

CONCERNED CITIZENS OF CATTARAUGUS COUNTY, INC.

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WWW.HOMESTEAD.COM/CONCERNED CITIZENS

July 2005

REMEMBER, CCCC EXISTS TO PROTECT YOUR HEALTH AND WELL-BEING

- CURRENT MEMBERS: HAVE YOU PAID YOUR MEMBERSHIP DUES?
- PLEASE UPDATE YOUR CONTACT INFORMATION

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Gravel Mine Update

The Allegany Town Planning Board has postponed the approval of the Giardini Gravel Mine project on April 18, and Olean Planning Board postponed their approval on May 2, pending the outcome of DEC's environmental review. The DEC has reopened its environmental review, and may change the project plan. Zoning Board of Appeals variances are also pending approval in both Olean and the Town of Allegany.

The Cattaraugus County Planning Department has completed a coordinated review among the DEC and the planning boards of Olean and Allegany resulting in recommendations adopted by the county planning board.

The Allegany Planning Board, Olean Zoning Board of Appeals and the Olean Planning Board will schedule public hearings in the near future.

CCCC FUNDRAISER

Items for Sale to raise money for CCCC and its continuing fight against the Farmersville Dump. Please consider ordering items from page three.

Legislate Away the Dump!

The Citizens of Farmersville can stop this dump from ever materializing by simply having the town legislature legislate it out of existence. There are open positions on the town board which will be filled by the voters in the next election in November. All that is required is for three citizens to come forward and run for office and then vote to rescind the Farmersville landfill law.

If the regulation of the landfills management is turned over to the county, which has more stringent landfill laws, IWS will go away. If the landfill becomes reality it will be the town's responsibility forever. Under current law, municipalities that contract with dump companies share fully the liability for problems created by the dump. There will be responsibilities for the town to monitor and mitigate any and all problems resulting from garbage infiltration into the environment...forever. Is that worth the immediate benefits of lower taxes and extra \$\$ in the town coffers for a few years? Is it

worth the serious health effects that the population will be subjected to? Who will pay your hospital bills when you get sick from eating, breathing and drinking garbage?

We know these "Garbage People" do not play by the rules. They would rather leak their waste all over the place and pay the fines. Are IWS's fines to the town going to be worth your children's health problems that will be with them for their entire lives? Will it be worth it that your lives will be shortened because of the adverse health effects?

There has never been a case of a town losing when the garbage people take them to court. What is there to lose by Farmersville's town board using it's power to shut the door to big city garbage in our neighborhood? Farmersville only needs to identify candidates for office with the courage to do so.

Municipal Liability for Pollution

Local governments are particularly vulnerable to liability for environmental violations resulting in fines, criminal penalties, and litigation. In addition, state and federal cleanup laws (e.g., Superfund) make contractors and arrangers just as liable as owners and operators of waste facilities for the full cost of any future cleanup. For example, a recent audit of potential liability by DuPage County, Ill., shows that a \$232 million fund is needed for nine closed landfills to cover expected costs over the next 40 years.

Faced with as much potential liability as they would be if they retained control of landfills, transfer stations and waste haulers, many municipalities are reconsidering past decisions to privatize these services. Recent federal law encourages municipalities to enter the market as owners and operators of waste management services. When they do, they may legally charge higher rates for out-of-area garbage, control licensing of the private haulers they choose to contract with, and effectively subsidize local waste management. Retaining public control, in other words, promises to secure a revenue stream that can finance enhanced recycling and disposal reduction programs, and thereby extend the life of a local landfill. Localities need not become "host communities" for giant regional landfills.

If a municipality decides to contract out any part of its waste management responsibilities, tools from LGEAN and the U.S. EPA help determine what the "full cost" of providing local permits will be, and how to negotiate a fair host community benefit package, taking into account the continuing environmental liability of municipalities. See our website for links to these resources

DUMP UPDATE

The DEC has approved the basic terms of the wetlands approval but there has been no sign of even an application for a water discharge permit. Until both permit applications are reviewed and accepted by the DEC as complete, there will be no new public comment period. Once they are, a new public comment period will be scheduled.

