# Hong Sima, Ph.D., P.E.

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#### Date: May 8, 2020

New York State Department of Environmental Conservation 1 Hunters Point Plaza 47-40 21st Street – 4th floor Long Island City, NY 11101

ATTN: Denise Harrington Grattan, Environmental Analyst II, DEP

#### Re: Response to NOIA Application ID: 2-6105-00889/00001

#### Dear Ms. Grattan:

The following response to the latest Notice of Incomplete Application (NOIA) dated April 28, 2020 is provided on behalf of Sharps Compliance, Inc.

For ease of reference, each comment from the April 28, 2020 NOIA is presented below in *italics*, followed by Sharps' response:

1. The tax block and lot(s) the facility encompasses should be identified in the engineering report. Please indicate if the facility encompasses all or part of any lot and show lot lines. Figures and/or the site plans of the site should also include this information and lot lines. The lease suggests the facility occupies lot 1, block 4521.

**Sharps Response:** The Facility located at 893 Shepherd Avenue, Brooklyn, NY 11208 encompasses a portion of Block No. 4521, Tax Lot No. 1, per New York City's online Digital Tax Mapping application (<u>http://gis.nyc.gov/taxmap/map.htm</u>), maintained by the New York City Department of Finance Tax Map Office. A Site Tax Map (Figure 2), identifying the Facility and applicable tax parcel information, has been included as part of the revised Engineering Report (see Attachment A).

Please note that applicable tax parcel information has also been included in the revised Engineering Report and on the existing figures and large format drawings (see Attachment A).

2. Proposed site plan. It appears that Drawing C-04 Truck Staging Site Plan is meant to represent the proposed collection and transfer operations site plan. If so, please add to the label of Drawing C-04, "Proposed Site Plan" for clarity.

**Sharps Response:** Correct. Drawing C-04 – Truck Staging Site Plan represents the proposed collection and transfer operations. As requested, the drawing title has been revised to indicate it represents the proposed transfer station (see Attachment A).

3. Section 2.3 Water Quality, end of 2<sup>nd</sup> paragraph. The narrative states there are no connections to NYC sanitary sewer; whereas, there are existing bathrooms on floor 1 and 2 and a shower on floor 1 that are believed to connect to NYC sanitary sewer. Please amend.

**Sharps Response:** There is no internal drainage from the plant floor connected to the NYC DEP sanitary sewer. Facility bathrooms and shower located in the office portion of the Facility are connected to NYC DEP sanitary sewer; however, the existing Collection Operations and proposed RMW transfer operation do not impact these connections related to water quality protection. Section 2.3 – Water Quality Protection of the revised Engineering Report, has been revised accordingly (see Attachment A).

4. Section 4.2 Truck Staging – Offsite Yard. The report states, as needed, box trucks will be stored at an offsite truck yard. Please provide the following information about the offsite truck yard: 1) location, size and indicate if it will be secure; and 2) include a site plan of the offsite yard as part of the proposed site plan for the transfer and collection facility.

**Sharps Response:** The use of truck yards would only be necessary during emergency situations where the Facility is not able to perform the normal operations of moving RMW directly from collection vehicles, through scanning and weighing, and onto long-haul vehicles.

Please note that collection vehicles staged/parked at truck yards will only occur after all waste has been offloaded at the Facility.

Further Justification:

Sharps has identified several potential candidates of the truck yards for future use as needed (see below for an example). However, at this point no commitment (ultimately, a signed contract) could be legally formed before approval of the proposed RMW transfer facility permit. Identifying a specific truck yard, (commercial truck parking lot) at this time may lead to future non-compliances with the Engineering Report. Decisions to use alternate truck yards would be based on the truck yard's availability, proximity to customers, employees' homes and/or the Facility, and rates for parking. Some truck yards currently operating may no longer be in business at a future time when Sharps would need to utilize them.

Example of Truck Yard: NYC Truck Parking / Pearson Street Parking Corp. 45-46 Court Square West Long Island City, NY 11101 Approximate Square Footage: 19,800 Secured by a chain link fence

## 5. Appendix C. CEQR.

a) Use of the term 'proposed transfer station'. The ER and this appendix should clearly state that the CEQR analysis was conducted on the proposed operations of a transfer and collection facility. The use of the term 'proposed transfer station' (including but not limited to page 114, second paragraph pg. 119, pg. 126 of red-lined report) suggests the analysis was only done on the additional operations (transfer facility); whereas, as we discussed and agreed upon during our most recent conference call, the analysis should have been done on all proposed facility (transfer and collection) operations. While it is believed this was done in the analysis, the use of this terminology makes this not clear.

**Sharps Response:** The CEQR analysis examines both the existing Collection Operation's and proposed Transfer Station's potential impact. The language in the CEQR analysis has been revised to provide clarification (see Attachment A).

b) Page 119, second paragraph, second sentence. This sentence is not clear, please correct.

**Sharps Response:** The above-referenced section of the CEQR analysis has been reformatted/revised to provide clarification (see Attachment A).

c) Page 124 Odors. This section should address how odors from RMW stored up to 30 days and RMW that has gone putrescent will be addressed. A brief statement should be included.

**Sharps Response:** Hazardous waste and RMW containers are received sealed and remain sealed throughout from generator collection to treatment facility. Containers are loaded, unloaded and stored in-doors and removed from the transfer station building within seventy-two (72) hours and ten (10) days of receipt for RMW or hazardous waste, respectively. If a longer storage time for RMW with the potential to become putrescent is needed, containers will be refrigerated at < 45 °F but > 32 °F for up to seven (7) days from date of receipt (maximum detention time). In the very unlikely event that waste is stored longer than seven (7) days, it will be stored at < 32 °F for up to thirty (30) days. Greater than seven (7) day storage periods are not anticipated. In the event that RMW has become putrescent, the RMW shall be removed from the facility as soon as possible; therefore, mitigating and/or eliminating potential odors from putrescent RMW. The CEQR analysis has been revised to reflect the above language (see Attachment A).

*d)* Page 124 Odors, second paragraph. The paragraph incorrectly refers to Appendix C Contingency Plan. There is no contingency plan in the report per the Table of Contents.

**Sharps Response:** This reference has been removed from the CEQR analysis; however, please note that Contingency Plan items, such as emergency and spill response, are included under Section 11 – Preparedness, Prevention, and

Contingency (PPC) of the revised Engineering Report (see Attachment A).

