

**READINGTON TOWNSHIP BOARD OF HEALTH**

**September 21, 2016 7:00 p.m.**

**Readington Township Municipal Building**

**Municipal Courtroom - Room # 100**

**509 County Road 523, Whitehouse Station, NJ 08889**

Chair Robert Colburn called the meeting to order at 7:06 p.m. and announced that all laws governing the Open Public Meetings Act have been met and that this meeting has been duly advertised.

**Attendance Roll Call:**

Christina Albrecht	present	John Kalinich	present	Tanya Rohrbach	absent
Jane Butula	present	Beatrice Muir	absent	Wendy Sheay	absent
Robert Colburn	present	William C. Nugent	present		

**Also in attendance:** Board of Health Engineer, Ferriero Engineering.

**Not in attendance:** Hunterdon County Division of Public Health.

**A. APPROVAL OF THE MINUTES**

**1. Minutes of 8/17/16. (- Sheay vote).**

A motion was made by Mr. Nugent, seconded by Mr. Kalinich for approval of the 8/17/16 minutes.

On roll call vote the following was recorded:

Ms. Albrecht Aye      Mr. Kalinich Aye      Mr. Nugent Aye      Chair Colburn Aye

**B. CORRESPONDENCE**

**1. Block 12/Lots 16 & 16.01** – NJDEP – dated 8/5/16 Flood Hazard Area Verification Approval.

**2. Block 32/Lot 12, 34/10, 34/11** – NJDEP – authorization for LOI.

**3. Block 32/Lot 12** – NJDEP – Authorization for freshwater wetlands general permit #6. Extension.

**4. Block 34/Lot 10** – NJDEP - Authorization for freshwater wetlands general permit #6. Extension.

**5. Block 21.13/Lot 8** – Quest Environmental & Engineering Services, Inc.

**6. Block 75/Lot 18.01** - NJDEP – no further action letter.

**7. Block 14/Lot 49** – Walmart – RAO dated 1/8/16.

**8. HC LINCS** – dated 8/16/16 – Oriental Packing Co., Recall

[www.fda.gov/Safety/Recalls/ucm516541.htm?source=govdelivery&utm\\_medium=email&utm\\_source](http://www.fda.gov/Safety/Recalls/ucm516541.htm?source=govdelivery&utm_medium=email&utm_source)

**9. HC LINCS** – dated 8/17/16 – Zika virus updates.

<http://healthsurveys.nj.gov/NoviSurvey/n/zikavirusoutreach.aspx>

**10. HC LINCS** – dated 8/19/16 – Zika virus update –Local Transmission in South Fla., and Expansion of Definition of Exposure for Pregnant Women.

**11. DEP** – Onsite Management Advisory – Upcoming Training Event, October 21, 2016.

<https://www.epa.gov/septic>

*Noted.*

**12. NJ Health** – Hand Foot and Mouth Disease (Coxsackie virus).

[www.nj.gov/health/cd/documents/faq/hfmd\\_faq.pdf](http://www.nj.gov/health/cd/documents/faq/hfmd_faq.pdf)

**C. OLD BUSINESS**

**1. INTRODUCTION of Free Roaming Cat Ordinance BH:02-2016. – First Reading BH:02-2016.**

**“AN ORDINANCE OF THE BOARD OF HEALTH OF THE TOWNSHIP OF READINGTON, NEW JERSEY TO ADOPT A FREE ROAMING CAT ORDINANCE .**

**Second reading and Final Passage 10/19/16.**

*Chair Colburn asked if there were anyone in the audience wishing to address this topic.*

*There was no response.*

**2. Follow up - Block 65/Lot 6** - HCHD notice of violation.

*8/17/16 BOH agenda item B. 6. per HCHD email dated 9/15/16 this complaint has been resolved.*

**D. NEW BUSINESS**

**1. Rabies Clinic** – Saturday, October 22, 2016, 10:00 a.m. – 12:00 noon, @ Three Bridges Firehouse.

[www.co.hunterdon.nj.us/health/rabiesclinics.htm](http://www.co.hunterdon.nj.us/health/rabiesclinics.htm)

*Ms. Petzinger stated this is the annual October rabies clinic.*

*There was some discussion of the rabies serum and syringe cost.*

## **2. Hunterdon County Partnership for Health.**

*Ms. Butula updated the Board, the Partnership has completed a 5 year cycle, and are beginning to develop another 5 year cycle. A \$250,000. grant was received from Robert Wood Johnson for over a 5 year period. Hunterdon is one of the healthiest counties, and a long term functioning partnership with a lot of success. The grant will be used to refine their skills as a top notch partnership, they're doing a lot of coaching, developing leaders and some of the money will go towards programs in the 3<sup>rd</sup> and 4<sup>th</sup> years. They are trying to develop a national model.*

