 Department-managed waste that's
15 going into containers in that area
16 right now. I'm not sure if you're
17 referring to the C&D Construction
18 demolition waste or sludge but --
19 MR. FRED XUEREb: It's
20 garbage.
21 MR. SZARPANSKI: If it's
22 garbage it's not Department-managed
23 waste.
24 MR. FRED XUEREb: It's
25 somebody's garbage, that's what I

1
2 want to know.
3 Now, if it's New York City
4 garbage that you're transporting
5 and used to take it down to the
6 barge, just want to know if that's
7 it, that it's being right along the
8 Sunset Park Yard for over a year
9 now. Occasionally you see it by
10 just walking across the street
11 bridge.
12 And Arthur Kill, the
13 facility I know is closed, but you
14 could still see when you're on
15 Route 440 that they have 20, 25
16 barges at any given time docked at
17 Arthur Kill. And my question is:
18 I don't see why Sunset Park has all
19 facilities from all five boroughs
20 when they could be utilizing other
21 areas.
22 For instance, Arthur Kill
23 has the facilities, they're there
24 now to dock their barges and their
25 tugboats, why everything has to be

1
 2 bring -- brought into our area of
 3 Sunset, I can't understand this.
 4 And that's it, I'm sure there are
 5 other members that want to talk.
 6 MR. SZARPANSKI: Thank you.
 7 Our next speaker is Nancy
 8 Walby.
 9 MS. NANCY WALBY: Good
 10 evening, my name is Nancy Walby.
 11 This evening I'm going to be
 12 representing the Brooklyn Solid
 13 Waste Advisory Board and I just
 14 have a few comments, we'll write
 15 them out in a more complete form at
 16 a later time.
 17 The plans that you have for
 18 Hamilton Avenue, and am I correct
 19 this also includes the Hugo Neu
 20 facility or you're concentrating on
 21 the Hamilton Avenue?
 22 MR. SZARPANSKI: This
 23 hearing is on the draft DEIS for
 24 the new SWMP. The SWMP includes
 25 both Hugo Neu and the MTS

1
 2 facilities.
 3 MS. NANCY WALBY: Okay. We
 4 know that your -- the plans are for
 5 moving solid waste out by rail and
 6 barge. We have always encouraged
 7 that and the proposed facilities
 8 are going to be enclosed, then we
 9 think that's a good thing.
 10 And Hugo Neu is known for
 11 its aggressive recycling as a
 12 business and I know the SWMP has a
 13 section on enforcement of all the
 14 operations. Those are the good
 15 things.
 16 Now having said that though,
 17 we have some questions and we would
 18 like them addressed. And one is,
 19 we're aware that Hugo Neu has other
 20 facilities in this City and they
 21 don't have a very good track record
 22 about being clean at those
 23 facilities. And we want to be
 24 assured that they will not carry
 25 those behaviors down to the 30th

1
 2 Street facility that's proposed.
 3 And my question is: How can the
 4 community be assured that the
 5 operations that Hugo Neu carries
 6 out will be clean and how will that
 7 be enforced, those regulations be
 8 enforced?
 9 Another concern we have is
 10 the truck traffic along Hamilton
 11 Avenue at the Hamilton Avenue
 12 Station. It's a very small
 13 footprint comparative -- comparing
 14 it to other footprints in the City
 15 and it has quite a large wasteshed.
 16 And what is the truck queuing, what
 17 are the plans for the trucks
 18 queuing on Hamilton Avenue, because
 19 I don't believe that there's going
 20 to be enough room on that footprint
 21 for very many trucks, I could be
 22 mistaken but I want that question
 23 answered.
 24 And also, we have concerns
 25 about the environmental impacts

1
 2 resulting from the activities I
 3 just mentioned.
 4 In particular, air
 5 pollution, noise pollution and
 6 traffic pollution and we want to be
 7 ensured that there's going to be
 8 aggressive enforcement, by whom
 9 will there be enforcement and I
 10 understand we also have regulations
 11 will be passed, I don't know if
 12 they've been passed but we're
 13 concerned about enforcement.
 14 And we also believe the SWMP
 15 really is not aggressive enough in
 16 its plans for composting and
 17 recycling and we would like to see
 18 the Department and even the City
 19 propose much more aggressive plans
 20 for composting, more than handing
 21 out information and recycling
 22 additional materials other than
 23 what they recycle right now.
 24 We'll submit additional
 25 comments later. Thank you.

1
 2 MR. SZARPANSKI: Thank you.
 3 Our next speaker is Felecia
 4 Campasano.
 5 MS. FELECIA CAMPASANO: Hi,
 6 my name is Felecia Campasano and I
 7 am the Board President of the Bay
 8 Ridge Towers. We are 811 families.
 9 Our building is located on 65th
 10 Street between 4th Avenue and
 11 Second Avenues. And we have many
 12 concerns, okay, for all our
 13 residents.
 14 First of all, what kind of
 15 waste is actually going to be held
 16 in these containers? Also, how
 17 many times -- how many trains per
 18 day will be going under our
 19 buildings? How many barges will be
 20 going out after they're loaded and
 21 what happens when it snows and it's
 22 icy, are these trains going to be
 23 sitting under our buildings? For
 24 how many hours? For how long?
 25 And what guarantee, we keep

1
 2 manager of the Towers of Bay Ridge
 3 which Ms. Campasano is the Board
 4 President.
 5 In chapter ten of the final
 6 scoping document, the Department of
 7 Sanitation's new rules talks about
 8 it's not necessary to do an
 9 environmental study on the 65th
 10 Street Yard. However, chapter 2.1
 11 and 2.3 define the 65th Street
 12 yards as an intermodal yard. And
 13 I'm trying to find a way to
 14 understand if it's an intermodal
 15 yard why there would be no need
 16 right near a waterway to do an
 17 environmental study if the plans,
 18 as I hear them, are for the 65th
 19 Street Yard are going to be what
 20 they are.
 21 My other question was
 22 already asked this evening, but I
 23 also have that concern. My belief
 24 is that there is waste being
 25 transported underneath these

1
 2 hearing that it's going to be in
 3 sealed containers. What kind of
 4 guarantee do we have, I mean we're
 5 talking about from children to the
 6 elderly, our backyards are out
 7 there, we have windows that are
 8 facing both areas. And actually, I
 9 think it's a lot being asked of the
 10 residents here and other residents
 11 to really have to tolerate this,
 12 okay.
 13 Common sense, when the
 14 weather is bad those trains are not
 15 going anyplace. And I'm sure
 16 there's only go to be X amount of
 17 barges going out per day. So we
 18 would like to know all those
 19 answers.
 20 Thank you.
 21 MR. SZARPANSKI: Thank you.
 22 Our next speaker is David
 23 Rizzuto.
 24 MR. DAVID RIZUTTO: My name
 25 is David Rizzuto, I am the property

1
 2 buildings on the rails at this
 3 time. It has been going on for
 4 some time. Where it's from, I
 5 don't know and it's a question that
 6 you need to answer to us.
 7 Also I have one more
 8 question, what is the time frame of
 9 the barges, like Ms. Campasano
 10 asked, I know it has to be an
 11 expensive proposition to have
 12 barges leaving daily, how often
 13 daily, and it would only stand to
 14 reason to me that this garbage
 15 would sit for some time underneath
 16 the buildings for whatever period
 17 of time that is. And I would like
 18 an answer as to that also.
 19 MR. SZARPANSKI: Thank you.
 20 Our next speaker is Antonia
 21 Smith.
 22 MS. ANTONIA SMITH: Good
 23 evening, my name is Antonia Smith.
 24 MR. SZARPANSKI: Sorry.
 25 MS. ANTONIA SMITH: No

1
2 problem, that's okay sweetheart.
3 You did state earlier that
4 we would get what was shown on the
5 screen was, it was definitely too
6 much for me to write and listen at
7 the same time.

8 I am from Bay Ridge Air
9 Rights, that coop building on 65th
10 between 4th and Third. I do have
11 two other board members here with
12 me which came before me.

13 My question sir, is what is
14 the RFP for 65th Street? Okay.
15 Also, how will this garbage be
16 transferred? I understand that
17 they say it's going to be under
18 closed containers, but how sure can
19 we be that they are? Who's
20 watching all this? Who's
21 responsible?

22 Second, is who is
23 representing Bay Ridge Coops, name
24 me the coops. Is it Sarah Gonzalez
25 and, is it Sarah Gonzalez? Okay, I

1
2 of the weather, not such much
3 because the cold weather with the
4 snow, but come summer. We do have
5 children playing out in the
6 backyard, we do have elderly
7 citizens, you know, living with us
8 so we definitely are very, very
9 concerned as to how this is going
10 to have an impact on us.

11 And I'd definitely like to
12 get some of that paperwork so I can
13 take back to my shareholders and
14 they be aware of what's going on.

15 That's what my concerns are.

16 MR. SZARPANSKI: Thank you.

17 Both my presentation and my
18 statement are available at the desk
19 out front.

20 Our next speaker is Nicole
21 Tai.

22 MS. NICOLE TAI: Hi, my name
23 is Nicole Tai, I'm the Chair of the
24 Sanitation Committee for Community
25 Board Seven and I also am the

1
2 wasn't sure about that.
3 Again, I think I asked the
4 question how many trucks and trains
5 will be going through. And has the
6 City or the State actually
7 conducted surveys for our
8 buildings; keep in mind our
9 buildings are 30 and 29 stories
10 high, these trains are going to be
11 going under our buildings. The
12 structure of the building, have
13 they been surveyed by, you know,
14 whoever knows about buildings?
15 Would that cause damages to our
16 homes?