6. Appendix F, FEAF Part 1. a) E2c-E2f. Please complete questions E2c to E2f; and b) E2o. The EAF mapper notes the short-eared owl for this question. Please add to E2o response on the form or in your FEAF narrative attached the form.

**Sharps Response:** The Full Environmental Assessment Form (FEAF), included as Appendix F of the revised Engineering Report, has been revised to include the requested information (see Attachment A).

7. Appendix F. FEAF Additional Information Narrative – Item #1. The facility is not within the NYS Coastal Zone (the facility's location with NYC coastal zone is not relevant for the FEAF) but the facility is within an area (NYC) that has an approved LWRP local waterfront revitalization program. Also, the FEAF Part 1, Section B(i) was answered correctly; therefore, #1 is not needed; please delete.

**Sharps Response:** As requested, this information has been removed from the FEAF narrative, included as Appendix F of the revised Engineering Report (see Attachment A).

8. Appendix G. This form is obsolete and is not applicable to this application. It can be removed from the report.

**Sharps Response:** Sharps prefers to **not** remove the above-referenced inspection form from the revised Engineering Report, if not absolutely necessary, as 6 NYCRR Part 360.16(c) references that compliance must be demonstrated for the requirements under 6 NYCRR Part 621, the Uniform Procedures Act regulations. 6 NYCRR Part 621.6(b) states the following:

"In reviewing an application for a permit, department staff ordinarily inspects the project site or facility and surrounding area to verify existing conditions, determine the accuracy of materials submitted in the application, assess impacts of a project on the environment in the immediate and surrounding area, and determine whether the project satisfies applicable permitting standards. During an inspection, among other things, measurements may be made, physical characteristics of the site may be analyzed, including but not limited to soils and vegetation, and photographs may be taken. Ordinarily, site visits will occur between 7 a.m. and 7 p.m. Monday through Friday. Unusual circumstances including (but not limited to) emergencies or disasters may require site inspections outside of these hours. An applicant's failure to allow access to the site or facility can be grounds for, and may result in, permit denial."

For Sharps to demonstrate compliance with this requirement established under the Uniform Procedures Act regulations, the Uniform Procedures Act – Permission to Inspect Property Form was used. In regard to the form being obsolete, a revised or updated version of the form does not exist (to Sharps' knowledge), as the form provided in the

revised Engineering Report is the only version currently available at the following NYSDEC webpages:

- https://www.dec.ny.gov/permits/6222.html
- <u>https://www.dec.ny.gov/docs/permits\_ej\_operations\_pdf/jntappinspect.pdf</u>
- 9. Storage of RMW. Please indicate the proposed refrigeration for RMW storage longer than 30 days. As per the below engineering report excerpts below these sections of the report may need to be expanded upon to address this item.

Section 2. Facility Description "In the unlikely event that waste is stored longer than seven (7) days, it will be stored at < 32 °F for up to thirty (30) days. Greater than seven (7) day storage periods are not anticipated. In the event that RMW has become putrescent, the RMW shall be removed from the facility as soon as possible (365-2.5(e)(13)). (365-2.4(b)(2) and 365-2.5(e)(12)(i-iii))."

Section 2.1 (page 8) "If a longer storage time is needed, containers will be refrigerated at < 45 °F for up to seven (7) days from date of receipt (maximum detention time). In the event that RMW has become putrescent, the RMW shall be removed from the facility as soon as possible (365-2.5(e)(13)). (365-2.4(b)(2) and 365-2.5(e)(12)(i-iii))."

See below regulation (in italics below) for RMW handling & storage for your reference.

Part 365-2.5e(12) - (15) dealing with RMW handling & storage

(12) Storage of RMW that has the ability to become putrescent is limited to:

(i) three days if the RMW is stored at 45 degrees Fahrenheit (7 degrees Celsius) or greater;
(ii) seven days if the RMW is stored at less than 45 degrees Fahrenheit (7 degrees Celsius) but greater than 32 degrees Fahrenheit (0 degrees Celsius); and

(iii) thirty days if the RMW is stored at 32 degrees Fahrenheit (0 degrees Celsius) or lower. (13) RMW which becomes putrescent must be treated, refrigerated, or removed from the facility as soon as practicable.

(14) Non-putrescent RMW can be stored above 45 degrees Fahrenheit (7 degrees Celsius) for a maximum of 15 days, and a maximum of 30 days if stored at or below 45 degrees Fahrenheit (7 degrees Celsius).

(15) Treated RMW must be removed from the facility within 30 days.

**Sharps Response:** Sharps will not store RMW for periods greater than thirty (30) days under any circumstances, regardless of refrigeration, as it is not permitted under 6 NYCRR Part 365. As stated in the revised Engineering Report, RMW containers received generally will be stored and transferred within three (3) days (seventy-two (72) hours) at ambient temperature from date of receipt. If a longer storage time for RMW with the potential to become putrescent is needed, containers will be refrigerated at < 45 °F but > 32 °F for up to seven (7) days from date of receipt (maximum detention time). In the very unlikely event that waste is stored longer than seven (7) days, it will be stored at < 32 °F for up to thirty (30)

days. Greater than seven (7) day storage periods are not anticipated. In the event that RMW has become putrescent, the RMW shall be removed from the facility as soon as possible.

10. Public Participation Plan (PPP). It is understood that a revised PPP will be forthcoming. Please be sure that the narrative addresses not only the normal proposed operations scenario but also possible scenarios (i.e. RMW may be stored up to 30 days vs. the norm of only up to 7 days.).

**Sharps Response:** The Sharps PPP has been revised in accordance with the NYSDEC's previous review comments and instructions, which was sent for NYSDEC approval in a separate submittal from Mr. Lawrence Schillinger, Esq., and is enclosed as Attachment B for your reference.

Instructions for submission of this response and associated materials were not specified by the Department in the April 28, 2020 NOIA, therefore, the Department's standard submission instructions, as indicated in your e-mail dated April 7, 2020, have been followed, similar to that of the previous submissions:

Three (3) hardcopies of this response to and associated material are being sent directly to the Regional Permit Administrator along with an electronic copy. The electronic version of this NOIA response and associated materials is a searchable OCR-PDF format, provided on a CD. CDs are also being submitted to the following individuals as previously requested by the Department:

<u>Two (2) CDS</u>: Thomas Killeen Chief RCRA Permitting Section Materials Management NYS Dept. of Environmental Conservation 625 Broadway New York, NY 12233-7251

<u>One (1) CD</u>: Alan G. Woodard, Ph.D. Environmental Program Specialist Materials Management NYS Dept. of Environmental Conservation 625 Broadway New York, NY 12233-725

Documents which have been prepared by a professional engineer display the engineer's seal and signature (where appropriate).

