

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

COMMUNITY BOARD NO. 2, MANHATTAN

3 WASHINGTON SQUARE VILLAGE

NEW YORK, NY 10012-1899

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P: 212-979-2272 F: 212-254-5102 E: info@cb2manhattan.org

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May 27, 2010

Hon. Christine Quinn
Speaker of the Council
224 W. 30th Street, Suite 1206
New York, New York 10001

Hon. Peter F. Vallone Jr.
Council Member
22-45 31st Street.
Astoria, New York 11105

Dear Speaker Quinn and Council Member Vallone Jr.:

Resolution in opposition of Intro 58: Biological, Chemical, and Radiological Detectors Legislation (formerly Intro 650)

WHEREAS: Community Board 2 unanimously passed a resolution in March 2008 opposed to the City Council's Intro 650, which would have implemented a proposed New York City Police Department (NYPD) permitting system for biological, chemical and radiological detectors; and

WHEREAS: A similar bill with even stricter penalties for those who disobey this proposed law was recently introduced as Intro 58 in the current session of the Council by the Committee on Public Safety to amend the Administrative Code of the City of New York, in relation to biological, chemical and radiological detectors; and

WHEREAS: In the aftermath of the World Trade Center attacks on September 11, 2001, residents and workers were repeatedly lied to by government agencies about the quality of the air they breathed, and therefore, it is important to maintain the right of individuals to independently test the air, water and soil; and

WHEREAS: Residents and workers should be empowered to hold the government accountable and confirm for themselves, in a timely fashion, that their air, water and soil is free of hazards, and

WHEREAS: Intro 58 has the capability of severely limiting universities and hospitals from monitoring the environment for scientific and research purposes, making an unprecedented containment of academic freedom, and

WHEREAS: We believe that this law would be the first time anyone would have to be "permitted" to monitor the environment; and

WHEREAS: Intro 58 is overly broad and, although ostensibly aimed at machinery capable of detecting weapons that bare chemical, biological and radioactive agents, it is written in a manner that will impact all chemical, biological, radiological detectors; and

WHEREAS: The United States Department of Homeland Security is on record as stating they did not request legislation of this sort; and

WHEREAS: We are particularly concerned about the bill's ability to limit citizen groups' access to independent monitoring data – a dangerous infringement that would put us all in jeopardy; and

WHEREAS: If enacted into law, Int. 58 would hinder the flow of information regarding serious airborne pollutants and other environmental conditions, and would precipitate tension between well-meaning members of the public seeking to conduct environmental monitoring and police officers charged with enforcing a law with poorly defined restrictions;

THEREFORE BE IT RESOLVED THAT: CB#2 affirms the right of any person, community or organization to monitor the air, water, soil, etc., and strongly opposes Intro 58 and the implementation of a permitting system for environmental sampling instruments that it would create.

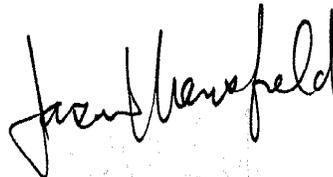
Vote: Unanimous, with 40 Board members in favor.

Please advise us of any decision or action taken in response to this resolution.

Sincerely,

A handwritten signature in blue ink that reads "Jo Hamilton". The signature is written in a cursive style and is set against a light blue rectangular background.

Jo Hamilton, Chair
Community Board #2, Manhattan

A handwritten signature in black ink that reads "Jason Mansfield". The signature is written in a cursive style.

Jason Mansfield, Chair
Environment, Public Safety & Public Health
Community Board #2, Manhattan

JH/gh

cc: Hon. Jerrold L. Nadler, Congressman
Hon. Thomas K. Duane, NY State Senator
Hon. Daniel L. Squadron, NY State Senator
Hon. Sheldon Silver, Assembly Speaker
Hon. Deborah J. Glick, Assembly Member
Hon. Scott M. Stringer, Man. Borough President
Hon. Christine C. Quinn, Council Speaker
Hon. Margaret Chin, Council Member
Hon. Rosie Mendez, Council Member
Daniel J. Halloran III, Council Member
Daniel R. Garodnick, Council Member
Eric A. Ulrich, Council Member
Erick Martin Dilan, Council Member
Helen D. Foster, Council Member
James F. Gennaro, Council Member
Vincent J. Gentile, Council Member
Sandy Myers, CB2 liaison, Man. Borough President's office
Lolita Jackson, Manhattan Director, CAU

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May 27, 2010

John Doherty, Commissioner
NYC Department of Sanitation
125 Worth Street, Room 720
New York, New York 10013

Dear Commissioner Doherty:

At its Full Board meeting May 20, 2010, Community Board #2, Manhattan, adopted the following resolution:

Resolution in support of the proposed revisions to the City's comprehensive recycling laws, commonly referred to as Local Law 19.

WHEREAS: The General Counsel to the Sanitation Committee of the New York City Council attended our Environment, Public Safety, and Public Health Committee meeting to give us a detailed account of the changes to Local Law 19 that are being considered; and

WHEREAS: We are in full support of the eleven "Intros" that compile the revisions to Local Law 19, which are:

1. New Designated Materials and Recycling Programs:
 - a. Intro 148 – Having to do with Plastic Recycling
 - b. Intro 158 – Having to do with Public Recycling
 - c. Intro 162 – Having to do with Household Hazardous Waste
 - d. Intro 142 – Having to do with Paint Recycling
2. Programmatic Changes and Improvements:
 - a. Intro 164 – Having to do with Recycling Requirements and Reporting by the Dept. of Sanitation
 - b. Intro 156 – Having to do with Improved Recycling at City Agencies
 - c. Intro 165 – Having to do with Recycling at City Schools
 - d. Intro 157 – Having to do with Leaf and Yard Waste Composting
3. Outreach, Education and Enforcement
 - a. Intro 147 – Having to do with New Fines and Education Programs
4. Studies and Reports
 - a. Intro 171 – Requirements of the DSNY to Study Composting Expansion
 - b. Intro 141 – Requirements of the DSNY to Complete a Commercial Recycling Study

WHEREAS: New York was a front runner nationwide twenty years ago when the City enacted the current Recycling Program and we are very pleased that now the City Council is considering broad revisions to this Program to bring it up to date; and

WHEREAS: We recognize and are extremely concerned that all the increased materials generated by these revisions to Local Law 19 will have a considerable impact and increased burden on our neighborhood due to the increased truck trips to the Gansevoort Marine Waste Transfer Station; and

THEREFORE BE IT RESOLVED THAT: CB2 is in full support of all the "Intros" listed above, with the exception of Intro 147, which deals with fines: In Tier 2, we would like to see the number of units increased to "40 units or more," instead of "9 units or more"; and

THEREFORE BE IT FURTHER RESOLVED THAT: The enormous burden this will place on our district is not appropriate and we request the DSNY use an alternative Marine Waste Transfer Station for all materials generated by Upper Manhattan.

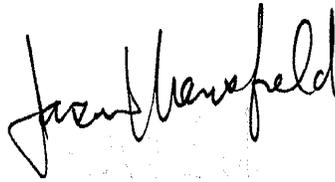
Vote: Unanimous, with 40 Board members in favor.

Please advise us of any decision or action taken in response to this resolution.

Sincerely,



Jo Hamilton, Chair
Community Board #2, Manhattan



Jason Mansfield, Chair
Environment, Public Safety & Public Health
Community Board #2, Manhattan

JH/gh

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