17 They also stated that the
18 noise will be low and the smell
19 will be controlled. How can we be
20 sure of that? How do we know that
21 these trucks coming in at two or
22 three in the morning is not going
23 to wake half of the neighborhood
24 up. The rodents that's going to
25 definitely start showing up because

1
2 Treasurer for Sunset Park, for
3 Baltic Homes on Sunset Park.

4 And I've been a resident
5 here for four years and have
6 noticed that we have major, major
7 traffic issues mainly in the form
8 of our streets. Our streets are a
9 complete mess and there's really no
10 discussion on how that is going to
11 be alleviated and how much money
12 we're going to be receiving to fix
13 our streets; how much effort is
14 going to be put into fixing our
15 streets when the trucks have to
16 take alternative routes.

17 I live on an alternate truck
18 route and we have buses going down
19 that street that aren't supposed to
20 be going down that street. We have
21 tractor trailers hauling everything
22 from trash to goods going down our
23 streets and it's got a park -- it's
24 got many schools and businesses and
25 homes on that street.

1
2 And so I just wanted to ask
3 how are you going to assure the
4 community that these trucks are not
5 going to be going down alternate
6 routes then what is proposed in the
7 EIS? Because this is just, you
8 know, there's conditions that
9 cannot be predicted and whether
10 it's the weather or whether it's
11 the street closure or, you know,
12 water running down a street, so
13 that's something I'd like to have
14 addressed.

15 Another issue which I think
16 is the most intense and major issue
17 for this community is that we have
18 four facilities proposed for
19 Community Board Seven. The 65th
20 Street intermodal yard will, is
21 basically in Sunset Park. And so
22 we consider having four facilities
23 in our neighborhood to be an
24 overburden on our community and
25 it's been voiced by numerous board

1
2 they're all going to be going,
3 using the same streets. And if
4 those streets are full, they're
5 going to be coming down everybody
6 else's street and they're all
7 residential streets.
8 So that's a major issue we
9 have. And I know that some other
10 board members here are going to
11 talk about the other conditions
12 that will result in having four
13 facilities in our neighborhood such
14 as health and impasse so I'll let
15 them talk about it.

16 But one of the major issues
17 that we have as well is that we
18 only received three documents, we
19 did not receive the SWMP, we did
20 not receive any of the appendices,
21 we only received the three, the
22 three out of the six documents.

23 THE AUDIENCE: There's more
24 than that. I've got a list.

25 MS. NICOLE TAI: Yeah, so

1
2 members and community members that
3 this is just, this is unacceptable.
4 And so are there alternatives to
5 having these, all four of these
6 facilities in our neighborhood and
7 if there are not, how can we be
8 assured that the environmental
9 impact statements have been
10 targeted to address all four of
11 these areas being in one
12 neighborhood.

13 I noticed each one is dealt
14 with individually and there hasn't
15 been an overall impact of all of
16 these facilities being in one area.
17 So each -- each, the Hamilton
18 Avenue and the recycling plant have
19 all been dealt with individually,
20 but there haven't been the
21 cumulative impact set and developed
22 to tell us what's going on when all
23 the trucks for the recycling
24 facility and for the waste facility
25 are coming in all at the same time,

1
2 you know, we're very disappointed
3 that we haven't received those
4 documents. I've been downloading
5 most everything I can from on line
6 but my computer can only handle so
7 much.

8 So for us, this is a real
9 issue and we're going to need more
10 time to evaluate this as a board.
11 So we would appreciate those
12 documents being sent to our
13 district manager.

14 Okay, I'll try and make this
15 brief. Okay, the 56th Street barge
16 staging area, want to know if
17 there's a potential for that site
18 to be a source of truck traffic.
19 It says it's just for barges only
20 but we want assurances that it is
21 only for barges or else is there
22 potential that there will be truck
23 traffic going to those places to
24 load containers or garbage on to
25 the barges as well as the 65th

1
2 Street intermodal yard as well. So
3 we would like those two questions
4 answered.

5 And of course the major
6 issue which Fred also brought up is
7 what's going to happen if the
8 Manhattan facilities, both the MTS
9 and the recycling acceptance center
10 are not approved, which is highly
11 likely, so does that mean that
12 everything is going to be trucked
13 into our neighborhood from
14 Manhattan or will it be trucked to
15 New Jersey or what are the
16 alternatives there? And then what
17 is the date? Do you, I don't know
18 if you can answer this now, what is
19 the date that the Brooklyn MRF is
20 supposed to open? The recycling
21 facility, do you know? So the
22 Manhattan one is seven years down
23 the road.

24 MR. SZARPANSKI: I think
25 we've estimated 2007 for that

1
2 facility.

3 MS. NICOLE TAI: Okay, so it
4 would be before the Manhattan
5 facility, okay. So as such, there
6 would be a gap there and we
7 probably would have trucks for
8 about, what that would be, about
9 five years coming into our
10 neighborhood from Manhattan. No?

11 MR. CZWARTACKY: If you go
12 back, if you go back and review; if
13 you go back and review the
14 document, you'll have trucks that
15 will either continue their process
16 of going to the Bronx, dumping it
17 into barges there and then it will
18 be barged to Brooklyn or drive to
19 New Jersey where it will be put
20 into barges and barged to Brooklyn.

21 MS. NICOLE: Okay.

22 MR. CZWARTACKY: It's not
23 part of the plan to drive Manhattan
24 waste -- Manhattan recyclable to
25 Brooklyn.

1
2 MS. NICOLE TAI: Okay. And
3 finally, the chapter on waste
4 prevention and recycling in the
5 SWMP is just, it's just pathetic.
6 This is a City of eight million
7 people and there's nothing proposed
8 in there that's new. And I've SEEN
9 so much better done by cities in
10 Texas for instance, New York city
11 should be able to do much better
12 and I'm extremely disappointed and
13 I'm just, I cannot believe that
14 there's nothing in there about
15 reuse, it's just called waste
16 prevention recycling. That is just
17 unacceptable.

18 And I mean, there are, there
19 are facilities here in the City
20 that are doing a wondrous jobs and
21 they aren't even mentioned there
22 and they're not even talked about
23 as a potential source of acceptance
24 of materials. And there's no
25 discussion on a potential

1
2 infrastructure for the use; there
3 is discussion a little bit on waste
4 prevention initiatives that are
5 education-based but, nothing,
6 nothing beyond that and no numbers,
7 no dollar amounts. And the fact
8 that we're only going to have two
9 recycling education centers is, I
10 mean, who's going -- some kids in
11 Brooklyn don't ever leave Brooklyn,
12 they wouldn't go to Manhattan for,
13 you know, recycling education. And
14 I mean, certainly couldn't handle,
15 you know, every class in Brooklyn
16 going to those facilities. So
17 there needs to be something
18 community board-based as far as
19 education is concerned.

20 We need to have money to put
21 into that to help us reduce the
22 burden of our streets for this
23 trash. We can reduce our waste and
24 prevent a lot of things from
25 happening in the first place.

1
 2 We've got 20 years do to it and I
 3 mean I know that there are some
 4 brilliant minds here in New York so
 5 we should be able to tap into those
 6 people and actually get some
 7 numbers here and get some real
 8 information for the people on how
 9 to reuse, how to recycle and how to
 10 prevent waste. And if that means
 11 legislation, I think that that
 12 should be talked about too. I
 13 don't think it's inappropriate to
 14 talk about that in our City
 15 government, it just seems ludicrous
 16 that our City Government is not
 17 talking about legislating in some
 18 sort of waste prevention.

19 Thank you.

20 MR. SZARPANSKI: (Applause.)

21 Thank you.

22 Our next speaker is Gloria
 23 Flora Nicolich.

24 MS. GLORIA FLORA NICOLICH:
 25 My name is Gloria Flora Nicolich

1
 2 come into the area. I worked very,
 3 very hard on a program that we had
 4 for the sledge plant, we didn't
 5 want that either. And all the
 6 reason why we didn't want that are
 7 the same as we why we don't want
 8 this.

9 First of all, the Sunset
 10 Park area between 17th Street and
 11 65th Street from the waterfront to
 12 11th Avenue has always been a
 13 dumping ground. Why? While other
 14 areas of Brooklyn and Manhattan,
 15 absolutely Manhattan, like Park
 16 Slope, Windsor Terrace, Carroll
 17 Gardens and the so forth, have
 18 ridden themselves of incursions
 19 detrimental to residential living,
 20 we haven't been able to do that.
 21 And one of the reasons why we
 22 haven't been able to do that is
 23 because we have people here who are
 24 willing to take the crap.

25 Well, after all these years,

1
 2 and I'm a homeowner. I lived here
 3 since 19 -- October the 15th,
 4 1959, I moved into 464 45th Street.
 5 And the neighborhood has been going
 6 down ever since. It looks as if I
 7 might -- you know, I pass, go
 8 through Richmond and burn
 9 everything up.

10 He said we have 20 years, I
 11 don't have 20 years, I'm 81 years
 12 old, I most certainly do not have
 13 20 years.

14 I would like to see -- I am,
 15 the 4th of July 19 -- in the year
 16 2004 I became 81.

17 I have lived here a long
 18 time. When I came here, this was a
 19 beautiful area, it's a lot of
 20 shipping we had on the coast. My
 21 husband worked on a tug, it was
 22 beautiful.