Denise H. Grattan, NYSDEC May 8, 2020 Page 7

If you have any questions or would like to discuss this response, please feel free to contact me and/or Mr. Curtis Knisley at 713- 443-3539.

Sincerely,

Hong Sima, Ph.D., P.E

- cc: Curtis Knisley, Sharps Compliance (electronic) Lawrence R. Schillinger, Esq. (electronic) Thomas Killeen, NYSDEC (CDs only) Alan G. Woodard, Ph.D., NYSDEC (CDs only) NYSDEC, Region 2, Regional Permit Administrator
- Enclosures: Attachment A Revised Engineering Report as of May 8, 2020 Attachment B – Revised Public Participation Plan (PPP)

Sharps Compliance, Inc. Response to NOIA Application ID: 2-6105-00889/00001 May 8, 2020

# **ATTACHMENT A**

# **Revised Engineering Report as of May 8, 2020**

Sharps Compliance, Inc. Response to NOIA Application ID: 2-6105-00889/00001 May 8, 2020

# **ATTACHMENT B**

# **Revised Public Participation Plan (PPP)**

# **PUBLIC PARTICIPATION PLAN**

# NYSDEC Application ID# 2-6105-00889/00001

Regulated Medical Waste Transfer Facility 893 Shepherd Avenue Brooklyn, New York 11208



893 Shepherd Avenue Brooklyn, New York 11208

APRIL 2020



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- B Past Public Meeting Invitations (English and Spanish)
- C Fact Sheets (English and Spanish)
- D Public Notice for Webinar

# 1. <u>About Sharps Compliance, Inc.</u>

Sharps Compliance is committed to a socially responsible and environmentally sensitive approach to the safe management of regulated medical waste. We continually strive to design and implement innovative solutions to safeguard human health and protect our natural environment while consuming decreasing amounts of the Earth's limited resources.

Regulated medical waste collected by Sharps' is transferred to our proprietary treatment facilities where the waste is scanned, weighed, properly treated, and then repurposed using our Waste Conversion Process, minimizing the use of landfills.

- Sharps scans and weighs all medical waste for manifesting and regulatory reporting in accordance with all applicable regulations.
- Sharps processes medical waste sent by its transfer facilities through autoclave sterilization, which renders the waste noninfectious.
- Sharps then shreds treated, non-infectious waste for our patented Waste Conversion Process, which repurposes waste into a new resource energy used to generate electricity.

Protecting human health and safeguarding our natural environment are the core values upon which Sharps was founded. Sharps has earned a reputation as a socially responsible provider of, safe, cost-effective and green disposal of medical waste. Working together with thousands of consumers, businesses and municipalities, our efforts to eliminate hazards from the environment are making a real difference.

# 2. The Project

Sharps Compliance, Inc., (Sharps) has applied for a permit from the New York State Department of Environmental Conservation (NYSDEC) to operate a Regulated Medical Waste (RMW) Transfer Facility. The proposed RMW Facility is located at 893 Shepherd Avenue in the East New York neighborhood of Brooklyn, NY.

Currently, Sharps use the facility to transfer wastes generated by health care facilities which are deemed "hazardous waste" by State and Federal regulation. Many of these substances are commonly used in the home, such as rubbing alcohol, insulin, nicotine, asthma inhalers and dandruff shampoo. The facility also presently serves as a truck depot for Sharps' collection vehicles and houses administrative offices.

The typical customer base for whom Sharps provides essential waste management services include hospitals, physician, dentist, and veterinary offices, retail pharmacies vaccination providers, home health care providers, nursing homes and assisted living facilities.

Sharps proposes to add RMW to the health-care wastes which may be transferred at the facility. Examples of these wastes include used personal protective equipment such as

masks, gowns and rubber gloves. Also included as RMW are materials typically used in diagnostic procedures, such as tissue samples, swabs and tongue depressors. Expired pharmaceutical products are also classified as RMW, as are devices typically used to administer insulin for diabetic treatment.

# 3. <u>Project Description</u>

The RMW transfer facility will receive, store and transfer into long-haul trucks for offsite treatment sealed containers of RMW collected from local healthcare facilities such as physician, dentist, and veterinary offices, retail pharmacies offering immunization services, home health care providers, and assisted living facilities. Throughout the collection, transport and transfer process (from healthcare facility to offsite treatment) all RMW containers remain sealed.

Regular operating hours will be from 6:00 am to 7:00 pm, Monday through Friday. However, the facility will be permitted to operate 24 hours per day, seven days per week to allow for infrequent emergency response.

Adding RMW to the current operation is projected to generate a maximum of 30 collection vehicle round trips per day, 7 long-haul truck round-trips per day and 15 employee vehicle trips per day. Each collection vehicle will make one round-trip to and from 893 Shepherd each day. The projected distribution of vehicular trips is provided in the table below:

Peak Hours	Time	Collection Vehicles		Long-Haul Truck		Employee Vehicles		Total	
		Vehicles	PCEs	Vehicles	PCEs	Vehicles	PCEs	Vehicles	PCEs
	6 a.m7 a.m.	15	22.5	0	0	4	4	19	26.5
	7 a.m8 a.m.	15	22.5	2*	5	5	5	22	32.5
Morning Peak	8: a.m9 a.m.	0	0	2*	5	5	5	7	10
	9 a.m10 a.m.	0	0	0	0	0	0	0	0
	10 a.m11 a.m.	0	0	2*	5	0	0	2	5
	11 a.m12 p.m.	0	0	0	0	0	0	0	0
	12 p.m1 p.m.	0	0	2*	2	0	0	2	5
Mid-day Peak	1 p.m2 p.m.	0	0	0	0	0	0	0	0
	2 p.m3 p.m.	10	15	2*	5	0	0	12	20
	3 p.m4 p.m.	10	15	2*	5	4	4	16	24
Evening Peak	4 p.m5 p.m.	10	15	2*	5	5	5	17	25
	5 p.m6 p.m.	0	0	0	0	5	5	5	5
	6 p.m7 p.m.	0	0	0	0	0	0	0	0

#### Maximum Vehicular Trips Weekday Peak Hours

"Trips" means 1 vehicle departure or 1 vehicle arrival.