*The board members thanked Ms. Butula for representing the Readington Twp. Board of Health.*

## **E. APPROVALS**

### **Alteration/No Expansion:**

*Time heard: 7:22 p.m.*

#### **1. Block 38/Lot 39 – Parker Engineering, Arnone, Pulaski Road.**

Escrow fees paid 8/11/16, ck.#7594, \$750.00

Mr. Steve Parker, Parker Engineering, NJ licensed engineer appeared before the board. This application is for a proposed septic system for an existing 2 bedroom home which failed the inspection for the sale of the home. The existing system is a single lateral which is no longer functioning. Due to constraints of the wetlands, well and setbacks, quite a bit of the property is unavailable for a septic system. Soil logs and a basin flood were acceptable are in a location requiring a pump. There are no other waivers requested, this is an alteration with no expansion. There are no adjoining septic systems or wells within the setback requirements in any area near the bed. The stream is about 160' from the proposed system, the wetlands shown are from the DEP website and also from walking the property, determining that the distances shown on the website are accurate. The distance to the system is 105'. The maintenance of the pump system and effluent filter will be forwarded to the new homeowner.

Chair Colburn asked if there were any questions or discussion?

There was no response.

A **MOTION** was made by Ms. Butula for approval as follows:

**Block:** 38 **Lot:** 39

**Street location:** 75 Pulaski Road **# of Bedrooms:** 2

**Name of owner:** Karen Arnone

**Map Title:** Septic System Design, Tax Map Lot 39/Block 38, Readington Twp., Hunterdon County, NJ.

**# Pages(map):** 1 - 2

**Map Date:** 7/28/16 **Prepared By:** Stephen E. Parker, P.E.

**Survey(s):** Daniel Parker, L.S., 7/26/16 Topographical: Daniel Parker, L.S., 7/26/16

**Report(s):** Hunterdon County Dept. of Public Safety Div. of Public Health Svcs., 8/4/16.

**Proposed System Specifications:** Proposed alteration with no expansion, effluent filter, mounded soil replacement, pump, the maintenance and deed filing instructions have been provided to the homeowner. Single compartment 1,000 gal. tank, fill enclosed. A waiver is granted for the use of a pump, this must be recorded on the property deed at the Hunterdon County Clerk's office and a copy provided to the BOH within 90 days of the installation of the system.

**Soil testing results:** 7/6/16, Soil log 1, @ 108", no mottling, no groundwater. Soil log 2, @ 72", no mottling, no groundwater. Permeability test basin flood 1, 7/6/16 - 7/8/16 @ 96"/hr., passing. The installation is determined by the depth of soil logs and permeability tests. Testimony was given by the engineer regarding the distances of the stream and adjoining property owners.

The motion was seconded by Mr. Nugent. On roll call vote, the following was recorded:

Ms. Albrecht Aye Ms. Butula Aye Mr. Kalinich Aye Mr. Nugent Aye Chair Colburn Aye

*Time heard: 7:37 p.m.*

#### **2. Block 21/Lot 8 – Engineering & Land Planning, Figler, Mountain Road.**

Escrow fees paid 8/16/16, ck.#870, \$750.00

Mr. Wayne Ingram, NJ licensed engineer appeared before the board representing Mr. Michael Figler, applicant. This property is at 512 Mountain Road with an existing 3 bedroom dwelling which is being renovated for sale. There was no inspection done, the homeowner decided on his own to upgrade. 8 soil logs were performed, they were trying to avoid a pump system. The elevation of ground water and extra length of pipe run would require a

pump. Pit bail 1, just over 2"/hour, utilizing soil logs 1 & 7 determined the system. There were no issues with neighboring properties well and septics, and no issues with wetland concerns. Shallow rock was encountered, so it is an elevated system with a significant amount of fill.

There was an error on the soil logs, it is a 3 bedroom residence, not 2.

Ms. Butula asked that the information regarding the deed restriction be passed on from the current to any future homeowners.

Mr. Nugent asked if any of the other test areas would have given better depth to regional zone?

Mr. Ingram stated no, the logs indicate shallow ones, and some that go to 40 – 42", when that was considered regarding the mound and extra distance of the pipe and 2% grade, it would still be a mound and require a pump. Chair Colburn asked if there were any questions or discussion?