23 As things went on, Sunset
 24 Park has become a dumping ground
 25 for just about everything if you

1
 2 I'm not willing to take the crap
 3 anymore (applause.)

4 No matter how you slice it,
 5 recycling is not clean, even if you
 6 promise me that you're going to
 7 have a beautiful, sterile white
 8 building there and that the trucks
 9 are going to go into that building
 10 and the doors are going to close
 11 down behind them, you know, that's
 12 not going to happen. There's going
 13 to be dirt and there's going to be
 14 filth and there's going to be
 15 vermin and there's going to be
 16 rats.

17 I see what happens now with
 18 the recycling on the sidewalk. I'm
 19 very, very careful, I make sure
 20 that all my stuff is put in the
 21 right color bags every time,
 22 certain things have to be in blue,
 23 certain things have to be in white
 24 and then people come along and
 25 rustle threw the things so they can

1
 2 see if there's a can or something.
 3 The next morning we wake up, the
 4 whole sidewalk is filthy. They
 5 throw papers on our stoops. We
 6 come down, whole street is filthy.
 7 I'm tired of living like that. And
 8 I think this is just going to be
 9 one more thing that's going to hurt
 10 our neighborhood. More trucks are
 11 going to bring more crowds, more
 12 pollution, more danger for our
 13 children and seniors.

14 There's a senior center,
 15 senior citizen center here with
 16 many old people who come up on
 17 little, on wheelchairs. There are
 18 other schools around here. We have
 19 a nursing home up near Lutheran
 20 Medical. Sick people. The same
 21 problems that we had when we said
 22 we didn't want the sledge are the
 23 same for you.

24 There's going to be vermin,
 25 there's going to be pollution,

1
 2 this room and I've been here longer
 3 than anybody in this neighborhood
 4 and I also, by the way, represent
 5 the American Merchant Marine
 6 Veterans Organization, I'm their
 7 public relations director and
 8 that's from coast to coast. And
 9 one of my aims was to build up the
 10 waterfront for maritime use because
 11 we really need it not wearing white
 12 -- I can go into a lot of things
 13 but I'm going to tell you, we don't
 14 want these plants. One is enough,
 15 you're trying to shove five down
 16 our throats, no, we do not want it.
 17 We don't want it because it will
 18 bring in traffic. We don't want it
 19 because it will bring in vermin.
 20 We don't want it because it'll
 21 bring in dirt. We don't want it
 22 because we have asthmatic kids
 23 here. We don't want it because
 24 have a lot of schools here. We
 25 don't want it because we have

1
 2 there's going to be trucks, it's
 3 hard enough to cross the street
 4 now. This is the most crowed area
 5 I've ever seen in my life and
 6 little old people can't get across
 7 the street in time for the lights
 8 to change.

9 I was nearly killed the
 10 other day and I'm very careful
 11 because I can't walk well.

12 What are you doing to us?
 13 I'm not even going to -- you don't
 14 -- you're not going to answer any
 15 questions today, I'm not even
 16 asking you questions and I don't
 17 think the people in this room care
 18 about your answers, because you had
 19 no choice, you have to answer what
 20 is on page six, line four, word
 21 two. This is your job, you're not
 22 for us so I'm going to tell and I
 23 really shouldn't be speaking for
 24 the entire neighborhood, but I
 25 think I'm older than anybody in

1
 2 senior citizens here. We don't
 3 want it, and if we have to stand up
 4 and kick it, we'll do that too
 5 (applause.)

6 MR. SZARPANSKI: Thank you
 7 for your comments.

8 Our next speaker is Edward
 9 Wade.

10 MR. EDWARD WADE: I was here
 11 in June and we had three large
 12 volumes on the first plan you had.
 13 And in June you said the City was
 14 going to share. Every
 15 neighborhood, there was going to be
 16 three marine transfer stations in
 17 Manhattan, two in Brooklyn, the
 18 Bronx, Queens, it was going to be
 19 complete, the whole City was going
 20 to share it.

21 Well, we're not sharing
 22 because it's all changed. But
 23 while we were here in June we knew
 24 it wasn't going to be what it was
 25 because Hugo Neu already had

1
2 submitted their, with the RFP to do
3 the 30th Street for a complete, all
4 the recycling, all the recycling in
5 the City's going to 30th Street.

6 But now we got a marine
7 transfer station on Hamilton Avenue
8 and according to your records, your
9 records, not my records, it's going
10 to be one of the busiest because
11 you see, you don't put down the
12 hours of East 91st Street.

13 I heard it's going to be
14 from ten at night to 6:00 in the
15 morning because they don't want to
16 disturb the neighbors, and it's not
17 going to take regular garbage, just
18 commercial. There's all kinds of
19 stories but according to your
20 records, East 91st Street is gonna
21 have 130 trucks a day, but Hamilton
22 Avenue's going to have 267. So it
23 means -- it means that in one day
24 it's going to be open longer. And I
25 know it's going to be seven days,

1
2 Pataki doesn't want anything on the
3 West Side but parkland so
4 Gansevoort isn't going to exist but
5 that's your problem.

6 But let's get back to
7 Hamilton Avenue. Hamilton Avenue's
8 going to be a disaster, it's going
9 to be truck, truck, truck. Trucks
10 all day, all night, seven days a
11 week. It's going to take trucks
12 from every borough.

13 Now, 30th Street, 30th
14 Street, they came down, Hugo Neu
15 said they're gonna get trucks, 20 a
16 day. They came here, they sat
17 right where you are and they said,
18 it's going to be a very clean, neat
19 plant, the City's gonna build them
20 a plant. But when I went to
21 Planning Board 11, 'cause we don't
22 have -- we don't have the books,
23 you didn't bring the books here. I
24 had to go to Planning Board 11 in
25 the library to check the books.

1
2 24 hours and it's going to take the
3 commercial garbage.

4 And the thing you had on the
5 screen, you're going to stop
6 commercial people from coming at
7 two in morning, that's a joke. How
8 are you -- who's going to stand out
9 there and stop a commercial garbage
10 truck from going down Hamilton
11 Avenue? There would be a fight on
12 the street.

13 And Harry, Harry, I don't
14 want to keep you awake, but you
15 missed it, all the -- all of the
16 recycling from Manhattan's coming
17 here. In your records, your
18 records, not my records, on page 87
19 of 120, the Manhattan curbside
20 recycling is going to show 60
21 trucks everyday down to Hugo Neu,
22 but Gansevoort's supposed to take
23 the rest. Gansevoort isn't going
24 to exist because today the West
25 Side Plan went through and Governor

1
2 And not only don't you have books,
3 but the plans for the four, four
4 facilities in Board Seven, there's
5 no other planning board in the City
6 getting four facilities but us.

7 30th Street is going to
8 have, as you come in, there's no
9 trucks going to be there, right,
10 it's gonna have two in-the-ground
11 truck weighing stations, 80 feet
12 long. Why do you need a truck
13 weighing station if you don't have
14 any trucks?.

15 Then by the barge area
16 you're gonna have a tipping area
17 for trucks. Well, if there's no
18 trucks, why do you need a tipping
19 area to load them on barges?

20 Then on the other side, the
21 north side, there's a truck loading
22 section so they can load trucks
23 overhead. So for a place with no
24 trucks, and in chapter 17 dash one
25 of a section, you didn't deliver

1
 2 here. You said Brooklyn would be,
 3 get all the trucks -- all the
 4 recycling from Brooklyn would
 5 travel to 30th Street by trucks,
 6 although there's no places in
 7 Brooklyn, there's no piers to take
 8 these things for barge in Brooklyn.
 9 Certainly, there's none in Queens
 10 so we'll probably get Queens.
 11 Also, we're gonna get all
 12 the trucks in Brooklyn and the
 13 Manhattan curbside in this, in
 14 chapter 17 of the Manhattan
 15 curbside recyclable to the 30th
 16 Street Pier and South Brooklyn
 17 Marine Terminal, Chapter 17 of your
 18 book so that takes care of 30th
 19 Street.
 20 Now, down to 52nd Street,
 21 you're going rebuild a pier on 52nd
 22 Street. You gonna -- there was a
 23 pier there to load garbage to take
 24 it to Great Kills years ago.
 25 You're going build a new pier

1
 2 because the old pier were all eaten
 3 up.
 4 Now I couldn't -- I couldn't
 5 get the -- I couldn't bring the
 6 books here because I had to make
 7 notes, since you didn't bring the
 8 books here. And the plans weren't
 9 delivered here either. The pier on
 10 52nd Street, now why build a pier,
 11 a concrete pier on 500 feet long,
 12 60 feet wide, just to tie up a
 13 barge?
 14 Now we have barge people
 15 here, oil barges, they build
 16 cluster piers just to tie them up.
 17 When you build a pier, concrete
 18 pier 60 feet wide, it's for trucks
 19 to go around and can turn around.
 20 That's the function of a concrete
 21 60-foot pier. And that pier is
 22 going to be down a very narrow
 23 street so what you can do there and
 24 in your plan too you said it's a
 25 backup for Hamilton Avenue. But

1
 2 you don't go any further. A back
 3 up for Hamilton Avenue. In your
 4 own -- this is your plan right here
 5 (indicating) and in Planning Board
 6 11, which I had to go to and look
 7 at their books, the pier on 52nd
 8 Street is a back up for Hamilton
 9 Avenue.
 10 Now we get down to 65th.
 11 65th Street is rail yard, a big
 12 rail yard, it's 33 acres of rail
 13 and it's got 12 acres of tracks so
 14 you can store a lot of stuff but in
 15 your plan, you're gonna take part
 16 of the stuff from Hamilton Avenue
 17 and containerize, bring it down
 18 here by barge.
 19 Now, when tugs cost ten or
 20 20 thousand dollars an hour to
 21 rent, it's good to bring it by
 22 barge, but when it gets there,
 23 there's no way to get it off the
 24 barges because there's no cranes
 25 down there, there's no overhead

1
 2 cranes to lift them off. So I
 3 don't know how you're going to get
 4 these off the barges.
 5 The whole plan is terrible
 6 for us because we're gonna get four
 7 dirty, rotten facilities which
 8 we're certainly going to get
 9 trucks. You're going to get the
 10 containers from Hamilton Avenue and
 11 65th, you're gonna truck them down
 12 there, I know what's gonna happen,
 13 and you know what's gonna happen,
 14 but you weren't honest with us in
 15 the beginning and there's no reason
 16 you should be honest now.
 17 But tonight before I came
 18 here I was -- I said, gee, maybe
 19 he'll be honest and above word, you
 20 know it's not -- let me just make a
 21 comment. I got my dictionary out
 22 and I looked up three words and you
 23 can decide what we are.
 24 Sucker: One who is easily
 25 deceived, a gullable person.