"PCE" means Passenger Car Equivalent

# 4. PUBLIC PARTICIPATION AND OUTREACH

This Public Participation Plan (PPP) comports with Commissioner Policy-29, Environmental Justice and Permitting (CP-29), which requires permit applicants for certain facilities to develop and implement a public participation plan to ensure that potentially impacted communities receive timely and useful information about the proposed facility and opportunities to participate in the permit application process.

Sharps Compliance, Inc. has designated the following individuals to coordinate and respond to inquiries on the project:

Curtis Knisley Director Quality and Safety 9220 Kirby Drive Suite 500 Houston, TX 77054 Phone: 713-660-3544 E-mail: <u>cknisley@sharpsinc.com</u>

Lawrence Schillinger Environmental, Health and Safety Counsel PO Box 11182 Albany, NY 12211 Phone: 518 459 0600 Email: Ischillinger@msn.com

The NYSDEC has designated the following individual to coordinate and respond to inquiries on the project:

Denise Harrington Grattan Environmental Analyst II Division of Environmental Permits NYSDEC – Region 2 Office 1 Hunters Point Plaza 47-40 21st Street Fl. 4 Long Island City, NY 11101 Phone: 718-482-4997 Email: denise.grattan@dec.ny.gov

# 5. Stakeholders and Outreach Contact List

In consultation with NYSDEC staff, Sharps has assembled a list of stakeholders who may be interested in and affected by the proposed project and are therefore targeted for outreach. This list, provided in Appendix A, includes local elected/government officials; community, civic, religious and environmental organizations; local media outlets, and residents, businesses and property owners located within a 500-ft radius of the proposed facility. These stakeholders will receive the outreach materials described below. The stakeholders list will continue to be updated as additional individuals and entities express interest in the project by attending public meetings, submitting comments on the application or contacting the project contacts at Sharps or NYSDEC.

# 6. <u>Previous Public Outreach Activities</u>

In accordance with Commissioner Policy-29, public participation activities previously conducted include:

- out-reach to community leaders,
- holding a public information meeting, and
- preparing and disseminating a fact sheet about the project.

## Informational Briefings

Sharps sent letters to local government and elected officials notifying them of the pending application and offering to provide them with in-person briefings. To date, five officials have met with Sharps representatives and received in-person briefings: Brooklyn Borough President Eric Adams, State Senator Roxanne Persaud, NYC Council Member Inez Barron, State Assemblymember Charles Barron, and Brooklyn Community Board 5 District Manager Melinda Perkins. Sharps provided information regarding the location and operations of the proposed facility, answered questions, and solicited feedback on further outreach and potential concerns.

# Public Information Meetings

Sharps held an initial Public Information Meeting at P.S. 202, Ernest Jenkyns School located at 982 Hegeman Ave, Brooklyn, NY 11208 on September 17, 2018, 7:00 p.m., to provide interested members of the community with information about the proposed transfer facility. Sharps presented information on the location and layout of the proposed transfer facility, the material that would be accepted and transferred at the facility, the procedures for receiving, storing and transferring RMW, and steps that would be taken to minimize any potential impacts. The presentation included illustrative maps, figures and photographs of the transfer facility. Sharps distributed a fact sheet in both English and Spanish and informed attendees how they could submit comments on the application for consideration by NYSDEC. The applicant and its representatives provided an opportunity for the public to ask questions and offer comments.

#### Public Notice

Sharps prepared a public notice in English and Spanish inviting the public to attend the Public Information Meeting held at P.S. 202, Ernest Jenkyns School located at 982 Hegeman Ave, Brooklyn, NY 11208 on September 17, 2018 from 7:00 p.m. to 10:00 p.m. (Public Notice). See Appendix B. The Public Notice was sent to all stakeholders by first class mail on or about August 20, 2018.

On August 24, 2018, the Public Notice was published in the following newspapers:

In English:

The Brooklyn Papers 1 Metrotech Center, Suite 1001 Brooklyn, NY 11201

In Spanish:

Hoy Nueva York 1 MetroTech Center, 18th Floor Brooklyn, NY 11201

The Public Notice was also made available at the project document repositories.

# 7. <u>Proposed Public Participation and Outreach</u>

Due to the State and City prohibition on public assemblies during the COVID-19 Pandemic, Sharps will not conduct a second Public Information Meeting. In the alternative Sharps will conduct a "webinar" at which interested members of the community will be provided background on the project and an opportunity to comment and / or pose questions.

Sharps will notify the community of the date and time of the webinar by publishing a Public Notice in the following newspapers:

In English:

The Brooklyn Papers 1 Metrotech Center, Suite 1001 Brooklyn, NY 11201

In Spanish:

Hoy Nueva York 1 MetroTech Center, 18th Floor Brooklyn, NY 11201

The Public Notice will provide Community members with a link to a website which will provide an opportunity for further review of the proposal, provide additional information to the community, and provide additional opportunities for community members to post comments.

# Fact Sheet

Sharps prepared and previously distributed a fact sheet in English and Spanish to provide easy-to-understand information on the project to the public (Fact Sheet). See Appendix C. The Fact Sheet will be re- distributed to the Stakeholder List along with the Public Notice. appl

# 8. <u>Document Repositories/Distribution of Project Information</u>

Two locations have been designated as the document repositories for the project:

Brooklyn Public Library New Lots Branch 665 New Lots Avenue Brooklyn, NY 11207 Hours:10AM–8PM Tuesday to Thursday, 10AM-6PM Monday and Friday, 10AM-5PM Saturday, and 1PM-5PM Sunday. Phone: 718-649-0311 https://www.bklynlibrary.org/locations/new-lots

Sharps Compliance, Inc. Website: http://www.sharpsinc.com/public-participation-plan

The following documents will be available for viewing at these repositories and will be updated by Sharps on an ongoing basis as needed:

