

Mrs. Barry said she proposed it a year ago and has been vocal in support. Ms. Boisvert thanked her for bringing it forward and expressed support. Mrs. Keefe also thanked Mrs. Barry for bringing it forward and Mr. Johnson for helping the committee craft the ordinance. She expressed support. She said that she still felt the second paragraph was superfluous to define what's not covered but that she wouldn't argue form over substance. Mr. Byar expressed support for the ordinance as it is written. Hearing nothing further, Vice Chairman Osgood closed the public hearing.

**Motion By:** Mr. Cavanaugh **Seconded By:** Mr. Gullotta  
BE IT RESOLVED, that the Glastonbury Town Council hereby adopts new Town Code Article IV entitled Ordinance Regarding Tobacco Free and Smoke Free Recreation Areas, Section 14-54 through 14-59, as described in a report by the Town Manager dated September 8, 2017 and as recommended by the Policy & Ordinance Review Committee.

**Disc:** Mr. Byar asked about the effective date. Mr. Johnson said that it is typically 10 days after approval. Mr. Cavanaugh said that he had expressed opposition to the ordinance instead relying on the decency of people to do the right thing without the necessity of a law.

**Result:** Motion carries {8-1-0} with Mr. Cavanaugh opposing.

### **NO. 3 PROPOSED ORDINANCE CONCERNING THE STORAGE, DISPOSAL AND USE OF WASTE FROM NATURAL GAS EXTRACTION AND OIL EXTRACTION ACTIVITIES.**

Mr. Johnson briefly reviewed his memo to the Council dated September 8, 2017.

**Mr. Michael Turner of 158 Pratt Street** expressed concern that they don't know what's in the waste as it is considered proprietary information and that the government can't get them to disclose. He indicated that it was dangerous and economic factors are not sufficient to risk storing or transporting it in town.

**Ms. Denise Weeks of 334 Hollister Way West** asked people in the audience to indicate support and an estimate of nearly one hundred people stood. She said that she had submitted previous testimony. She said that language in town contracts does not protect the town from private contractors and they can't rely on the honor system. She said that the ordinance maximized protection.

**Mrs. Kim McClain of 212 Sunset Drive** noted that she serves the Conservation Commission but is not speaking on their behalf. She noted that the waste is linked to cancer and birth defects and one contaminant has a life of 1600 years which is 80 generations. She said that it has been categorized as industrial waste instead of hazardous waste which allows its use on roads to de-ice putting the waste right into run-off to contaminate land, water and wells. She noted contaminants have been found 12 miles downstream from treatment plants. She conveyed that that the state of New York won't allow it because they don't know what to test for. She spoke to

the Riverfront being a major effort and expense that needs to be protected. She said that this is not partisan encouraging the Council to protect the people and the land and deliver the town in as good or better condition than they found it.

***Sister Ruth Rosenbaum of 72 Greenfield Street*** noted her background in biology and said that this was absolutely critical to the community and that the chance of ruining Glastonbury with fracking waste was too great. She noted that she has friends in Western Pennsylvania that discuss the cost of bottled water adding that once it is done, it is done, you can't go back. She said that the health of the community must come first and urged them to do the right thing and ban fracking waste. She urged the Council to think of the children and grandchildren and for the kids coming after them. She posed the question if there was any benefit of taking fracking waste answering that there isn't because the cost is disastrous. She said that no one can figure out what do to with it which is why it is being shipped.

***Mr. Luther Weeks of 334 Hollister Way West*** said that in the early 1970's, DDT used on tobacco led to the Connecticut River being a toxic mess and much work has been done to clean it up but if they don't ban fracking, the contamination would kill for a millennium. He emphasized that they won't say what's in it saying that the industry claims if we knew, we would know it was safe. He said that if it was so valuable, they wouldn't pay to move it. He said that language in town contracts only deter town vendors but the ordinance would deter private contractors. He continued saying that they know what can happen and that land and water is fragile and valuable. He emphasized that it won't just be 350 years but a millennium and urged the Council to keep Glastonbury a great place.