1
 2 Now we might be suckers and
 3 you might look at us like suckers
 4 but we're not.
 5 Victims: We certainly are
 6 victims. Someone how is harmed by
 7 another. Well, the other is you
 8 people.
 9 One who is harmed and made
 10 hurt from an act of volun --
 11 voluntary act.
 12 And the worst one, the worse
 13 one we can be and that I don't see
 14 our elected officials here tonight
 15 is a fool: One who is deficient in
 16 judgement. Well, we're not
 17 deficient in judgement and your
 18 plan hurts us, it hurts every man,
 19 women and child in this community.
 20 From Hugo New to the plant to
 21 Hamilton Avenue to the pier, to
 22 65th Street and I, please share it
 23 with someone else because we don't
 24 want every piece of garbage of
 25 Manhattan, Brooklyn and Queens to

1
 2 glass half full tonight, see what
 3 we can do. It's tough given what
 4 I've heard and what I've seen.
 5 The failure to include the
 6 study of siting and regulation regs
 7 in the DEIS as well as plan for the
 8 phasing out of truck-based land
 9 transfer stations in this document,
 10 appears to be a clear example of
 11 segmentation, it's extremely
 12 problematic as we look at the
 13 various facilities that have been
 14 talked about tonight.
 15 They don't begin to address
 16 the truck-based transfer stations
 17 that are close to the Hamilton
 18 Avenue facility or for that matter,
 19 in on 50th Street, 51st Street, in
 20 that area.
 21 So without addressing those,
 22 that would add additional impacts.
 23 The findings of no significant
 24 adverse impacts notwithstanding the
 25 DEIS, appear to have neglected

1
 2 come here and that's what you
 3 designed this for (applause.)
 4 MR. SZARPANSKI: Thank you.
 5 Our next speaker is Timothy
 6 Logan.
 7 MR. TIMOTHY LOGAN: Hi, good
 8 evening. I'm here representing
 9 several different groups so I just
 10 want to make sure that I delineate
 11 statements.
 12 Anything that refers
 13 specifically to export or marine
 14 transfer stations or land-based
 15 transfer stations can be attributed
 16 to the Organization of Waterfront
 17 Neighborhoods.
 18 The other statements that I
 19 make can be attributed to the Zero
 20 Waste cam -- New York City Zero
 21 Waste Campaign and all of it can be
 22 attributed to the Consumer Policy
 23 Institute with the Consumers Union,
 24 for who I am consulting.
 25 I'm going trying to give the

1
 2 consideration in this community of
 3 the Gowanus redecking and the
 4 failure to plan for the closure
 5 again, of land-based transfer
 6 stations. Also, this litany of
 7 different options within the
 8 neighborhood is problematic.
 9 If the plan is that you're
 10 going to use the Hamilton Avenue
 11 Marine Transfer Station, then why
 12 do you put these other things in
 13 there? It leaves a dubious problem
 14 for the community to address. They
 15 have to look at all of these
 16 different areas.
 17 If the plan is that you're
 18 using the Hamilton Avenue Marine
 19 Transfer Station, then the other
 20 phase needn't have been in there.
 21 I would hope that that would be the
 22 plan and that alone.
 23 I'd like to recognize the
 24 movement forward that DSNY made
 25 with the Hugo Neu recycling

1
 2 facility and what it represents.
 3 It's something that was in the 1992
 4 solid waste management plan, not
 5 that particular site, but rather
 6 the concept, something that has
 7 been proposed by advocates
 8 throughout the City since that
 9 time. And its coming to
 10 realization is quite impressive but
 11 there's certain concerns that have
 12 been called to attention regarding
 13 truck traffic, including dubious or
 14 conflicting numbers of truck trips
 15 that have been put forward both by
 16 public affairs of DSNY and the
 17 Economic Development Corporation.
 18 There's somewhat significant
 19 disparity around those numbers, not
 20 to mention numbers that have been
 21 mentioned earlier tonight about
 22 Manhattan trucks.
 23 That should be very clear,
 24 and its failure to provide clarity
 25 for the people here tonight is

1
 2 Neu Facility; if you're doing an
 3 EIS, you have to look at what
 4 environmental impacts there are for
 5 the various possibilities. And the
 6 possibilities were not considered.
 7 The only possibility that appears
 8 to be considered primarily was
 9 export of waste.
 10 What is waste? Waste is the
 11 various useful things that we
 12 purchased and utilized and we're
 13 now trying to dispose of some
 14 portion of them.
 15 When DSNY was first created
 16 a hundred years ago or so, you were
 17 primarily utilized for composting
 18 because there were any number of
 19 different scrap dealers that were
 20 picking up everything else. Where
 21 is all of that?
 22 The DEIS fails to fully or
 23 even significantly consider the
 24 broader concept of zero waste and
 25 the inclusive disciplines of waste

1
 2 problematic.
 3 Also, it's problematic to
 4 suggest that trucks would be coming
 5 from, and you have the map 'cause
 6 you created it, all of these areas
 7 to the Hamilton Avenue (indicating)
 8 or rather to the Hugo Neu facility
 9 rather than strictly one-third of
 10 Brooklyn coming by truck to the
 11 Hugo Neu Facility. It would make
 12 sense that one-third might come by
 13 trucks because the Hamilton Avenue
 14 facility is so close, but that
 15 two-thirds should be coming from
 16 the other barge facilities within
 17 Brooklyn rather than coming by
 18 truck.
 19 Also the lack of additional
 20 infrastructure planned for
 21 diversion from waste prevention and
 22 reuse, recycling and composting in
 23 this plan is problematic. The only
 24 significant plan that was made for
 25 infrastructure here was the Hugo

1
 2 prevention, reuse, recycling and
 3 composting.
 4 I'd like to support the
 5 export of Manhattan's commercial
 6 waste through transfer stations in
 7 that borough to reduce the impact
 8 of commercial waste transfer
 9 stations on neighborhoods in this
 10 borough or the other boroughs in
 11 New York City other than Manhattan,
 12 they need to deal with their own
 13 share of waste.
 14 I'd like to strongly support
 15 the goal of 70 percent diversion by
 16 2015 which is mentioned in the
 17 solid waste management plan and
 18 it's consistent with a goal for
 19 zero waste that the public has put
 20 forward on numerous occasions now
 21 and was submitted in comments
 22 during the scoping for the DEIS,
 23 but apparently not particularly
 24 considered. However, the plan
 25 provides for no detail on how

1
 2 you're going to achieve that goal.
 3 I'd like to support the
 4 reinstatement of the Botanical
 5 Gardens Composting Programs but
 6 again, call greater attention to
 7 the composting of food waste that's
 8 critical to achieving aggressive
 9 diversion rates, that not
 10 addressed.

11 The commercial waste section
 12 of the plan does pay any attention
 13 to waste prevention or recycling of
 14 commercial waste. The City will
 15 not be able to meet this combined
 16 70 percent diversion rate without
 17 addressing commercial and
 18 construction and demolition debris
 19 streams.

20 The plans states an
 21 intention to increase transfer
 22 station fees on commercial waste.
 23 Those increased revenues should be
 24 dedicated to the commercial waste
 25 prevention and recycling programs

1
 2 and the Administration has every
 3 opportunity within their plan to
 4 put forward this kind of
 5 legislation to propose it, not to
 6 wait on the City Council to do such
 7 a thing.

8 If you are the planning
 9 agency responsible for solid waste
 10 in this City, why are you stepping
 11 back and saying we'd like it if the
 12 Feds did something? None of us are
 13 blind here, we've seen what's
 14 happened recently in the Federal
 15 elections, we do not expect
 16 anything particularly progressive
 17 to happen at the Federal level.

18 Failure to address this on a
 19 local level is problematic. The
 20 plan should include the City's
 21 support for expanding the State's
 22 Bottle Bill as a means for
 23 increasing the recycling of
 24 beverage containers. And
 25 incidentally, the Bigger Better

1
 2 as well as I mentioned composting
 3 programs.

4 The plan should include an
 5 investigation of commercial waste
 6 franchising. This might be a way
 7 to make sure that we don't have all
 8 of these trucks running rampant on
 9 the different streets when they're
 10 given a specific route that they're
 11 only allowed contractually to
 12 drive, that might be an
 13 opportunity.