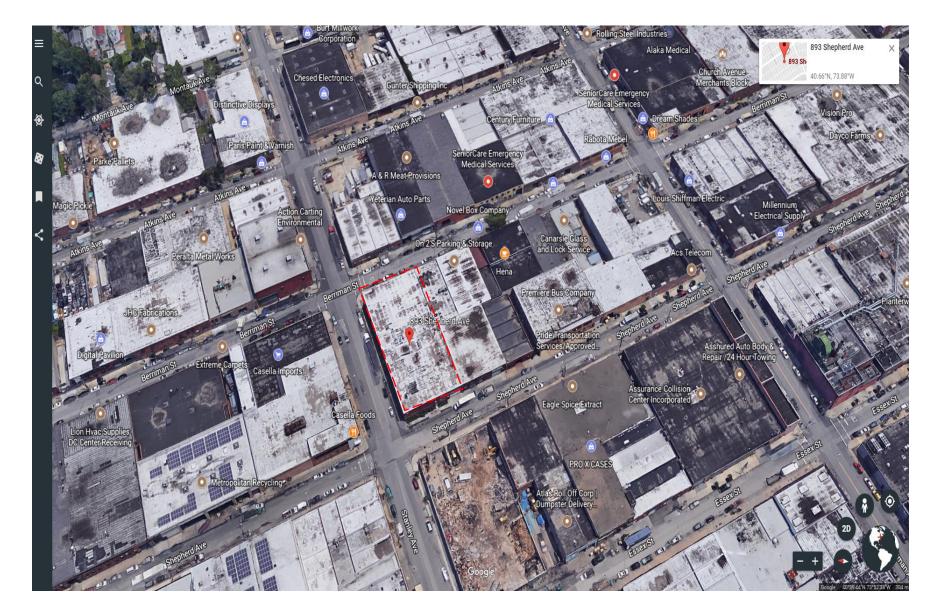
- 1. Location Map for the Project (Figure 1);
- 2. The Permit Application Package submitted to the NYSDEC, including engineering reports, site plans and environmental review materials;
- 3. The Draft Permit (once available);
- 4. Stakeholder List;
- 5. The Project Fact Sheet (English/Spanish);
- 6. The Public Notice (English/Spanish);
- 7. The Public Hearing Presentation.

# 9. Public Participation Plan Outreach Summary/Certification Document

Sharps will submit a written Certification Document that it has complied with the PPP. The Certification Document will include a revised PPP including a summary of the activities which occurred subsequent to the initial submission of the plan. The Certification Document will become part of the permit application and will be made available to the public at the document repositories. The Certification Document will also include several appendices as follows:

- Copies of written information such as notices, flyers, and briefing invitations
- Proof of advertisement of the Public Information Session;
- Copies of meeting agendas; and
- Summary of the Public Information Session

# Figure 1



#### **Stakeholders and Outreach Contact List**

### **Community Leaders: Local Elected/Government Officials**

#### **Brooklyn Borough President**

Hon. Eric L. Adams Brooklyn Borough Hall 209 Joralemon St. Brooklyn, NY 11201 Tel: 718-802 3700

#### **Brooklyn Community Board 5**

Andre T. Mitchell, Chair 404 Pine Street, 3rd Floor Brooklyn, NY 11208 Tel: 929-221-8261

#### NYC City Council District #42

Hon. Inez Barron, NYC Council Member 718 Pennsylvania Ave Brooklyn, NY 11207 Tel: 718-649-9495

#### **NYS Senator**

Hon. Roxanne J. Persaud 1222 East 96th St. Brooklyn, NY 11236 Tel: 718-649-7653

#### NYS Assemblyman

Hon. Charles D. Barron 669 Vermont St Brooklyn, NY 11207 Tel: 718-257-5824

#### **U.S. House of Representatives**

Hon. Hakeem Jeffries 445 Neptune Ave 1st. Floor, Community Room 2C Brooklyn NY, 11224 Tel: 718-373-0033

#### **Commissioner NYC DEP**

Vincent Sapienza 59-17 Junction Boulevard Elmhurst, NY 11373 Tel: 718-595-6565

# County Clerk Kings County Clerk's Office

Nancy T. Sunshine 360 Adams Street, Room 189 Brooklyn, NY 11201 Tel: 347-404-9772

#### Comptroller

Hon. Scott Stringer 1 Centre Street New York, NY 10007 Tel: 212-669-3916

#### **Public Advocate**

Hon. Jumaane Williams 1 Centre Street, 15th Floor New York, NY 10007 Tel: 212-669-7250

# **Churches**

## **Bethlehem Baptist Church**

1962 Linden Blvd Brooklyn, NY 11207 Tel: 718-257-8300

### **True Worship Church**

872 Crescent Street Brooklyn NY, 11208 Tel: 718-485-9703

### **Hebron Baptist Church**

450 Fountain Ave Brooklyn, NY 11208 Tel: 718-272-4600

# New Life Church

931 Dumont Ave Brooklyn, NY 11208 Tel: 718498-9265

**Fellowship Missionary Baptist Church** 509 Van Siclen Ave. Brooklyn, NY 11207 Tel: 718-342-7461

Southern Baptist Church Att: Pastor 820 Stanley Ave Brooklyn, NY 11207 Tel: 718-272-4848

Church of the Holy Redeemer Attn: Pastor 2424 Linden Boulevard Brooklyn, NY 11208

# **Community/Civic Organizations**

#### East New York Beacon Program 350 Linwood St. Brooklyn, NY 11207 Tel: 718-277-3522

# **Christian Cultural Center**

12020 Flatlands Ave Brooklyn, NY 11207 Tel: 718-306-1000

# Man Up! Inc.

799 van Siclen Ave Brooklyn, NY 11207 Tel: 718-484-7945

**Cypress Hills Local Development Corporation** 80 Jamaica Ave Brooklyn, NY 11207 Tel; 718-385-6700

**United Community Centers** 613 New Lots Avenue Brooklyn, NY 11207

#### **Church Avenue Merchants Block Association** Attn: Joanne M. Oplustil, President & CEO 1720 Church Avenue Brooklyn, NY 11226

# Local Development Corp of East New York

Sherry Roberts, Executive Director 80 Jamaica Avenue, 3rd Floor Brooklyn, NY 11207

# Wayside Baptist Church Senior Center

Attn.: Executive Director 726 Stanley Avenue Brooklyn, NY 11207

# **Boulevard NYCHA Houses**

Attn: President – Resident Association 785 Linden Boulevard Brooklyn, NY 11207

**Boulevard Nursery School** 2150 Linden Boulevard Brooklyn, NY 11207

## **Local Media Outlets**

**Spectrum NY 1 News** 75 Ninth Avenue New York, NY 10011

**New York Daily News** 4 New York Plaza New York, NY 10004

New York Post 1211 Avenue of the Americas New York, NY 10036

**Courier-Life Publications** 1 Metro-Tech Center North - 10th Floor Brooklyn, NY 11201

Hoy Nueva York 1 MetroTech Center, 18th Floor Brooklyn, NY 11201 **Brooklyn Daily Eagle** 16 Court Street, Suite 1208 Brooklyn, NY 11241