***Mr. Kenneth Siskind of 101 Fairview Terrace*** expressed support for the ordinance noting that trucks leak with drip stains on the roads and Pennsylvania is now so contaminated they need to find somewhere to store the hazardous material. He said that a few towns in Connecticut applied for permits to be licensed to receive hazardous waste and expressed concern about the waste coming into Connecticut. He urged them to vote yes so Glastonbury can be a good example and if the state can't agree, at least they can be protected.

***Ms. Candice Maringas of 202 Indian Hill Trail*** stated that she didn't want radioactive waste in town and thanked the Council for listening.

***Mrs. Kristi Vitelli of 9 Martin Terrace*** said she was an environmental attorney and knows what happens when waste contaminates towns. She said that once in Pennsylvania, she noticed miles and miles of rail cars and tanker trucks lining the highway holding waste which will eventually leak and contaminate the countryside. She urged support saying so many other towns have passed it and they hope to ultimately get a state-wide ban.

***Mrs. Anne Bowman of 62 Morgan Drive*** expressed support of the ban saying that road sand accumulates in her yard and if it were contaminated, it would get into the soil and garden which ultimately could be all over town destroying the farms.

**Ms. Ann Marie O'Connor of Cedar Ridge Terrace** spoke to how important it was to protect the health of the people and the environment.

**Mr. Andy Bauer of Portland Clean Energy Task Force** said he also taught at Smith noting the construction projects around town if it were allowed that fracking waste be used. He noted that the impact of chemicals is magnified in children. He urged support.

**Mr. David Penniston of 29 Rosewood** urged the Council to pass the ordinance.

**Ms. Lynn Shaw of Middletown also on the task force** and said that we are all in this together and they need to be united urging passage of the ordinance.

**Mrs. Jen Siskind of 101 Fairview Terrace** noted that she had already provided a great deal of information and hoped the Council would make the decision on the information and not any predisposed opinion or information from the oil and gas industry with an agenda to make money. She noted the history of the state consideration of a ban and said that this is not partisan referencing counties in New York with equal support from both Democrats and Republicans. She noted some dangerous contaminants found in the waste and spoke to the language originally from Riverkeeper which has been used to create the language in the ordinances across the state. She noted that the state ban is deficient in protecting against oil waste and certain processes and emphasized why a local ordinance is necessary.

**Miss Melina Velenzas of 91 Grandview** said she was speaking for all kids in Glastonbury and if they can't stop the waste from spreading, it will impact everyone, it's killing animals and people. She said that they have to stop the waste from spreading.

Hearing nothing further, Chairman Beckett closed the public hearing. Chairman Beckett asked if the ban would stop waste being transported through town. Mr. Johnson said that federal commerce regulations don't allow the town to regulate commerce through transportation. Chairman Beckett asked about the town's capacity to monitor waste used by private contractors. Mr. Johnson said it would be complaint driven as it is difficult to minor every construction site but they would inspect and test and get support from DEEP but they need the eyes and ears of the residents to help the town be aware. Mr. Gullotta said that this ordinance makes it clear to contractors involved in a project that they are not to be using the waste. Mr. Byar expressed support and praised the group for bringing it forward asking them to take the action to the state. Mr. Finn echoed the praise for the group but questioned the work of Policy and Ordinance considering the opposing point of view.

Mrs. Keefe said that as a member of Policy and Ordinance, she was fully supportive. She praised the group and said that they welcomed a rebuttal but no business came forward to discuss the economic benefit. Mrs. Barry said she didn't know much about fracking waste a few months ago and now she was far better informed. She expressed support. Vice Chairman Osgood said as part of the Great Meadows Trust, he understood the value but noted that they can't regulate transportation. Ms. Boisvert expressed support. Chairman Beckett said that he was conflicted in