14 Franchising schemes should
 15 be exempt from recycling
 16 recyclables to provide maximum
 17 competition in the recycling
 18 markets.

19 The plan states that the
 20 City supports Federal legislation
 21 to establish extender producer
 22 responsibility for electronic
 23 waste. Nice, but then again, the
 24 City should be pursuing local EPR
 25 legislation beyond electronic waste

1
 2 Bottle Bill that's been proposed
 3 might also provide up to, I've
 4 heard varying numbers, but up to
 5 about \$75 million in local revenues
 6 for New York City, that could be
 7 move towards these very issues that
 8 you've otherwise neglected.

9 Plastic packaging is clearly
 10 a problem that must be addressed
 11 through policy.

12 I'd like to encourage the
 13 City to implement programs and
 14 policies to control plastic waste
 15 and eventually prohibit the use of
 16 plastic that are not recycled
 17 and/or not compostable assuming
 18 that the City moves forward with
 19 composting programs.

20 I'd like to mention that
 21 while it is wise for the City to
 22 seek alternative technology to
 23 manage its waste, many of the
 24 technologies that are proposed,
 25 particularly the combustion

1
2 technologies, are black box
3 approaches or new versions of
4 incineration, things that have
5 already been lost at both the
6 policy level and at the science
7 level and at the economic level
8 within the City, and must be
9 stopped now. They should have been
10 stopped when they were otherwise
11 walked away from back in '96 by
12 state legislation.

13 And finally, not quite
14 finally, anaerobic digestion should
15 be pursued immediately and
16 aggressively because it would
17 enable the organic food waste
18 string to be recovered as a
19 available composting and could
20 generate energy as well.

21 In sum, the lack of
22 transparency in this whole process,
23 particularly in the documents, the
24 failure to get them to various
25 different communities, as well as

1
2 youth organizer at the United
3 Puerto Rican Organization of Sunset
4 Park, commonly known as UPROS.

5 And our neighborhood is a
6 community of color and is heavily
7 burdened with environmental
8 injustices. It's effecting our
9 children and the way we live.

10 I live two blocks away from
11 the waste transfer station and my
12 mom can't take a deep breath
13 without wheezing and my cousin has
14 been in and out the hospital with
15 asthma for, since she was three
16 months old. And I can't even open
17 my windows without my house
18 smelling like a truck or garbage or
19 being full of dust.

20 We shouldn't live like this.
21 All we ask is for equality, for the
22 same rights as privileged
23 communities have. All we ask is
24 that Manhattan will take its fair
25 share of garbage. We already have

1
2 get them all up on line at the same
3 time, as well as presenting an
4 executive summary of the solid
5 waste management plan before the
6 document is actually even prepared,
7 is continuing to prove a systemic
8 shortcoming of the Department of
9 Sanitation.

10 I look forward to changes;
11 I'd like to believe that the glass
12 is half full, let's see what we can
13 do (applause.)

14 MR. SZARPANSKI: Thank you.

15 Our next speaker is, I
16 apologize if I don't state it
17 correctly, Dyhalma Anaya. Was I
18 close?

19 MS. DYHALMA ANAYA: No.

20 Hi, good evening, my name is
21 Dyhalma Anaya and I'm a life-long
22 resident of Sunset Park.

23 The H is silent in Spanish.

24 So I'm also a co-founder of
25 Youth Justice and I'm the lead

1
2 the Gowanus Expressway to effect
3 the air we breathe. You can't stop
4 -- you can't stop this, you have
5 the power to reduce my mom's asthma
6 attacks and make it easier for my
7 cousin and family to breathe by
8 bringing the garbage through barges
9 so that the trucks won't go through
10 our neighborhood and by
11 retrofitting the Hamilton Avenue
12 Marine Transfer Station; the
13 Hamilton Avenue station is on water
14 anyway, to open that one and to
15 close the one on 50th Street down
16 the block.

17 Help us make Sunset Park an
18 easier place to breathe. Thank you
19 (applause.)

20 MR. SZARPANSKI: Thank you.

21 Our next speaker is Irene
22 Shen.

23 MS. IRENE SHEN: Hi, good
24 evening, my name is Irene Shen and
25 I'm also a member of UPROS, the

1
2 same organization as Dyhalma.
3 We do a lot of environmental
4 justice work in Southwest Brooklyn
5 and we work to empower the young
6 people in the community and the
7 families and to help develop
8 eco-friendly, environmentally-sound
9 and less hazardous environment in
10 Sunset Park.

11 And, well, I came with a
12 bunch of things written down that I
13 wanted to say, but some of that is
14 kind of changing as I'm hearing
15 things, and I apologize for coming
16 late, because I, you know, I think
17 I missed some of the presentation
18 and, you know, unfortunately that's
19 what happens in an under-resourced
20 nonprofits.

21 But we're a community that
22 is very densely populated, it's a
23 low-income community of color
24 representing Latinos, Asians,
25 Arabs, people of African heritage

1
2 mentioning earlier and we have been
3 involved with the process of the
4 solid waste management plan for a
5 while. And in that, you know,
6 we've been very pleased that the
7 Mayor has been in support of the
8 SWMP and pushing it forward and,
9 you know, and the bigger picture of
10 environmental justice and in
11 solidarity with our sister
12 communities around the City, we
13 believe that moving from a
14 land-based transfer station into a
15 water-based marine transfer station
16 is a good move and it is move that
17 we want to be in support of,
18 because it takes the trucks off --
19 the trucks off our streets and
20 brings garbage in through barges.

21 I came with the
22 understanding that the idea was to
23 retrofit and convert the marine
24 transfer stations at Hamilton or to
25 create a marine transfer station at

1
2 and 24 percent of the community are
3 residents who actually work in the
4 community as well as live here so
5 people are in this environment all
6 the time.

7 We're concerned with truck
8 traffic, we've been concerned with
9 truck traffic. We are part of the
10 Gowanus Expressway Committee to
11 actually take down the Gowanus to
12 alleviate some of that pollution.

13 We've involved with a number
14 of environmentally, eco-friendly
15 projects to actually make Sunset
16 Park a better place to live so that
17 are elders and our children and our
18 working members of the community
19 can actually survive here, you
20 know, and have a healthy
21 environment to be in.

22 UPROS, our organization is
23 also a member of OHM, the
24 Organization of Waterfront
25 Neighborhoods that Timothy was

1
2 Hamilton Ave and with that, we
3 would also be expecting that the
4 waste transfer station, the
5 land-based transfer station at 50th
6 Street would be shut down so we
7 would be reducing the truck
8 traffic. And also that the M-1
9 zones we're not going to take
10 anymore, any more proposed
11 land-based transfer stations as
12 we've been hearing rumblings about.

13 So we, UPROS, does support
14 the conversion and the retrofitting
15 of a marine-based transfer station
16 if that means that the garbage is
17 containerized and moved by barges
18 exclusively and that it reduces
19 truck traffic explicitly in the
20 community.

21 And if it means that, you
22 know, there aren't going to be
23 additional sitings or other options
24 for alternative sites in the
25 community because, you know, as

1
2 people have mentioned, we are
3 taking on Hugo Neu, we are in
4 support of a recycling process in
5 the City for a wider understanding
6 of environmentally-sound practices,
7 but we also are very concerned with
8 what's going to happen in Sunset
9 Park and the future of the
10 generations to come.

11 And if that means that
12 barging the garbage in is the
13 option and is the exclusive and
14 explicit option that we're looking
15 at, while land-based transfer
16 stations and truck traffic is
17 reduced, then we are in support of
18 that. If that isn't what that
19 means, then I guess there's a big
20 question mark right now.

21 And, you know, we are in
22 coalition with lots of other
23 community-based organizations
24 around the neighborhood so we do
25 have a voice and we do have a lot

1
2 you my personal feelings about this
3 and some of the observations that
4 I've made here at the office. And
5 I'd like to begin my testimony
6 tonight by juxtaposing two quotes,
7 one from our Mayor which is, "One
8 City, one standard" which he said
9 not too long ago in the 2001
10 campaign. And the other is from
11 somebody I seem to be quoting a lot
12 lately, George Orwell which is,
13 "All animals are created equal, but
14 some are more equal than others."

15 Let me start by saying that
16 Mayor Guliani's plan, which I
17 thought was a terrible plan, still
18 called for each borough to handle
19 its own garbage, one City, one
20 standard. Unfortunately, in this
21 plan I see garbage coming from
22 Manhattan into Brooklyn, but no
23 garbage going from Brooklyn into
24 Manhattan.

25 One city, one standard or

1
2 of power and we have been out
3 there, you know, taking on 91st
4 Street in Manhattan and taking on
5 Gansevoort and expecting that they
6 will do what the SWMP plans on
7 doing and we expect that the City
8 and the officials on top of this to
9 actually back that and to make sure
10 that that happens so that the SWMP
11 can move ahead and make sure that
12 Sunset Park is protected. Thanks
13 (applause.)

14 MR. SZARPANSKI: Thank you.

15 Our next speaker is Jeremy
16 Laufer.

17 MR. JEREMY LAUFER: Thanks.

18 Good evening, my name is
19 Jeremy Laufer I'm the District
20 Manager of Community Board Seven.
21 I am stating that only for identity
22 purposes since our board has not
23 taken a position as of yet on the
24 solid waste management plan.

25 However, I'd like to give

1
2 some are more equal than others?
3 I'd also like to say that --
4 well, let me say that Mayor
5 Bloomberg has promised one City,
6 one standard and Mayor Bloomberg
7 was very nice to fight against the
8 power plant in Williamsburg because
9 they're looking to put Olympic
10 facilities there.