**The Brooklyn Papers** 1 Metrotech Center, Suite 1001 Brooklyn, NY 11201

**El Diario La Prensa** 1 MetroTech Center, 18th Floor Brooklyn, NY 1120

#### Adjacent Properties (Within 500' Radius)

SeniorCare Emergency Medical Services 562 Wortman Ave, Brooklyn, NY 11208

**Canarsie Glass and Lock Service.** 678 Berriman St, Brooklyn, NY 11208

**Eagle Spice Extract Co Inc.** 910 Shepherd Ave, Brooklyn, NY 11208

Atlas Roll Off Corp Dumpster. 895 Essex St<sub>7.</sub> Brooklyn, NY 11208

**Century Furniture.** 555 Wortman Ave, Brooklyn, NY 11208

Adorable Pillows. 902 Essex St, Brooklyn, NY 11208

Assurance Collision Center Incorporated 507 Wortman Ave, Brooklyn, NY 11208

**Casella Imports.** 33 Stanley Ave, Brooklyn, NY 11208

**Botadero Basura Brooklyn** 878-902 Essex St Brooklyn, NY 11208 Alro Products. 2348 Linden Blvd, Brooklyn, NY 11208

**Biltmore Trunk.** 850 Shepherd Ave, Brooklyn, NY 11208

**Shepherd Distributors.** 2300 Linden Blvd, Brooklyn, NY 11208

**Louis Shiffman Electric.** 542 Wortman Ave, Brooklyn, NY 11208

Action Carting Environmental. 941 Stanley Ave, Brooklyn, NY 11208

**Chesed Electronics Ltd.** 1000 Stanley Ave, Brooklyn, NY 11208

**Peralta Metal Works.** 602 Atkins Ave, Brooklyn, NY 11208

Animal Care Centers of NYC – Brooklyn 2336 Linden Blvd Brooklyn NY, 11208

Novel Box Company, Ltd 659 Berriman St, Brooklyn, NY 11208

**Distinctive Displays Inc.** 582 Montauk Ave, Brooklyn, NY 11208

#### **Schools and Daycare Centers**

**P.S. 202 Ernest Jenkyns School** 982 Hegeman Avenue Brooklyn, NY 11208

# PPP Meeting Request for Future Information List

Name	Phone Number or Email Address	Complete Add ress
Damian Mercado	damianM413@gmail.com	
Joyce Brayboy	joybrayboy@aol.com	1426 Loring Ave Apt 48C Brooklyn, NY 11208
Lisa Williams	Lwilliams2u@aol.com	747 Williams Ave Brooklyn, NY 11207
Veronica Aveis	Aveis@NYSenate.gov	1222 E 96th Street, Brooklyn, NY 11236-3903
Hazel Worley	HWorley@aol.com	1019 Van Siclen Ave #2L, Brooklyn, NY 11207-9037
Keron Alleyne	Kalleyne12@gmail.com	460 Atkins Avenue 2F Brooklyn, NY 11208
Jamila Fynes	jfynes@cityhall.nyc.gov	
Joy Simmons	isimmons@council.nvc.gov	
Melinda Perkins	mperkins@cb.nvv.gov	404 Pine Street, 3rd Floor Brooklyn, New York 11208

Appendix B

## YOU ARE INVITED To a Public Information Meeting

Sharps Compliance, Inc. (Sharps), has applied to the New York State Department of Environmental Conservation (NYSDEC) for a Solid Waste Management permit to operate a regulated medical waste (RMW) transfer facility at its existing location at 893 Shepherd Avenue, Brooklyn, New York. Project activities include the storage of RMW onsite and the collection and transport of sealed containers of RMW to and from the site. A Public Participation Plan has been developed in accordance with NYSDEC Commissioner Policy 29, Environmental Justice & Permitting (CP-29). Sharps will be holding an Information Meeting to discuss the permit application and provide the public with the opportunity to speak with Sharps representatives, ask questions, and provide comments on the application. The meeting details are below:

Location: P.S. 202, Ernest Jenkyns School\* 982 Hegeman Ave Brooklyn, NY 11208 (718) 649-7880

Date: September 17, 2018

#### Time: 7:00pm-10:00p

#### Your Participation is Important!

Project personnel will be available to answer any questions from the community.

Where can I get more information about the proposed project?

- Visit Brooklyn Public Library New Lots Branch, 665 New Lots Avenue, Brooklyn, NY 11207 (718) 649-0311
- Visit Project website <a href="https://www.sharpsinc.com/public-participation-plan">https://www.sharpsinc.com/public-participation-plan</a>
- Contact: Curtis Knisley, Director of Quality & Safety Sharps Compliance, Inc.
   9220 Kirby Drive Suite 500 Houston, TX 77054 Tel: 713-542-6839 Email: <u>cknisley@sharpsinc.com</u>

Formal comments on the application can be submitted in writing to the NYSDEC, Division of Environmental Permits, 1 Hunters Point Plaza, 47-40 21<sup>st</sup> Street, Long Island City, NY 11101 or via email to: dep.r2@dec.ny.gov.

\*This activity is not sponsored or endorsed by the Department of Education or the City of New York

#### ESTAS INVITADO

#### A una reunión de información pública (17/9/2018)

Sharps Compliance, Inc. (Sharps), ha solicitado al Departamento de Conservación Ambiental del Estado de Nueva York (NYSDEC) un permiso de Manejo de Residuos Sólidos para operar una instalación de transferencia de residuos médicos regulados (RMW) en su ubicación actual en 893 Shepherd Avenue, Brooklyn, Nueva York. Las actividades del proyecto incluyen el almacenamiento de RMW en el sitio y la recolección y transporte de contenedores sellados de RMW hacia y desde el sitio. Se ha desarrollado un Plan de participación pública de acuerdo con la Política 29 del Comisionado del NYSDEC, Justicia ambiental y permisos (CP-29). Sharps llevará a cabo una reunión de información para analizar la solicitud de permiso y ofrecer al público la oportunidad de hablar con los representantes de Sharps, hacer preguntas, y proporcionar comentarios sobre la aplicación. Los detalles de la reunión están a continuación:

#### Ubicación: P.S. 202, Ernest Jenkyns School

982 Hegeman Ave Brooklyn, NY 11208 (718) 649-7880

Fecha: el 17 de Septiembre 2018

Hora: 7:00pm - 10:00pm

#### ;Tu atención es importante!

El personal del proyecto estará disponible para responder cualquier pregunta de la comunidad.

