

APPROVED

CHITTENDEN SOLID WASTE DISTRICT  
19 Gregory Drive South Burlington  
MEETING ROOM  
MINUTES OF REGULAR MEETING  
February 26, 2025

\*Hybrid Meeting via Zoom.

**PRESENT**

**BOARD MEMBERS:**

Bolton	-----
Burlington	Lee Perry
Charlotte	Ken Spencer
Colchester	Lauren Eagan
Essex	Alan Nye
	Wendy Duncan, Alt.
Essex Junction	-----
Hinesburg	Rick McCraw
Huntington	Barb Winters
Jericho	Leslie Nulty
	Tom Joslin, Alt.
Milton	-----
Richmond	Andrew French
Shelburne	Margaret Wiener
So. Burlington	Paul Stabler
	Allison Lazarz, Alt.
St. George	-----
Underhill	Paul Ruess
Westford	-----
Williston	Kelton Bogasky
Winooski	Bryn Oakleaf

**STAFF:** Sarah Reeves, Amy Jewell, Jen Holliday, Josh Estey, Joey Catania, John Balparda

**OTHERS PRESENT:** Thomas Melloni, Legal; Joe Sinagra and Dave Anger, Myers Waste & Recycling

**AGENDA:**

1. Call to Order & Agenda
2. Public Comment Period
3. Consent Agenda
4. Solid Waste Management Fee Exemption – Asphalt Shingles
5. New MRF – Project Update
6. Executive Session – to discuss real estate negotiations
7. Real Estate Purchase
8. Other Business
9. Adjournment

**1. CALL TO ORDER & AGENDA** – Accepted as presented.

**2. PUBLIC COMMENT PERIOD** – No members of the public commented.

**3. Consent Agenda** – Accepted as presented.

**4. Solid Waste Management Fee Exemption – Asphalt Shingles** – J. Catania introduced the context and history of asphalt shingles landfill ban ordinance and requirement suspension at CSWD. CSWD ordinance banned asphalt shingles disposal in 2016, at the request of Myers, in support of VT ANR's goals. Since then, the markets for recycling asphalt shingles have become unreliable. He said that in 2023, the Board waived the separation requirement for shingles. Myers had a stockpile that they were not collecting the fee on because they thought they would be recycled, but that did not happen. He noted that now that stockpile has been depleted. J. Catania explained Myer's request to extend the waiver exempting asphalt shingles from Solid Waste Management Fees and CSWD staff recommendations to not extend. Now the asphalt shingles are being used in the landfill as road base, decreasing the number of virgin materials needed to build a road base at the landfill. Based on this, CSWD requests the board reimplement fees at a 25% rate, as outlined in CSWD's Solid Waste Management Ordinance.

Representatives from Myers requested that the waiver be extended. They thanked the Board for the waiver that was granted previously. They said that using asphalt shingles as road build is a valuable use and reduces the amount of mined gravel (natural resource) in the landfill. Previously Myers was recycling asphalt shingles and using them with the State of Vermont, as roadside on the edge of the pavement – mixing shingles with gravel, which the State considered recycling. Myers believes that their current use of asphalt shingles is similar to this and should also be seen as recycling. Even though it is being used in the landfill, it is reducing the number of natural materials that are mined to build roads in landfills and the State of Vermont, agrees and does not charge Myers the \$6/ton State tax on the asphalt shingles being used in the landfill. Myers requested that CSWD continues to waive the Solid Waste Management Fee on asphalt shingles being used in the landfill as road base.

Board Members asked questions to both CSWD staff and the representatives from Myers. Myers clarified that they charge for every load that comes in, including loads with asphalt shingles, and that they no longer have a large stockpile. Myers continues to sort the asphalt shingles from mixed loads and put them in a cleaning process to be ready to go to the landfill for use as a road base. Myers transports the shingles to the landfill. Casella charges a \$20/ton tip fee for the material. CSWD staff clarified that other materials used for road base or daily cover include light construction debris and street sweepings. The State maintains a list of approved alternative daily covers. CWD Ordinance states that, "recyclable shall mean solid waste that may be reclaimed and or processed and used in the production of raw materials or products." When they worked with the Vermont Agency of Transportation, Myers stated that the asphalt shingles had to be ground into a specific size to mesh with the gravel mix. With Casella, 100% of the gravel is being replaced so no grinding or mixing is required, and the shingles are being used whole. CSWD brings shingles to a recycling facility in Connecticut. If the fee is not waived, Myers stated they were unclear as to whether they will continue to send the shingles to road base at the landfill.