11 When it came to the power
12 plant in Sunset Park, Mayor
13 Bloomberg's comments were:
14 "(Indicating)" I wish I had a
15 cricket sound effect.

16 When it came to putting
17 adult entertainment facilities in
18 communities, Mayor Bloomberg went
19 to a town hall meeting in the West
20 Village where they had one of these
21 businesses. Mayor Bloomberg told
22 them that you should not have this
23 type of facility in your community.
24 We have at least 20 of these in
25 this community, Mayor Bloomberg has

1
 2 said about this in our community.
 3 THE AUDIENCE: (Making
 4 sounds.)
 5 MR. JEREMY LAUFER: Thank
 6 you.
 7 One City, one standard or
 8 some are more equal than others?
 9 We have been asked, and I
 10 say asked even though it seems like
 11 we're being told, to host four
 12 facilities. I know of no other
 13 community board that's being asked
 14 to host four facilities.
 15 Currently we have, also
 16 have, when you talk about
 17 Department of Sanitation
 18 facilities, we have our own BK7
 19 garbage, but we also house BK10's
 20 garbage, our neighbor's facilities.
 21 One City, one standard or
 22 some are more equal than others?
 23 We've been told tonight
 24 that, and it's been mentioned
 25 before, that there have been a

1
 2 doesn't address or because there's
 3 no EIS for those facilities. It
 4 doesn't address the fact that the
 5 52nd Street facility is going to
 6 have a major public park sited
 7 right next to it and I know the
 8 people from Bay Ridge Towers here
 9 will tell you that there should be,
 10 and even though it's not our
 11 community, that there should be an
 12 EIS for impact on the housing
 13 around the rail yard.
 14 But we're talking about a
 15 like piece here and a little piece
 16 there, a study here and a study
 17 there. I haven't heard anything
 18 about cumulative impact on this
 19 community.
 20 I think I would support all
 21 the comments that have been made
 22 this evening. People have been
 23 talking about asthma and
 24 respiratory disease, but when you
 25 don't study the cumulative impact

1
 2 number of volumes missing from what
 3 we should have expected. We have
 4 not received the solid waste
 5 management plan.
 6 Our DEIS was missing section
 7 17 which is the 30th Street
 8 facility. We have not received the
 9 65th Street rail yard RFP and we
 10 only learned last week that the
 11 ULURP application has been
 12 certified. We have never received
 13 the notice that it was certified.
 14 I'm told tonight that it was on
 15 November 15th. We have 60 days in
 16 which to act on that, 30 of those
 17 days are gone already.
 18 We were also told that there
 19 will not be an EIS for the 52nd
 20 Street -- for the 65th Street rail
 21 yards. These are two facilities in
 22 our community that will be hauling
 23 garbage in some form or another.
 24 It seems like the plan was
 25 created in a vacuum because it

1
 2 of four facilities on this
 3 community, you're not giving us the
 4 full picture.
 5 The plan itself will not be
 6 reducing the commercial facilities
 7 in this community of which we
 8 receive 1,000 tons of putrescible
 9 garbage a day, because we're not
 10 seen as a community that takes a
 11 great deal of garbage already.
 12 When I asked in September
 13 the Department of Sanitation, how
 14 close is our commercial facility to
 15 residential properties, I was told
 16 well, it's about 400 feet. I said
 17 is it about 400 feet? Which I
 18 believe is the law, or is it a
 19 little less or a little more than
 20 400 feet? There was no answer in
 21 September, there's no answer today.
 22 I have a feeling that that
 23 facility is there illegally and I
 24 think it's too close to people's
 25 homes.

1
 2 Hugo Neu, I'll support the
 3 comments that have been made
 4 tonight, but we've told 25 trucks
 5 will be coming to that facility.
 6 That seems very strange and very
 7 low for what Brooklyn has alone.
 8 And I'll even assume that every
 9 other borough will get their
 10 garbage here by barge, but Brooklyn
 11 alone, are we to believe that
 12 Sanitation trucks from central
 13 Brooklyn are going to go to another
 14 point in Brooklyn, drop off their
 15 garbage on a barge there and then
 16 send it to us, or is it more likely
 17 that they're going to come directly
 18 here?
 19 I think 25 trucks is a very
 20 low estimate. And again, I said it
 21 seems like the plans were drawn up
 22 in a vacuum. I haven't heard
 23 anything about, you know, we've
 24 been told well, you know, there
 25 won't be much of an impact with

1
 2 trucks queuing, I haven't heard
 3 anything about the drawbridge at
 4 Hamilton Avenue which is going to
 5 be replaced at the same time the
 6 Hamilton Avenue MTS is supposed to
 7 come on line. How are the trucks
 8 going to get there during the
 9 construction phase? Hasn't been
 10 addressed.
 11 So once again, one city, one
 12 standard, or some are more equal
 13 than others? Why are we so blessed
 14 to be more equal than others?
 15 (Applause.)
 16 MR. SZARPANSKI: Before we
 17 go on to the next speaker, just a
 18 couple of clarifications.
 19 If indeed you did not get
 20 some of the sections in the draft
 21 EIS I do apologize and I wish you
 22 had told us that because we would
 23 have gotten that to you
 24 immediately.
 25 With respect to the ULURP

1
 2 certification, again, I apologize
 3 if you didn't get notice but it's
 4 not the Department of Sanitation
 5 that notifies the community board,
 6 it's City Planning and we will make
 7 sure tomorrow morning that we let
 8 them know that you haven't received
 9 it.
 10 MR. JEREMY LAUFER: We only
 11 found out it was certified last
 12 week from EDC, not even City
 13 Planning.
 14 MR. SZARPANSKI: Well,
 15 that's very strange.
 16 THE AUDIENCE: No, it's not,
 17 it's usual.
 18 MR. SZARPANSKI: Our next
 19 speaker is Chaplain Viviania
 20 Hernandez.
 21 MS. CHAPLAIN VIVIANIA
 22 HERNANDEZ: My name is Chaplain
 23 Viviania Hernandez; if you will
 24 permit me the opportunity to at
 25 least move around a little with

1
 2 this (indicating.)
 3 First I'd like to show you
 4 what we have to deal with in air
 5 quality in our neighborhood
 6 (indicating.)
 7 This has just been in front
 8 of my yard since Thanksgiving and
 9 it's underneath an overhang.
 10 This chair, for all to see,
 11 all right, that chair has been on
 12 my back porch and the overhang, the
 13 awning is over what, three, four
 14 feet. There's no way that this
 15 gets access from the outside, this
 16 is underneath an awning, okay.
 17 Excuse me again. This is a
 18 proposed plan (handing) that was
 19 supposed to happen for Sunset Park.
 20 I'll show it to the audience first,
 21 to my fellow residents and ones in
 22 the community.
 23 I believe that there's no
 24 such things as the barges in this
 25 plan, okay. No barges, cleaner

1
2 air, things like that and I humbly
3 and respectfully submit this to
4 you, okay.

5 This is also a Sunset Park
6 plans for the future and I
7 highlighted some of the items that
8 I'll be addressing

9 So because of these things
10 and what I'm about to express, I
11 personally, as a resident of Sunset
12 Park, oppose the sites that you
13 plan to bring to our area. And
14 that has nothing to do personally
15 with you as individuals but it's
16 the fact of quality of life in this
17 area.

18 And we are finally moving
19 towards an area that will be much
20 more healthy for our residents and
21 visibly beautiful for our
22 residents. And for you to
23 perpetrate four stations in Sunset
24 Park is unconscionable.

25 We contend that Sunset Park

1
2 We have State support for
3 the 197 plan so it's not just a
4 community effort, it's something
5 that the State wants to bring into
6 this area to revitalize an area
7 that's been deteriorating just like
8 my friend here had mentioned to
9 you.

10 So on three, the constant
11 barges and truck traffic will be
12 also in opposition to the 197 plan
13 to transform this remarkable site
14 into an asset that Sunset Park has
15 long awaited.

16 After 40 years of isolation
17 from the waterfront, Sunset Park
18 residents are poised to return to
19 the park they will celebrate for
20 years to come.

21 Even with the different
22 things that you propose, when this
23 park is being worked on, there will
24 be even additional traffic on top
25 of that, sir and it will definitely

1
2 is being asked to shoulder a
3 disproportionate amount of the
4 recycling responsibilities of the
5 City. We feel that each borough or
6 pair of boroughs should be
7 responsible for recycling the
8 volume generated by their own
9 residents.

10 Number two, there is an
11 ongoing community development
12 project, 197A to revitalize the
13 waterfront. That's how thick this
14 plan is, sir and ma'am. This has
15 been worked on for many, many years
16 and it's finally coming towards
17 funding.

18 What you propose will be in
19 direct opposition to that plan.
20 Because like I said, in the
21 pictures, there are no barges,
22 there are no waste transfer
23 stations. The trucks that you will
24 be bringing in will totally disrupt
25 what's going to happen there.

1
2 be a detriment to the neighborhood.

3 The Sunset Park area has
4 also been identified as having a
5 poor image due to a poor working
6 environment and if you walk around
7 Sunset Park in the area of Third
8 Avenue, you will be -- if you
9 hadn't had a bad day, you will have
10 a bad day. And we're hoping that
11 as we tear down the Gowanus, as we
12 build this park, we will have a new
13 lease on life for ourselves and for
14 children, and for residents that
15 have been here so very long.