¿Dónde puedo obtener más información sobre el proyecto propuesto?

- Visite la Biblioteca Pública de Brooklyn New Lots Branch, 665 New Lots Avenue, Brooklyn, NY 11207
  - (718) 649-0311
- Visite el sitio web del proyecto http://www.sharpsinc.com/public-participation-plan
- Contacto: Curtis Knisley, Director de Calidad & Seguridad
  - Sharps Compliance, Inc. 9220 Kirby Drive Suite 500 Houston, TX 77054 Tel: 713-542-6839 Correo electrónico: <u>cknisley@sharpsinc.com</u>

Los comentarios formales sobre la solicitud pueden enviarse por escrito al NYSDEC, División de Permisos Ambientales, 1 Hunters Point Plaza, 47-40 21st Street, Long Island City, NY 11101 o por correo electrónico a: dep.r2@dec.ny.gov.

Appendix C

## Sharps Compliance Proposed Regulated Medical Waste Transfer Facility 893 Shepherd Ave., Brooklyn, NY

### FACT SHEET

Sharps Compliance, Inc., (Sharps) seeks a NYS Department of Environmental Conservation (DEC) Solid Waste Management permit to operate a regulated medical waste transfer facility at 893 Shepherd Avenue, Brooklyn, New York. Application ID# 2-6105-00889/00001. Pursuant to NYSDEC Commissioner Policy 29, Environmental Justice and Permitting (CP-29), a Public Participation Plan and this fact sheet have been prepared in order to inform the public about the project and provide the opportunity to comment during the permit application review process.

**Project Description:** Sharps proposes to use its existing 22,000 square foot building at 893 Shepherd Avenue, Brooklyn, NY as a transfer facility where sealed containers of RMW collected by Sharps' fully permitted collection vehicles will be trans-loaded into long-haul trucks for shipment to out-of-state treatment facilities. Trained personnel will receive, inspect, weigh and re-load load the containers onto long-haul trucks. Containers remain sealed at all times. All loading and unloading of vehicles take place inside the enclosed building. The facility will accept a maximum of 48 tons of RMW per day. The facility's normal operating hours are 6 AM to 7 PM Monday through Friday, except for emergency situations. Currently, Sharps use the facility to transfer by-products of health care facilities which are deemed "hazardous waste" by State and Federal regulation. Many of these substances are commonly used in the home, such as rubbing alcohol, insulin, nicotine, asthma inhalers and dandruff shampoo. The facility also presently serves as a truck depot for Sharps' RMW collection vehicles and houses administrative offices. By combining collections and transfer in one facility, Sharps will reduce the miles the collection fleet must travel to transfer its sealed containers. The facility will generate a maximum of 30 collection vehicle trips and 7 long-haul truck trips to and from the facility per day.

What is RMW? RMW is waste generated in the diagnosis and treatment of people or pets in doctors' offices, nursing homes, veterinary clinics, pharmacies and similar kinds of medical or research facilities. It includes used bandages, discarded surgical gloves, IV tubing, needles and gowns. The collection, transportation and disposal of medical waste is highly regulated to protect health care workers, transporters and the public.

**Will proposed transfer station impact the surrounding community?** Sharps is aware that certain environmental impacts including truck traffic, noise, and air pollution may be of concern. Sharps will eliminate or mitigate these potential impacts by: (1) conducting operations inside the fully enclosed facility behind closed doors; and (2) prohibiting incoming rucks from queuing on public streets; and (3) implementing a rigorous training program. RMW is subject to specific handling and disposal regulations to prevent adverse impacts.

**How can I participate in the permit review process?** You may provide comments to be considered in the permit review process, including comments on the development of mitigation measures, operations, impacts to the community and the draft permit. Comments may be posted on the project website and in writing to the DEC during the public comment period. Contact information for Sharps Compliance, Inc. is provided below for information on meetings and comments period dates.

#### Where can I get more information about the proposed transfer station?

- Visit the repositories: Brooklyn Public Library, New Lots Branch, 665 New Lots Avenue, Brooklyn, NY 11207, 718-649- 0311; and on the web at http://www.sharpsinc.com/public-participation-plan .
- Attend the webinar
- Curtis Knisley, Directory of Quality and Safety, Sharps Compliance, Inc., 9220 Kirby Drive Suite 500, Houston, TX 77054, Tel: 713-432-0300, Email: cknisley@sharpsinc.com

**Who's responsible for reviewing the permit application?** The NYSDEC will review the permit application. Comments may be submitted in writing to the NYSDEC, Division of Environmental Permits, 1 Hunters Point Plaza, 47-40 21<sup>st</sup> Street, Long Island City, NY 11101 or via email to: dec.r2@dec.ny.gov.

# Sharps Compliance Estación de Transferencia de Residuos Médicos Regulada Instalación 893 Shepherd Ave., Brooklyn, NY

## **HOJA INFORMATIVA**

Sharps Compliance, Inc., (Sharps) busca un permiso de Gestión de Residuos Sólidos del Departamento de Conservación Ambiental (DEC) de NYS para operar una instalación de transferencia de desechos médicos regulada en 893 Shepherd Avenue, Brooklyn, Nueva York. ID de aplicación 2-6105-00889/00001. De conformidad con la Política 29 del Comisionado de la NYSDEC, Justicia y Permisos Ambientales (CP-29), se ha preparado un Plan de Participación Pública y esta hoja informativa con el fin de informar al público sobre el proyecto y brindar la oportunidad de comentar durante el proceso de revisión de la solicitud de permiso.