**MOTION by A. Nye, seconded by B. Winters to implement the solid waste management fee on asphalt shingles that are used for road building in the landfill in Coventry effective March 1, 2025.**

Friendly amendment to revise the motion to read:

**Motion to implement the solid waste management fee at the alternative daily cover rate of 25% on asphalt shingles that are used for road building in the landfill in Coventry.**

**Voting:**

Bolton	-----
Burlington	Nay, 9
Charlotte	Aye, 1
Colchester	Aye, 4
Essex	Nay, 3
Essex Junction	-----
Hinesburg	Nay, 1
Huntington	Aye, 1
Jericho	Nay, 2
Milton	-----
Richmond	Nay, 1
Shelburne	Aye, 2
So. Burlington	Aye, 5
St. George	-----
Underhill	Aye, 1
Westford	-----
Williston	-----
Winooski	Aye, 2

**VOTING: Ayes – 16, Nay- 16. Tie vote. Motion fails.**

Discussion held between Board members to understand why members voted yes or no. Some Board members who voted “no” were concerned that implementing the fee would cause Myers to stop this practice of reusing asphalt shingles for landfill road base or would lead to a higher fee being implemented. Board members also raised that CSWD’s ordinance needed clarification and asked about the timeline to make updates. Board members acknowledged and shared appreciation for Myers taking on the issue of reusing asphalt shingles and suggested that Casella, as the benefiting party, should share some of the burden. L. Nulty called the question.

**Motion that CSWD not charge the solid waste management fee on shingles used for road base in Coventry through December 31, 2026.**

**Voting:**

Bolton	-----
Burlington	Aye, 9
Charlotte	Aye, 1
Colchester	Aye, 4
Essex	Aye, 3
Essex Junction	-----
Hinesburg	Aye, 1
Huntington	Aye, 1
Jericho	Aye, 2
Milton	-----

Richmond	Aye, 1
Shelburne	Aye, 2
So. Burlington	Nay, 5
St. George	-----
Underhill	Nay, 1
Westford	-----
Williston	-----
Winooski	Nay, 2

**VOTING: Ayes – 24, Nay- 8. MOTION Carries.**

Myers Representatives thanked the Board for the lively discussion. Myers would be happy to pursue the asphalt shingles ban again. S. Reeves reminded Myers that they asked for the suspension of the ban and ultimately any reconsideration would be at the Board's discretion.

**5. New MRF – Project Update** – S. Reeves presented an update on the MRF project, including a synopsis of the current MRF project, where the bulk of the project was paused since June 2024 and cannot proceed until a new building site is secured. She reviewed the accepted materials, the footprint of the current MRF (36,595 sq. ft on 3.02 acres, designed for 25,000 tons per year), and the projection of the new MRF (60,000-90,000 sq. ft on 5-9 acres, designed for 50,000-70,000 tons/year). S. Reeves reviewed the new proposed site on Redmond Road and building placement on that property and noted the work to be done between now and September 2025, which includes the property purchase, geotechnical analysis, conservation and archeological review, site redesign, re-estimates of construction costs, permit applications and breaking ground. She noted the original cost of \$27.5 million, and with increased estimates based on steel pricing, general construction costs, and inflation, the most recent estimate is approximately \$31 million. The funding would come from the bond, CSWD capital and grants. Expenses to date are estimated at \$11.5 million. She finalized the presentation with factors positively and negatively effecting future costs.

**6. Executive Session – to discuss real estate negotiations - Motion by A.Nye, seconded by L. Nulty that the Board of the Chittenden Board of Commissioners of the Chittenden solid waste district, go into executive session to discuss real estate negotiations where premature general public knowledge clearly placed the district, its member, municipalities, and other public bodies or persons involved at a substantial disadvantage, and to permit authorized staff and other invited interested parties to be present for this session so moved. Voting: All Ayes. Motion carried.**

The Board entered executive session at 7:36PM.

**Motion by A. Nye, seconded by P. Stabler to exit executive session and reconvene the meeting. Voting: All Ayes. Motion carried.**

The Board exited executive session at 8:20PM.

**7. Real Estate Purchase – Moved by Burlington, seconded by Essex, be it resolved, that the Board of Commissioners of the district authorize and empower the executive director to execute and deliver 1), on behalf of the district the purchase and sale agreement in the form presented to the Board of**

the District with Hinesburg Sand and Gravel for the acquisition of the land and premises containing approximately 38.5 acres of land in the town of Williston, Vermont, with parcel Id. Number 04010.06300 and span 759 – 241 – 11539, and for the purchase price of 3 million dollars, with such insertions and modifications and additions as she determines to be necessary and appropriate, and otherwise to be in the interests of the district, and 2), all other documents and instruments necessary or convenient in connection with the closing of the purchase of the property, as the executive director deems necessary, and in the district's best interests. The executive director is further authorized to expend such funds as necessary to meet any additional costs or fees associated with closing on the purchase of the property.

**Voting:**

Bolton	-----
Burlington	Aye, 9
Charlotte	Aye, 1
Colchester	Aye, 4
Essex	Aye, 3
Essex Junction	-----
Hinesburg	Aye, 1
Huntington	Aye, 1
Jericho	Aye, 2
Milton	-----
Richmond	Aye, 1
Shelburne	Aye, 2
So. Burlington	Aye, 5
St. George	-----
Underhill	Aye, 1
Westford	-----
Williston	-----
Winooski	Aye, 2

**VOTING: All Ayes. Motion carries.**

**8. Other Business – None.****9. ADJOURNMENT**

**MOTION by P. Stabler, SECOND by A. Nye, to adjourn the meeting. VOTING: All Ayes. Motion Carried.**

The meeting was adjourned at 8:24PM.

***I agree that this is an original copy of minutes, and they have been approved by motion of the Board of Commissioners at the 26 meeting held in March 2025.***

*Amy Jewell*

*Amy Jewell, Secretary/Treasurer*