16 Okay, we have deteriorated
17 roadbeds as has been stated.
18 Sunset Park has antiquated and
19 deteriorated road infrastructure
20 that impedes freight movement as
21 well as technological upgrades. So
22 as it is, we are bearing enough of
23 the load, we don't need additional.

24 Traffic congestion it says
25 on the elevated highway and also

1
2 along Third Avenue below,
3 constrains vehicular and pedestrian
4 movement in the area and results in
5 high levels of air pollution,
6 threatening the health of the
7 surrounding community. And you
8 have eyewitness testimony from this
9 young lady. Her children with
10 asthma, there's a lot of pieces
11 that are not reported and we're
12 dealing with that.

13 If you can imagine that on
14 my chairs, that's what we're
15 breathing everyday.

16 Children and adults who will
17 start enjoying this park will also
18 be in danger. The crossings will
19 be perilous.

20 We also have, let's see, to
21 encourage development in our area
22 that will be minimal to the
23 environmental burden on adjacent
24 residential communities. How can
25 this proposition reduce the bad

1
2 ask me to allow you to have me read
3 the testimony into the record and
4 for the community.

5 First, I'm sure if he were
6 here, he would want to say that he
7 really feels for this community and
8 he agrees largely with what the
9 residents have been saying.

10 Marty came out right after
11 the Hugo Neu facility was announced
12 as having issues with the fact that
13 Brooklyn again is going to be
14 unfairly taking the burden of the
15 City's waste.

16 In fact, we all know the
17 statistics that prove the case,
18 that in borough-wide, 60 percent of
19 the waste throughput or with the
20 current system is handled by
21 Brooklyn. And one thing I'm sure
22 that the community hasn't done is
23 if you aggregate Community District
24 Six and Seven, 'cause the location
25 that we're talking about, Hamilton

1
2 environmental burden on us? I say
3 it will not.

4 And my fifth point and I
5 thank you very much for being so
6 kind to hear all of us, is that if
7 we accept this now, we've accepted
8 many other things before, I don't
9 believe it's going to be the last.
10 And we have come to a point where
11 we have to, as a community, to
12 stand up and say, "No more."

13 I thank you very much
14 (applause.)

15 MR. SZARPANSKI: Thank you.

16 Our next speaker is Judd
17 Schechtman from the Brooklyn
18 Borough President's office.

19 MR. JUDD SCHECHTMAN: Thank
20 you very much.

21 My name is Judd Schechtman
22 and I'm the environmental and land
23 use specialist with Borough
24 President Marty Markowitz. Marty
25 couldn't be here tonight and did

1
2 Avenue, is very close to the border
3 of Community District Six. And
4 just currently both those community
5 districts have three transfer
6 stations and that's a total
7 permitted capacity of 2028 tons per
8 day which is about four percent of
9 the City's waste stream; while the
10 two community districts have only
11 about 2.7 percent of the population
12 so already they're handling more
13 than their fair share.

14 And unfortunately the new
15 plan, the new solid waste
16 management plan again, Brooklyn is
17 going to be the centerpiece of the
18 waste system. And the borough as a
19 whole is proposed for three marine
20 transfer stations, and of course
21 the Hugo Neu facility that will
22 handle all of the City's
23 recyclables; that is, while
24 Manhattan has, if the plan goes
25 through as stated, two marine

1
2 transfer stations and Queens only
3 is slated to have one; it was one
4 in the original plan, I guess it's
5 not two, still fewer than
6 Brooklyn's going to have. And that
7 is in addition to the already
8 existing transfer stations.

9 That said, we've all been
10 working together to make sure that
11 the new solid waste management
12 plan, you know, is better for the
13 environment and residents and the
14 quality of life in the City. And
15 the promise of marine transfer
16 stations in Manhattan and in
17 Brooklyn is a vast improvement over
18 the disastrous hodgepodge that
19 Brooklynites live with now everyday
20 and for that we are thankful.

21 Let there be no confusion,
22 Marty's also pleased that the City
23 has signed an agreement to ensure
24 that recycling be maintained and
25 approved and that there is a

1
2 We in Brooklyn will accept
3 nothing less than absolute
4 certainty that Manhattan's transfer
5 stations open both at West 59th
6 Street and East 92nd Street and
7 that Brooklyn sees a real decline
8 in throughput of Manhattan's
9 putrescible waste.

10 We are calling for an
11 absolute guarantee of an offset in
12 the total amount of waste handled
13 in this community; this should be
14 accomplished when the marine
15 transfer stations all are opened,
16 as the City will no longer need the
17 IESI 50th Street or the 577 Court
18 Street facility to handle the
19 Sanitation Department's managed
20 waste, they both currently have
21 contracts with the Department of
22 Sanitation to handle the
23 residential waste.

24 But that is not even enough
25 of a guarantee since those

1
2 20-year contract, but because
3 Brooklyn and Community District
4 Seven in particular is going to
5 handle so much of the burden to the
6 entire City, there are two things
7 that we really would like assured:

8 One is that the facilities
9 being planned will operate with the
10 absolute highest degree of
11 environmental quality, which we
12 cannot say for the existing
13 transfer station, and at least
14 screen impacts, and that the
15 community itself will be fairly
16 compensated for handling more than
17 its fair share of waste.

18 Additionally, the plan must
19 be effectuated in its entirety; a
20 failure to secure the opening of
21 Manhattan's transfer stations will
22 completely, utterly and immediately
23 nullify any support Brooklyn
24 residents have been lending this
25 plan (applause.)

1
2 facilities that -- the fact that
3 the contracts will expire and the
4 City will then move its waste to
5 the marine transfer stations, it's
6 not enough of a guarantee because
7 if the permitting capacity isn't
8 reduced, then those two facilities
9 could start to take commercial
10 waste or waste from other places
11 like Long Island. And so that
12 needs to happen.

13 And ultimately, the
14 community, in order to reduce the
15 burden and reduce the number of
16 facilities that it currently --
17 that it will be expected to take,
18 we really would like to see the
19 closure of those facilities any way
20 that the City can effectuate that.

21 In addition, there are a few
22 things that residents have stated
23 that must be assured at Hamilton
24 Avenue and with regard to the Hugo
25 Neu facility.

1
2 The first is truck traffic,
3 because we know that one of the
4 most significant impacts a
5 community will be forced to endure
6 is the relentless pounding of
7 garbage trucks delivering
8 recyclables to Hugo Neu and waste
9 to Hamilton Avenue.

10 It is essential that the
11 City do as promised by utilizing
12 water-based transport whenever
13 possible. Thus, I'm calling for
14 the City not to hesitate in its
15 opening the Manhattan receivables
16 acceptance facility at Gansevoort.

17 While the solid waste
18 management plan proposes to develop
19 this particular -- that particular
20 facility, no official action has
21 been taken to indicate that this
22 will happen. Whatever the City's
23 plan states, there's a risk that
24 political pressure from
25 neighborhood residents could

1
2 existing capacities while the
3 Hamilton Avenue marine transfer
4 station is retrofitted and opened.
5 The plan as currently stated, does
6 not guarantee offsets and we, of
7 course, have heard that the City is
8 looking to use excess capacity for
9 the marine transfer stations for
10 commercial waste, especially in
11 Manhattan at 59th Street.

12 We would ask that the City
13 extend that courtesy, that plan to
14 Brooklyn, and if that were the
15 case, then the need for the private
16 waste transfer stations, the ones
17 that are currently in this region
18 and in other parts of Brooklyn,
19 would be obviated and therefore,
20 the City could eventually close
21 those stations.

22 Whether by franchise,
23 financial incentives or some other
24 means, the City should coax the
25 commercial carters to use the MTSS

1
2 threaten the viability of operation
3 of the Gansevoort facility.

4 Brooklyn must see the City
5 moving towards actual permit
6 applications and design engineering
7 commitments at Gansevoort.

8 We realize that you probably
9 didn't want to make that all too
10 public since that could be the
11 result, but we don't have any
12 guarantees that Gansevoort will
13 open, and if we don't, as community
14 members have stated, that means
15 that Brooklyn could be receiving
16 Manhattan's recyclables by truck.
17 And that is totally unacceptable,
18 essentially nullify any support for
19 the plan and the Hugo Neu facility
20 in Brooklyn.

21 In addition, with regards to
22 commercial waste, it is a great
23 concern that the existing
24 land-based transfer stations will
25 be permitted to operate at their

1
2 and thereby releasing the need for
3 land-based transfer stations.

4 With regards to like a
5 site-specific issues, one thing
6 that we know that could be a
7 concern is fugitive debris. We
8 expect that the water surrounding
9 the Hamilton Avenue facility will
10 be minimally impacted as the
11 environmental impact statement
12 promises. That means that best
13 practices will be used and any
14 necessary dredging for instance, in
15 dredging, that clam shell buckets
16 and silk curtains be used as the
17 state -- as the plan proposes and
18 that since operations are going to
19 be fully containerized, the
20 promises that there will be zero
21 fugitive debris problems at that
22 facility.

23 At the Hugo Neu operation,
24 the barges are currently planned to
25 operate with four-sided fencing,

1
2 we're asking that they be at least
3 fully enclosed with netting
4 material and preferably fully
5 containerized.

6 And one question that
7 remains to be answered is exactly
8 what's going to happen with the 20
9 percent of waste of materials that
10 come into the recycling plant that
11 are not recyclable since we know
12 that there is contamination, and
13 how that's going to be transported
14 out and what the risk is of debris,
15 lose debris in the water and in the
16 air around the facility.