There was no response.

A **MOTION** was made by Ms. Butula for approval as follows:

Block: 21 Lot: 8

Street location: 512 Mountain Road # of Bedrooms: 3

Name of owner: Michael Figler

Map Title: 512 Mountain Road, Individual Subsurface Sewage Disposal System, Readington Twp.,

Hunterdon County.

# Pages(map): 1 - 6

Map Date: 7/19/16, 7/11/16, 7/19/16 Prepared By: Wayne J. Ingram, P.E.

Survey(s): Wayne J. Ingram, 5/27/16

Report(s): Hunterdon County Dept. of Public Safety Div. of Public Health Svcs., 7/22/16.

Proposed System Specifications: Proposed alteration with no expansion, effluent filter, mounded soil replacement, pump, the maintenance and deed filing instructions have been provided to the homeowner. 1,300 gal. 2-compartment tank, 1,300 gal. pump tank. A waiver is granted for the use of a pump, this must be recorded on the property deed at the Hunterdon County Clerk's office and a copy provided to the BOH within 90 days of the installation of the system. Testimony was given that there are no wetlands on the property and also that there are no adjoining wells or septics in problematic areas.

Soil testing results: 5/23/16, Soil log 1, @ 127", mottling 48 – 120", seepage @ 30", flooding @ 102" after 24 hours. Soil log 7, @ 92", mottling 42 – 92", no groundwater. Permeability test is pit bail 1, 5/23/16, @ 127", result K= 2.12"/Hour. Groundwater is established by soil log 1, seepage @ 30".

The motion was seconded by Ms. Albrecht. On roll call vote, the following was recorded:

Ms. Albrecht Aye Ms. Butula Aye Mr. Kalinich Aye Mr. Nugent Aye Chair Colburn Aye

Mr. Ingram thanked the board.

*Time heard: 7:50 p.m.*

### **3. Block 45/Lot 54 – John Kearney Engineering, Colby, 711 Route 523.**

Escrow fees paid 4/28/16, ck.#1589, \$750.00

Previously heard 5/18/16.

Mr. John Kearney, NJ licensed engineer appeared before the board. This application was previously heard in May of this year at which time it was determined that additional soils testing would be done. This an alteration for a 3 bedroom home on a 1.7 acre lot. Additional testing was done, the property is abutted by a property with wetlands, which have been delineated. A 50' transition was identified. Soil logs 4, 5 and 6 were done and pitbails were done in 5 and 6, both passing. The house is under contract for sale.

Mr. Nugent asked why soil logs 3 and 6 were not used, which would get below the 24" limitation?

Mr. Kearney stated that while there wasn't a mottle situation, soil log 3 had water at 3' which rose very rapidly, soil log 6 calculated to a high permeability, did not rise very quickly over the next 24 hours.

There was some discussion of the chosen location for the proposed system.

The board determined that all aspects of the motion made at the May 18, 2016 Board of Health meeting regarding this application have been satisfied.

Ms. Butula asked that Mr. Kearney specifically review the maintenance of the system and mound with the homeowners, and that the information be passed on to the new homeowners.

Chair Colburn asked if there were any questions or discussion?

There was no response.

A **MOTION** was made by Ms. Butula for approval as follows:

Block: 45 Lot: 54

Street location: 711 County Road 523 # of Bedrooms: 3

Name of owner: Jeremy Colby

Map Title: Septic System Design for Estate of Dorothy Colby in Readington Twp, Hunterdon County, NJ

# Pages(map): 1 - 4

Map Date: 4/8/16, rev.4/26/16, 7/30/16, 8/8/16 Prepared By: John H. Kearney, P.E.

Survey(s): Jack Held, LS, 2/4/16

Report(s): Hunterdon County Dept. of Public Safety Div. of Public Health Svcs., 9/6/16.

Proposed System Specifications: Proposed alteration with no expansion, effluent filter, mounded soil replacement, pump, the maintenance and deed filing instructions have been provided to the homeowner. 1,000 gal. tank, 1,000 gal. pump tank. A waiver is granted for the use of a pump, this must be recorded on the property deed at the Hunterdon County Clerk's office and a copy provided to the BOH within 90 days of the installation of the system. This approval is necessitated by the studies of the soils found and the 12" will require this high mound. The careful maintenance of the mound will be brought to the attention of the homeowners. This variance is granted by the administrative authority having the right to make that determination based upon:

"N.J.A.C. 7:9A 3.3(e) 2 ii If it is not possible to bring the system in conformance with this Chapter, the system shall be brought as close to conformance with the requirements of this Chapter as the Administrative Authority determines is possible provided the system as improved results in a discharge that is protective of the human health and environment."

