



RESOLUTION 20-244

Resolution in Support of NJ Legislative Bills S-232/A-2212 to require DEP to Evaluate Environmental and Public Health Impacts of Certain Facilities on Overburdened Communities when reviewing certain permit applications

WHEREAS, the bill S-232/A-2212 concerns environmental permits in overburdened communities, and

WHEREAS, this bill would require a person seeking a permit for a new facility, or for the expansion of an existing facility, located in an overburdened community, to meet certain additional requirements before they can obtain the permit, and

WHEREAS, "facility" is defined as any: (1) electric generating facility with a capacity of more than ten megawatts; (2) resource recovery facility or incinerator; (3) sludge combustor or incinerator; (4) sewage treatment plant with a capacity of more than 50 million gallons per day; (5) transfer station, recycling center, or other solid waste facility with a combined monthly volume in excess of 25 tons; (6) landfill, including, but not limited to, a landfill that accepts ash, construction or demolition debris, or solid waste; (7) medical waste incinerator; or (8) major source of air pollution, as defined by the federal "Clean Air Act.", and

WHEREAS, an overburdened community is defined as any community where 35 percent of the households qualify as low-income according to the U.S. Census, 40 percent of households are minority, or 40 percent of households have limited English proficiency, and

WHEREAS, NJDEP would not be permitted to grant certain environmental permits unless the permit applicant first:

- (1) prepares a report assessing the environmental impact of the proposed new or expanded facility on the overburdened community,
- (2) makes the assessment report available to the public at least 30 days prior to a public meeting, and
- (3) organizes and conducts a public hearing in a location as convenient as possible to all interested parties, and

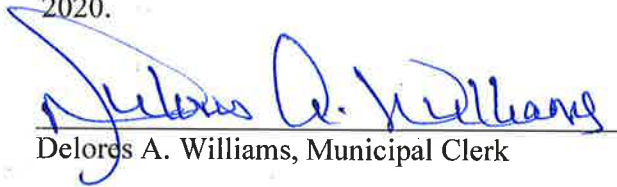
WHEREAS, under the bill S-232/A-2122, the DEP would have the authority to deny a permit application in an overburdened community upon a finding that the cumulative impacts posed by the proposed new or expanded facility, would constitute an unreasonable risk to the health of the residents of the overburdened community and to the environment in that community.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPALITY OF PRINCETON

1. Does hereby support S-232/A-2122, requiring the DEP to evaluate environmental and public health impacts of certain facilities on overburdened communities when reviewing certain permit applications.
2. Will provide a copy of this resolution to our local NJ Senate and Assembly representatives.

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Mr. Cohen		X			X			
Ms. Fraga		X			X			
Ms. Niedergang		X		X	X			
Ms. Pirone Lambros		X			X			
Ms. Sacks		X			X			
Mr. Williamson		X	X		X			
Mayor Lempert		X						

I, Delores A. Williams, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held July 27, 2020.



Delores A. Williams, Municipal Clerk