

## Minutes of the Land Use and Development Committee

The Land Use and Development Committee of the McLean County Board met on Thursday March 4, 2010 at 4:45 p.m. in Room 400, Government Center, 115 E. Washington Street, Bloomington, Illinois.

Members Present: Members Ahart, Cavallini, Rankin, Segobiano and Soeldner

Members Absent: Chairman Gordon

Other Board Members Present: Chairman, Matt Sorensen, Members Lori Wollrab, George Wendt

Staff Present: Mr. Terry Lindberg Assistant County Administrator, Ms. Diana Hospelhorn Recording Secretary

Department Heads/  
Elected Officials  
Present:

Mr. Phil Dick, Director, Building and Zoning, Mr. Walt Howe, Director, Health Department

Others Present:

Mr. Pablo Eves, Assistant First State's Attorney, Civil Division, Mr. Michael Brown, Director of the Ecology Action Center, Mr. Tom Anderson, Health Department, Mr. Dan Brady, 88<sup>th</sup> District Representative, Mr. Michael Tryon, 64<sup>th</sup> District Representative

Vice Chairman Segobiano called the meeting to order at 4:45 p.m.

Vice Chairman Segobiano presented the Minutes of the December 3, 2009, the January 19, 2010 and the February 16, 2010 Land Use and Development Meeting to the Committee for approval.

Motion by Ahart / Cavallini to recommend approval of the Minutes of the December 3, 2009 and the January 19, 2010 and the February 16, 2010 Land Use and Development Committee Meeting.

Vice Chairman Segobiano presented the bills from February 28, 2010 which have been reviewed and recommended for transmittal to the Land Use and Development Committee by the County Auditor. The prepaid total and fund total for February 28, 2010 is \$8,526.85. He asked for a motion to approve the bills as presented by the County Auditor.

Motion by Ahart / Cavallini to recommend approval of the February 28, 2010 bills as presented by the County Auditor.  
Motion carried.

Vice Chairman Segobiano informed the Committee that the first Item for Action is a resolution from the McLean County Solid Waste Management Technical Committee requesting approval to fund \$20,000 for Electronics Recycling, \$12,500 for Household Battery Recycling and \$6,750 for School Recycling Grants.

The Solid Waste Technical and Policy Committee recommends that the following grant applications be approved for funding from the County's Solid Waste Management fund:

- Community Electronic Recycling Program administered by the Town of Normal - \$20,000.
- Household Battery Recycling Program administered by the Ecology Action Center - \$12,500.
- School recycling Grants for the following schools:
  - Colene Hoose Elementary - \$1,000
  - Blooming Grove Academy - \$1,000
  - Lexington Elementary - \$1,000
  - Ridgeview School district - \$1,000
  - Heyworth Elementary - \$1,000
  - Bloomington Jr. High - \$750
  - Kingsley Jr. High - \$750

Vice Chairman Segobiano asked for further comments or questions.

Motion by Ahart / Rankin to recommend approval of the Recommendation of the McLean County Solid Waste Management Technical Committee to Fund \$20,000 for Electronics Recycling, \$12,500 for Household Battery Recycling and \$6,750 for School Recycling Grants.  
Motion carried.

Vice Chairman Segobiano introduced Mr. Mike Tryon, Representative for the 64<sup>th</sup> District, Crystal Lake. He stated that Mr. Tryon has been invited to talk to the Committee on House Bill 170 regarding regulation of private sewage systems with surface discharge. He invited Mr. Tryon to address the Committee.

Mr. Tryon gave the Committee a review of his career in Environmental Health Science. He stated that County Government gets its rights to govern sewage treatment and onsite waste water from State Statutes but must also comply with Federal laws that the State has adopted.

The State of Illinois has been under pressure to comply with permitting requirements under the Federal Clean Water Act for service discharging wastewater treatment systems. Implementation of the Clean Water Act will require all owners of surface discharging on-site waste water treatment systems to obtain a National Pollutant Discharge Elimination Systems (NPDES) Permit before the system is constructed and maintain the system in compliance with the NPDES permit provisions. The progress toward complying with the Clean Water Act and developing a system to issue NPDES permits to small individual surface discharging on-site wastewater systems in Illinois has not been without resistance and debate.