**Descripción del proyecto:** Sharps propone utilizar su edificio existente de 22,000 pies cuadrados en 893 Shepherd Avenue, Brooklyn, NY como una instalación de transferencia donde los contenedores sellados de RMW recogidos por los vehículos de recolección totalmente permitidos de Sharps serán trans-cargados en camiones de larga distancia para su envío a instalaciones de tratamiento fuera del estado. El capacitado recibirá, inspeccionará, pesará y volverá a cargar los contenedores en camiones de larga distancia. Contenedores

permanecen sellados en todo momento. La carga y descarga de vehículos tienen lugar dentro del edificio cerrado. La instalación acepta un máximo de 48 toneladas de RMW por día. El horario normal de funcionamiento de la instalación es de 6 a. m. a 7 p. m. de lunes a viernes, días festivos cerrados. Actualmente, Sharp utilizan la instalación para transferir y almacenar subproductos de centros de atención médica que se consideran "residuos peligrosos" por la regulación estatal y federal. Muchas de estas sustancias se utilizan comúnmente en el hogar, como alcohol de frotar, insulina, nicotina, inhaladores para el asma y champú para la caspa. La instalación también sirve actualmente como depósito de camiones para los vehículos de recolección\_RMW de Sharps y alberga oficinas administrativas. Al combinar colecciones y transferencias en una sola instalación, Sharps reducirá las millas que la flota de recolección debe recorrer para transferir sus contenedores sellados. La instalación genera un máximo de 30 viajes en vehículos de recolección y 7 viajes en camión de larga distancia hacia y desde la instalación por día.

¿Qué es RMW? RMW es un residuo generado en el diagnóstico y tratamiento de personas o mascotas en consultorios médicos, residencias de ancianos, clínicas veterinarias, farmacias y tipos similares de instalaciones médicas o de investigación. Incluye vendas usadas, guantes quirúrgicos desechados, tubos intravenosos, agujas y batas. La recolecciónaff, transporte y eliminación de desechos médicos está altamente regulada para proteger a los trabajadores sanitarios, los transportistas y el público.

¿Afectará la estación de transferencia propuesta a la comunidad circundante? Sharps es consciente de que ciertos impactos ambientales, como el tráfico de camiones, el ruido y la contaminación del aire pueden ser preocupantes. Sharps eliminarán o mitigarán estos impactos potenciales: (1) realizando operaciones dentro de las instalaciones completamente cerradas a puerta cerrada; y (2) prohibiendo que los camiones entrantes hagan fila en delas calles públicas y (3) implementen un riguroso programa de capacitación. RMW está sujeto a regulaciones específicas de manipulación y eliminación para evitar impactos adversos.

¿Cómo puedo participar en el proceso de revisión de permisos? Usted puede proporcionar comentarios para ser considerados en el proceso de revisión de permisos, incluyendo comentarios sobre el desarrollo de medidas de mitigación, operaciones, impactos para la comunidad y el proyecto de permiso. Los comentarios pueden ser publicados en el sitio web del proyecto y por escrito al DEC durante el período de comentarios del público. La información de contacto de Sharps Compliance, Inc. se proporciona a continuación para obtener información sobre las fechas de las reuniones y los períodos de comentarios.

#### ¿Dónde puedo obtener más información sobre la estación de transferencia propuesta?

- Visite los repositorios: Brooklyn Public Library, New Lots Branch, 665 New Lots Avenue, Brooklyn, NY 11207, 718-649- 0311; y en la web en http://www.sharpsinc.com/public-participation-plan .
- Asistir al seminario web
- Llame, envíe un correo electrónico o escriba a: Curtis Knisley, Directory of Quality and

Safety, Sharps Compliance, Inc., 9220 Kirby Drive Suite 500, Houston, TX 77054, Tel: 713-432-0300, Email: cknisley@sharpsinc.com

¿Quién es responsable de revisar la solicitud de permiso? La División de Permisos Ambientales de NYSDEC es responsable de la revisión y emisión del permiso requerido. Los comentarios durante el período de comentarios públicos pueden ser presentados por escrito a la NYSDEC, División de Permisos Ambientales, 1 Hunters Point Plaza, 47-40 21st Long Island City, NY 11101 o por correo electrónico a: dep.r2@dec.ny.gov.

Appendix D

#### PROPOSED LEGAL NOTICE

#### SHARPS COMPLIANCE, INC. 893 SHEPHERD AVENUE BROOKLYN NY 11208 APPLICATION FOR NYSDEC PERMIT NOTICE OF PUBLIC PARTICIPATION OPPORTUNITY

**Project Description**: Sharps Compliance, Inc. has applied for a NYS DEC Permit to operate a facility for truck-to-truck transfer and short-term storage of containerized regulated medical waste collected from health-care facilities. The project site is located within an Environmental Justice area on a map prepared by the NYSDEC.

**Public Webinar**: Due to the State and City prohibition on public assemblies during the COVID-19 Pandemic, Sharps will conduct a "webinar" on **DATE AND TIME TBD** at which interested members of the community will be provided background on the project and an opportunity to comment and / or pose questions. Formal comments on the permit application may be submitted to the NYSDEC. Find the webinar on-line at:

Document Repository: Brooklyn Public Library New Lots Branch 665 New Lots Avenue Brooklyn, NY 11207 Phone: 718-649-0311 https://www.bklynlibrary.org/locations/new-lots Website Repository: http://www.sharpsinc.com/public-participation-plan

## SHARPS COMPLIANCE, INC. 893 SHEPHERD AVENUE BROOKLYN NY 11208 SOLICITUD PARA EL PERMISO NYSDEC AVISO DE OPORTUNIDAD DE PARTICIPACIÓN PÚBLICA

**Descripción del proyecto:** Sharps Compliance, Inc. ha solicitado un permiso DEC de NYS para operar una instalación para la transferencia de camión a camión y el almacenamiento a corto plazo de desechos médicos regulados en contenedores recogidos de centros de salud. El sitio del proyecto se encuentra dentro de un área de Justicia Ambiental en un mapa preparado por la NYSDEC.

**Webinar Público:** Debido a la prohibición del Estado y la ciudad de las asambleas públicas durante la pandemia COVID-19, Sharps llevará a cabo un "webinar" sobre **DATE AND TIME TBD** en el que se proporcionará a los miembros interesados de la comunidad antecedentes del proyecto y la oportunidad de comentar y / o plantear preguntas. Las observaciones formales sobre la solicitud de permiso pueden ser presentadas a la NYSDEC. Encuentre el seminario web en línea en:\_\_\_\_\_

Repositorio de Documentos: Biblioteca Pública de Brooklyn New Lots Branch665 New Lots Avenue Brooklyn, NY 11207 Teléfono: 718-649-0311https://www.bklynlibrary.org/ubicaciones/new-lots Repositorio del sitio web: http://www.sharpsinc.com/public-participation-plan