OLEAN'S TWENTY-YEAR PLAN

Olean's Proposed 20 Year Comprehensive Plan includes Green City Principles (118) and recognizes the Negative Impacts a Proposed Landfill in Farmersville (99) Would Bring.

Sustainable development is gaining momentum across the nation. The benefits are harmony with economic growth and our natural resources. Green City principals bring thoughtful development while preserving the environment. The environment includes natural resources, biological life, the economy, valuing cultural and historical heritage, and equity for all citizens in the community. Under the direction of Mayor Quinlan, community citizens and a consultant have developed the Comprehensive Plan.

A visual assessment in the plan recognizes the positive assets of the Allegheny River Valley Trail, the Allegheny River, the Allegheny River Greenway, Olean Creek, and the parks. Gargoyle Park is recognized to be the most visually attractive w/ respect to its heavily wooded mature trees and access to the Allegheny River and the trail (66-67). The plan proposes to maintain, expand, and develop clean and healthy surroundings, especially along the waterways (133). The Comprehensive Plan will also pursue state and federal funding to recover brownfields such as Agway and get these lands back to productive industrial use (122).

The negative impacts from a proposed landfill in Farmersville are expected to jeopardize the water quality, socioeconomic level, and visual effects of the city. The Olean plan deems the proposed landfill Draft Environmental Impact Statement (SDEIS) as incomplete.

The Comprehensive plan may be approved by the city council after the city and county planning boards review it. Public review began June 9th and a future public hearing will be scheduled. For more information and a look at the entire plan call the Olean Community Development department or visit www.cityofolean.org.

The Concerned Citizens of Cattaraugus County will hold a board election at the general meeting on Thursday, July 7. The meeting, open for all to attend, will be at 7 p.m. at the Franklinville Town Hall.

Please encourage each other to attend.

ALBION TOWN BOARD DUMPS THEIR DUMP

On February 10, 2003, DEC Commissioner Erin Crotty approved permits for Waste Management of New York (WMNY) to construct and operate a new regional landfill in Albion (Orleans Co.) that will dispose over a half-million tons per year of municipal solid waste, or 7.35 million tons over the lifetime of the dump, about 1,000 feet from the banks of the Erie Canal. However, the Town of Albion responded by banning landfills. Nearly two years later the Town was vindicated by the Orleans County Supreme Court, which dismissed a lawsuit brought by Waste Management seeking to invalidate the town's action.

The DEC Commissioner's decision was also successfully challenged in part, in a lawsuit brought by Stop Polluting Orleans County, Inc. and the Citizens' Environmental Coalition. The court found the Commissioner illegally departed from long-standing DEC policy by removing provisions from WMNY's permit that would have allowed Waste Management to select their own on site environmental monitors. As a result of the court's decision, the DEC must either reinstate the old policy under which WMNY pays for DEC monitors or provide notice and an opportunity for public comment before officially changing the policy.

Support a Better Bottle Bill

The Bigger Better Bottle Bill (A.2517-b)

This bill was passed by the entire Assembly on June 21 - we need your help to make sure it passes the Senate. Go to:

http://actionnetwork.org/eany/alert-description.tcl?alert_id=3393806

This widely popular bill closes the loophole that allows non-carbonated beverages like water, ice tea, and sports drinks to avoid the nickel deposit. The bill would also make sure that unclaimed nickels go to improving environmental programs. The nickel deposit has ensured that over 80 billion bottles and cans were returned and recycled in New York. Now, let's make sure the same happens for water bottles and iced tea.

The beverage industry lobbyists are out in force in Albany trying to stop this bill - if you haven't done so, please make a one minute phone call to make sure your Assemblymember hears from you.