17 And in addition, there
18 should be some kind of a filtering
19 system so that if the debris is
20 actually -- if the debris that's on
21 the barges when it's lifted, winds
22 up falling into the water
23 surrounding the docking birth, that
24 the floatables still don't wind up
25 going out into the harbor.

1
2 In addition, one problem has
3 been or one problem that could
4 result is that, is the new siting
5 operating regulations are, do sound
6 to be in fact strict, but they need
7 to be effective, we need to have
8 effective regulation; at the
9 private transfer stations is one
10 thing because thus far, the
11 Sanitation's responsible for
12 enforcing those regulations and can
13 fine the operators, but at the
14 Department of Sanitation
15 facilities, if they don't follow
16 their own rules, if the trucks are
17 queuing outside or the sites
18 themselves are contaminated or
19 there's rat problems, there's no
20 one to enforce, because the
21 Department's operating the facility
22 itself.

23 So we propose that there be
24 some kind of a citizen enforcement
25 system and that a guarantee that,

1
2 you know, the Department's own
3 employees will be fined if they
4 violate their own rules such as the
5 truck routes. And if there are
6 violations, that there be you,
7 know, that immediate injunctions be
8 issued and that remuneration be
9 paid to the community.

10 And furthermore, if Sunset
11 Park is going to handle, take on
12 this burden of the recyclables in
13 particular and the waste of the
14 City, that it be given fair
15 compensations at least that the
16 community should expect.

17 Marty has specifically
18 called for a minimum of eight
19 million dollars immediately
20 available in funding for the
21 construction of a Sunset Park
22 waterfront park in next year's
23 Mayoral budget.

24 Two, that an easement be
25 provided for a right-of-way for the

1
2 Brooklyn Waterfront Greenway
3 Initiative through the SBMT, and
4 that the New York Police Department
5 Auto Pound, which is in that
6 vicinity, be closed and moved
7 permanently out of the area; that
8 in addition to the previously
9 mentioned requirements with regards
10 to the siting and the operation of
11 the facilities and the opening of
12 those facilities in Manhattan.

13 So we're prepared to support
14 the community in accepting a
15 law-abiding marine transfer
16 facility if it handles only its
17 fair share, the community's fair
18 share of waste generated here and
19 that means no additional capacity,
20 but replacement capacity for the
21 land-based stations which will be
22 closed under the implementation of
23 the plan.

24 And support for the other
25 components of the solid waste

1
 2 management plan in Brooklyn,
 3 depends on meeting the mitigation
 4 measures that I've outlined.
 5 Thank you for the
 6 opportunity to testify (applause.)
 7 MR. SZARPANSKI: Thank you.
 8 Is there anybody else here
 9 who signed up to speak and didn't
 10 have an opportunity to speak?
 11 MR. FRED XUEREB: Yes, I
 12 did.
 13 MR. SZARPANSKI: I'll get to
 14 you in a minute. You spoke already.
 15 MR. FRED XUEREB: I know but
 16 I put my name in before.
 17 MR. SZARPANSKI: Right after
 18 people who didn't get a chance to
 19 speak yet.
 20 Leonard Silver.
 21 Yes, just in time.
 22 MR. LEONARD SILVER: Do I
 23 say my name? NAFTA, glad it's
 24 over.
 25 I know this area since 1980,

1
 2 are. There's areas of Bushwick
 3 where there's no residents.
 4 There are places in
 5 Brooklyn, it's getting less and
 6 less, that do have vacant property
 7 when you mentioned there won't be
 8 such a thing as any vacant
 9 property.
 10 So I know probably what your
 11 answers going to be, it's less
 12 expensive, cheaper to have all in
 13 one together rather than spread
 14 out, but you're dealing with
 15 people's lives and illnesses,
 16 unless you want to just cut down
 17 the population by causing these
 18 problems, causing these problems to
 19 cut down the population.
 20 So as I say, what other
 21 areas in spreading out and this
 22 definitely may be a block, that it
 23 isn't much residential, maybe a
 24 block or two. But you also have
 25 wind, and pollution does travel

1
 2 I do agree with the objections, why
 3 all in one borough? One is -- if
 4 the population in New York City is
 5 so great, if it's eight million,
 6 what are the fees which -
 7 personally I don't even agree with
 8 the fees - at a time to give seven
 9 million, and if you really want to
 10 count, there's even nine million, I
 11 don't even know if that is so
 12 today.
 13 Now, which means a few
 14 million in each borough, you don't
 15 take over all waste in one borough
 16 so one borough should do or is
 17 suffering, you don't listen to
 18 everything else which was stated
 19 tonight.
 20 Now, a question I do have,
 21 why at all at once? Part of
 22 Brooklyn rather than, let's say
 23 other areas that don't have so much
 24 population, like around the Navy
 25 Yard, Bushwick, not where residents

1
 2 many miles. So I do object to
 3 these plans. Thank you.
 4 MR. SZARPANSKI: Thank you.
 5 Is there anybody else who
 6 didn't get a chance to speak?
 7 Okay, Fred Xuereb.
 8 MR. FRED XUEREB: Thank you.
 9 I spoke earlier and I just
 10 want to hit on a few notes that
 11 some of the people almost touched
 12 on.
 13 The reason that this area,
 14 that we're so annoyed with what's
 15 going on with the Sanitation
 16 Department is you have to
 17 understand why we are the way we
 18 are.
 19 Number one, this has nothing
 20 to do with you, but right next to
 21 the Hamilton Avenue Yard you have
 22 the only asphalt plant in the five
 23 boroughs, DOT asphalt plant's right
 24 next door to it.
 25 Now, there used to be one on

1
 2 91st Street, 92nd Street and the
 3 FDR, that's closed. Now it's a
 4 park. But I'm trying to bring out
 5 the point, right next door to you
 6 there's going to be an asphalt
 7 plant which we got stuck with and
 8 the Sunset Park/Windsor Terrace
 9 area.

10 Number two, we have a
 11 federal prison right here in the
 12 same area, stuck with it again.
 13 Nothing to say about it.

14 Number three, Sanitation is
 15 in charge of the alternate side
 16 parking. It has nothing to do with
 17 this right now, but what I'm trying
 18 to bring out is we're the only
 19 area, one of the few areas in
 20 Brooklyn that still have four days
 21 a week. And we're annoyed with
 22 that or we were told Sanitation,
 23 when they get around to it, they'll
 24 change it to two days a week like a
 25 lot of the other areas.

1
 2 All right, now, this has to
 3 do, this question here is the
 4 loading areas for Sanitation,
 5 you'll have to have staging areas
 6 for these trucks, they're not going
 7 to be just coming in at a certain
 8 time and say, okay I'm just going
 9 to pull and drop my load and go.
 10 They'll be waiting on line.

11 I would like to see the EPA
 12 involved with this and see how long
 13 those engines run, do they leave
 14 them continuously running while
 15 they're on line? We'll, they're
 16 supposed to shut them down after
 17 three minutes, this is the way it
 18 should be then.

19 So that should be, the DEP
 20 or Environmental Protection anyway,
 21 should be monitoring the engine
 22 running of these vehicles, because
 23 it's not one or two trucks we're
 24 talking about in the whole.

25 And over there is a model of

1
 2 a few piers that they want to do
 3 for the waterfront to beautify the
 4 area. And Sarah Gonzalez has been
 5 pushing for this and some of the
 6 other politicians in the area, and
 7 what really annoys me is she's
 8 promising the community a hundred
 9 jobs out of that, you know, project
 10 and to me it's a lie, because when
 11 it comes to a hundred jobs, this is
 12 a union shop and just because she
 13 says that you're going to get a
 14 hundred residents of Sunset Park
 15 that are guaranteed a job in this
 16 is baloney. Because even if they
 17 put their name down for it, if it's
 18 a union shop, that means oh, they
 19 may hire them, but they'll put them
 20 in the Bronx or another location
 21 and people that may live in Jersey
 22 that work for the same company,
 23 that's a private agency working for
 24 Sanitation to do with this
 25 recycling, they're going to have

1
 2 seniority and then you're gonna say
 3 okay, let's put that guy in Sunset
 4 Park, that's where he wants to go.

5 So it's all lies as far as
 6 I'm concerned. And to put all
 7 these facilities, like I said
 8 before, in this community of Sunset
 9 Park without even giving it to some
 10 of these other areas, for instance
 11 Staten Island, I think is a shame.

12 And that project, I think
 13 they should just throw that in the
 14 water and recycle that garbage
 15 because that, those piers to me
 16 mean nothing if they're going to
 17 beautify an area and then roll
 18 these garbage facilities in the
 19 area.

20 Thank you.

21 MR. SZARPANSKI: Thank you
 22 for your comments.

23 I want to remind you that if
 24 you still have written comments
 25 that you want to submit to us,

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2 please do so by January 24th.
3 Thank you all for coming.
4 (Time noted 7:59 p.m.)
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1
2 C E R T I F I C A T E
3 STATE OF NEW YORK)
4 : ss.
5 COUNTY OF NEW YORK)
6
7 I, Marc Russo, a Notary Public
8 within and for the State of New York,
9 do hereby certify that the within is a
10 true and accurate transcript of the
11 proceedings taken on December 15th,
12 2004. I further certify that I am not
13 related to any of the parties to this
14 action by blood or marriage and that I
15 am in no way interested in the outcome
16 of this matter.
17 IN WITNESS WHEREOF, I have hereunto set my
18 hand this 14th day of January, 2005.
19
20
21 _____
22 MARC RUSSO
23
24
25