



## State of New Jersey

CHRIS CHRISTIE  
*Governor*

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Mail Code 401-02C  
Division of Solid and Hazardous Waste  
Bureau of Recycling and Planning  
P.O. Box 420  
Trenton, NJ 08625-0420  
Tel. # (609) 984-3438  
Fax # (609) 777-1951  
[www.state.nj.us/recyclenj](http://www.state.nj.us/recyclenj)

BOB MARTIN  
*Commissioner*

KIM GUADAGNO  
*Lt. Governor*

APR - 7 2014

Larry Gindoff, Solid Waste Coordinator  
Morris County Municipal Utilities Authority  
214A Center Grove Road  
Randolph, NJ 07869

Dear Mr. Gindoff:

The Department of Environmental Protection's (Department) Division of Solid and Hazardous Waste is in receipt of an April 1, 2014 request for administrative action to the Morris County District Solid Waste Management Plan (County Plan). The April 1, 2014 request for administrative action to the County Plan proposes County Plan inclusion of:

- Block 140, Lot 17 in the Borough of Chatham as a part of the S. Rotondi and Sons, Inc. Class B/C Recycling Center, which was previously limited to Block 140, Lots 7.02 and 16 in the Borough of Chatham; and,
- The receipt and processing of unpainted, non-chemically treated dimensional lumber and pallets at the subject facility (no associated capacity increase is proposed).

Pursuant to N.J.A.C. 7:26-6.11(b)5 and 14, district solid waste management plan inclusion of the receipt and processing of additional recyclable materials at an approved recycling center and an additional parcel of property as a part of an existing recycling center constitutes an approvable administrative action. Therefore, County Plan inclusion of the two above noted modifications are hereby approved as an administrative action pursuant to N.J.A.C. 7:26-6.11(f).

Please be advised that this approval of the April 1, 2014 request for administrative action to the County Plan shall not be construed as an expression of the Department's intent to issue a General Approval Modification to the subject corporation for the above noted operational change.

APR 10 2014

If you have any questions relative to this matter, please contact Edward Nielwocki at (609) 984-3438 or by e-mail at [ed.nielwocki@dep.state.nj.us](mailto:ed.nielwocki@dep.state.nj.us).

Sincerely,

A handwritten signature in black ink, appearing to read "Robert Goodwin", with a long horizontal flourish extending to the right.

Robert Goodwin, Supervising Environmental Specialist  
Bureau of Recycling and Planning



April 1, 2014

Ross M. Hull  
NJDEP, Division of Solid and Hazardous Waste  
Bureau of Recycling & Planning  
Mail Code 401-02C  
401 East State Street  
P.O. Box 420  
Trenton, NJ 08625-0420

**RE: Request for Administrative Action to modify the Morris County Solid Waste Management Plan: S. Rotondi and Sons, Inc. Vegetative Recycling Facility**

Dear Ross:

This letter is a request for administrative action to amend the Morris County Solid Waste Management Plan ("Plan") with respect to the S. Rotondi and Sons, Inc. ("Rotondi") vegetative waste recycling facility (Facility Permit# CCG100002).

Please note an August 1989 Plan amendment, certified by the NJDEP on 3/10/90, originally included the Rotondi recycling facility in the Plan. Additionally, a January 11, 2001 request for administrative action amended the original Plan inclusion with respect to the following three (3) issues:

1. Operating hours were changed from 9:00 a.m. – 4:00 p.m. to 8:00 a.m. – 5:00 p.m., Monday through Saturday, year round;
2. Ground transfer of received material was allowed in lieu of the use of the existing on-site compactor; and;
3. Acknowledgement that lot 7.02; Block 140 in the Borough of Chatham was attached to Lot 16; Block 140 in the Borough of Chatham by way of an October 28, 1988 resolution by the Borough of Chatham Board of Adjustment. Since Lot 16; Block 140 was included as part of the Rotondi facility in the original 1989 Plan amendment, the use of Lot 7.02; Block 140 was considered part of the Rotondi facility and included in the Plan.