For more information call our legislative office, 518-426-9144, or see <http://newyork.sierraclub.org/tracker/s3153.html>

Products Offered For Sale to Benefit Concerned Citizens

Concerned Citizens of Cattaraugus County Fundraiser

Help Support CCCC and the local economy by buying from local producers
 All sales help in CCCC's fight to keep the air, water, soil, and environment of Cattaraugus County safe from environmental degradation – Order Form Below



Wooden Truck that can hold up to six pencils/pens in the back – quality wood – made by Amish in Conewango - \$22 Approx. 7" length, 4" height



Wooden Shelf with bow made by local Amish – screw into any wall - \$18 9" shelf, 7" height



Local Maple Syrup \$9 Pint \$15 Quart \$30 for 1/2 gallon made in Friendship



Candy Dispenser quality wood & Mason Jar - made by Amish \$18 each approx. 1 foot tall



3" Soy Wax Candles Made in Franklinville Environmentally-friendly Unscented - \$5 apiece



Local Honey Made near Ellicottville 1 pound jar - \$6 5 pound jar - \$20



1/4 pint Soy Wax Candles Made in Franklinville Environmentally-friendly Unscented – \$3 apiece



Soy Wax Tea Lites burn brighter & longer Environ-friendly Unscented- 6 for \$4

All Items to be picked up at the Olean Farmers Market or Tickle town in Humphrey on Saturday July 9. Item can be picked up at the Olean Farmers Market, located in the parking lot of War Veterans Park and the Olean Ice Rink, across the street from Bradner Stadium and Country Fair. Items can be picked up from CCCC's table between 11am and 2pm. Items can also be picked up at Tickle town, which is located at the bottom of Humphrey Hill, at the intersection of Humphrey Road (County Road 18) and Chapel Hill Road. Items can be picked up between 3pm and 6pm. Orders over \$60 will be delivered to your house (if you so please) if you live within 30 miles of Olean.

	Wooden Truck	Wooden Shelf	Maple Syrup	Candy Dispenser
# Ordered				
Amount	\$22	\$18	\$	\$18
Total	\$	\$	\$	\$
	3" Soy Candles	Local Honey	1/4 Pint Candle	Soy Wax Tea Lites
# Ordered				
Amount	\$5	\$	\$3	\$4
Total	\$	\$	\$	\$

Grand Total _____

Please Make out Check to **Concerned Citizens of Cattaraugus County**.
 Please see opposite side for mailing address. Contributions and fundraiser Payments may be combined into one check.

CCCC Summer Fundraiser Dinner

Saturday, August 6 from 5:30-9:00 pm at St. Stephen's Church, located at 109 South Barry Street in Olean. Located across the street from Lincoln Park and the Olean Police Station. There will be dinner, dancing and a classy atmosphere.

Please come out and support CCCC. More information to come in the future.

Please check the website for updates –

<http://www.homestead.com/concernedcitizens/>. The website can also be found by typing – CCCC Cattaraugus – into www.google.com and clicking on the first website. Or call Fundraising Coordinator Michael Snodgrass at 716-353-0627 (cell) or 716-372-0874 (home and business phone) for more information.

PLEASE CONTRIBUTE! GIVE A GIFT OF OUR COOKBOOK—RARE WILD GAME RECIPES AND OTHER BACKWOODS DELICACIES AND BECOME A CCCC MEMBER:

- ___\$30.00 Group/Organization
- ___\$20.00 Individual/Family
- ___\$12.00 Senior/Student
- ___\$???
- ___\$15.00 Cookbook

NAME(S) _____

ADDRESS _____

CITY _____ STATE _____ ZIP _____

PHONE (optional): Daytime: _____ Evening: _____

Email: _____

Please make checks payable to: Concerned Citizens of Cattaraugus County. **Many companies provide matching Contributions. Please see your Human Resources Dept. However, you should know that as a 501(c)(4) not-for-profit Corporation, contributions to CCCC aren't tax-deductible.**

Concerned Citizens of Cattaraugus County, Inc.
P. O. Box 23
Franklinville, NY 14737

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