In a step toward compliance with the Clean Water Act provision, Mr. Tryon, State Representative has sponsored House Bill 170. The Bill passed the House of Representatives and the State Senate in November, 2009 and became Public Act 096-0801. Public Act 096-081 is effective January 1, 2010 and is to be enforced beginning January 1, 2013.

The State of Illinois has in excess of 170,000 surface discharging waste water treatment systems that would require the NPDES permit.

Ms. Ahart asked if the State would be responsible to enforce the Clean Water Act and who would be responsible for the maintenance monitoring. Mr. Tryon responded that the State will enforce it if the County does not enforce it. The

County is obligated to respond to these types of complaints. The County is not required to do the ongoing monitoring.

Ms. Ahart thanked Mr. Tryon for his presentation.

Vice Chairman Segobiano stated that he appreciated Mr. Tryon taking his time to talk to the Committee. He acknowledged McLean County, Mr. Walt Howe, Director of the Health Department and Mr. Phil Dick, Director of Building and Zoning for the outstanding job they do keeping us informed on any new and pending legislation.

Mr. Soeldner asked Mr. Dick if he had any idea the number of these systems in McLean County. Mr. Dick stated that he would defer to Mr. Tom Anderson, Health Department. Mr. Anderson replied that in McLean County there are 9,620 active septic systems. 2,000 of these are surface discharging systems with sand filters which are likely to meet the discharge requirements to be in compliance with the NPDES provisions.

Vice Chairman Segobiano advised the Committee to direct specific questions to Mr. Phil Dick, Building and Zoning or Mr. Tom Anderson, Health Department. Information can then be presented to the Committee.

Vice Chairman Segobiano continued with the Ecology Action Center 2009 Fourth Quarter Solid Waste and Recycling Education Report.

Mr. Brown, Director of Ecology Action Center reviewed the 2009 fourth quarter and the 2009 annual McLean County Solid Waste Program / Recycling Education Report. He stated that the report details efforts by the Ecology Action Center to provide solid waste and waste reduction services to residents of McLean County, the City of Bloomington and the Town of Normal. The activities include events, educational programs, public presentations, small grant programs through the Solid Waste Technical Committee, operation of the information center 40 hours a week, and promotion of recycling programs throughout the county.

The Annual Report lists the Ecology Action Center's completed items in fulfillment of the Solid Waste and Waste Reduction Education Program agreement of January 1, 2008.

The Committee agreed to accept the fourth quarter 2009 Solid Waste and Recycling Education Report and the annual 2009 Solid Waste and Recycling Education Report.

Mr. Soeldner asked if the Center was seeing an increase or decrease in recycling within the County. Mr. Brown responded that he has just completed the computation of the 2009 use- to-waste generation rate for the County. The recycling rate in McLean County for 2009 slightly declined from 2008; however, the overall waste generation rate also declined. Mr. Brown stated that although he

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would rather see more progress on the recycling end, we are generating less waste. He stated that the target recycle rate goal is 40%. He believes that the recycle rate went down from 37% to 36%.

Mr. Segobiano noted that the Solid Waste Management Technical Committee and the Ecology Action Center serve a great purpose in McLean County.

Vice Chairman Segobiano thanked Mr. Brown.

Vice Chairman noted that he has talked to Chairman Gordon and Mr. Dick to develop a process to eliminate some of the minor questions that arise from the Zoning Board of Appeals action.

Ms. Ahart reminded the Committee that the Building and Zoning office lost a support staff due to budget constraints. The Committee agreed last year to take another look at the situation this year.

Vice Chairman Segobiano stated that the next Land Use and Development Committee meeting will be on Thursday, April 1, 2010. Vice Chairman Segobiano asked if there were other items of information to come before the Committee. Hearing none, he adjourned the meeting at 5:38 p.m.

Respectfully Submitted

Diana Hospelhorn  
Recording Secretary