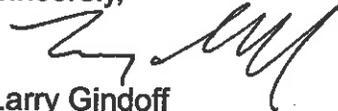
This current letter requests the NJDEP approve a modification to the Plan inclusion of the Rotondi facility with respect to the following two issues:

1. Inclusion of Block 140, Lot 17 as a part of Rotondi's subject Class B/C recycling center previously limited to Block 140, Lots 7.02 and 16. These lots shall utilize their common address of 3 Watchung Avenue in the Borough of Chatham.
2. Secondly, the materials permitted to be accepted at the facility is requested to be modified to include the acceptance and grinding of dimensional lumber, which only

includes unpainted and non-chemically treated wood as well as pallets. This is in addition to natural wood waste previously approved for acceptance. The addition of this new material, dimensional lumber as described above, is being requested without any change in permitted capacity of the Rotondi facility.

I thank you for consideration of this request for administrative action. Please do not hesitate to contact me with any questions on this matter.

Sincerely,



Larry Gindoff  
Solid Waste Coordinator

Cc: Angelo Rotondi  
Mayor Bruce Harris, Borough of Chatham  
Glenn Schweizer, MCMUA Executive Director  
David Scapicchio, Freeholder Liaison  
David Norris, Esq, (Counsel for Rotondi)

*File Copy*





# Borough of Chatham

MUNICIPAL BUILDING  
54 FAIRMOUNT AVENUE  
CHATHAM, NEW JERSEY 07928

Tel: 973-635-0674

Fax: 973-635-2417

## RESOLUTION #14-129

### RESOLUTION TO CONSENT TO AMEND THE MORRIS COUNTY SOLID WASTE MANAGEMENT PLAN THROUGH ADMINISTRATIVE ACTION TO INCLUDE S. ROTONDI & SONS, INC.'S VEGETATIVE WASTE ACTIVITIES ON BLOCK 140, LOT 17 INTO DEP PERMIT No. REC100002

**WHEREAS**, S. Rotondi & Sons, Inc. is located at 3 Watchung Avenue, on Block 140, Lot 16 and Block 140, Lot 17; and

**WHEREAS**, S. Rotondi & Sons, Inc. ("Rotondi") has made a Request for Plan Modification to the Morris County Solid Waste Management Plan ("Request") in a letter dated November 13, 2013; and

**WHEREAS**, the Request seeks to include Rotondi's vegetative recycling operations located upon Block 140, Lot 17 within its New Jersey Department of Environmental Protection ("DEP") approved Class B and C Facility located upon Block 140, Lot 6 at their common address of 3 Watchung Avenue (the "Facility"); and

**WHEREAS**, the Facility has been in operation as a vegetative waste recycling business for over twenty years and the current DEP approval references the ongoing business being conducted on Block 140, Lot 17; and

**WHEREAS**, pursuant to DEP Permit No.: REC100002, Rotondi is authorized to receive, process and/or transferred leaves, grass clippings, brush and tree branches upon Block 140, Lot 16; and

**WHEREAS**, the Facility stores and sells final product including topsoil, compost, wood chips, mulch, dyed mulch, stone and fire wood; and

**WHEREAS**, Rotondi's seeks to include its vegetative waste operation on Block 140, Lot 17 into the aforesaid permit to formally incorporate the storage of Class B material including brush, tree parts, whole trees, stumps, clean wood (unpainted and untreated), dimensional wood and wood pallets and the processing of said wood material via a Morbark Tub Grinder within Permit No.: REC100002; and

**WHEREAS**, the inclusion of the aforesaid vegetative recycling operations on Block 140, Lot 17 will not increase or change the truck traffic or volume of materials at the Facility; and

**WHEREAS**, the Borough of Chatham has reviewed the Request and consents thereto; and

**WHEREAS**, Rotundi has agreed to grant the Borough of Chatham an easement across its property for the purpose of establishing a nature trail.

**BE IT RESOLVED**, that the Borough of Chatham hereby consents to Rotondi's Request for Plan Modification to the Morris County Solid Waste Management Plan to include Block 140, Lot 17 into the existing DEP permit upon Lot 140, Lot 16.

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution be sent to the Morris County Solid Waste Advisory Council to the attention of Larry Gindoff, Solid Waste Coordinator.

Adopted: February 24, 2014

ATTEST:

  
Susan Caljean, RMC, CMC

BOROUGH OF CHATHAM

  
Mayor Bruce A. Harris

I, Susan Caljean, Municipal Clerk of the Borough of Chatham do hereby certify that this is a correct and true copy of a resolution passed at a Council Meeting held on Feb. 24, 2014.