Soil testing results: 3/10/16, Soil log 1, @ 112", no mottling, seepage @ 36", flooded @ 8" from bottom after 2 hours. 7/19/16, Soil log 5, @ 103", mottling 12 - 24", seepage @ 66", pit flooded to 51" after 24 hours. Permeability test is pit bail 3, 7/19/ - 7/20/16, @ 103", results K=1.24"/Hour. Groundwater is established by soil log 5 with mottling @ 12". A report by Environmental Technology Inc., dated 9/2/16 by David Kroeger states " therefore the onsite wetlands are classified as intermediate resource value and require a standard wetlands transition area of 50'."

The motion was seconded by Mr. Kalinich. On roll call vote, the following was recorded:

Ms. Albrecht Aye Ms. Butula Aye Mr. Kalinich Aye Mr. Nugent Aye Chair Colburn Aye

Mr. Kearney thanked the board.

*Time heard: 8:27 p.m.*

**4. Block 38/Lot 71.01 – VanCleaf Engr., Calderone, Wiedemann Ave.**

Escrow fees paid 8/22/16, ck.#1057, \$750.00

Previously heard and approved 4/16/14.

Mr. Michael Ford, Van Cleaf Engr. Assoc., NJ licensed engineer appeared before the board. This project is a modified design, heard and approved by this board in April 2014. The applicant is interested in a design which would eliminate the need for the pretreatment unit. The cross section of the bed, elevations of the bed, soil logs, and prior site suitability aspects of the design have not changed from 2014. The bed is designed longer to provide a greater area. The advanced treatment tank has been eliminated, providing area for the longer bed. There is still a need for a pump because it is an existing building and to connect to the two points, gravity would not work.

Mr. Nugent asked about the reduction of square foot per gallon/per day which was granted in 4/2014, has the bed size been restored to comply with township ordinance?

Mr. Ford stated yes, it is about 40% larger than previously approved. This is at about the 1.61 which is required by town code.

Ms. Butula stated that there was a typo in the minutes from 4/16/14, top of page 4 of 7; should read "Soil testing results: 8/16/12, , Soil log 2, @ 140", no mottling, no seepage, no water. ..."

Ms. Butula asked if the engineer was presenting soil logs 1, 2, 5 and 6? And the soil permeability classes with the replicates as the permeability? And the use of the pump is a waiver? Is the homeowner aware of the requirements of that and the effluent filter?

Mr. Ford stated that is correct, the K4 results identical to that data is what they relied on. The homeowner is aware of the pump and effluent maintenance requirements. Neighboring wells and septic systems were identified and approved with the 4/2014 approval.

There was some discussion of the new bed designed as opposed to the previously approved system.

Mr. Ford stated that nothing will be changed from the siting of this application, when the feasibility study was done, it was determined that there was room for the elongated bed. This is one aspect of the pump that is an advantage because of the dosing, instead of every time it is flushed, dosing 2 - 3 times per day will distribute it evenly over the disposal field area.

Chair Colburn asked about the retaining wall, and is it still existing?

Mr. Ford stated that is to facilitate grading on the upslope side of the disposal field, it is not part of the septic.

Chair Colburn asked if there were any questions or discussion?

There was no response.

A **MOTION** was made by Ms. Butula that will totally supersede a motion made for this property at a Readington Township Board of Health meeting on April 16, 2014. At the request of the homeowners, they have asked that this board proceed with this current motion for approval:

Block: 38 Lot: 70.01

Street location: 4 Weidemann Ave. # of Bedrooms: 4

Name of owner: Mary Calderone

Map Title: Septic System Design for Lt 71.01 in Bl 38 situated in Readington Twp, Hunterdon County, NJ

# Pages(map): 1 Map Date: 6/23/16, 8/9/16 Prepared By: Michael K. Ford, P.E.

Survey(s): Topo: John Cilo Jr., 11/8/12

Report(s): Hunterdon County Dept. of Public Safety Div. of Public Health Svcs., 7/22/16, 8/23/16.

Proposed System Specifications: Proposed alteration with no expansion, effluent filter, pump, the maintenance and deed filing instructions have been provided to the homeowner. 1,000 gal. tank, single compartment, 1250 gal. pump tank, select fill in the zone of treatment. A waiver is granted for the use of a pump, this must be recorded on the property deed at the Hunterdon County Clerk's office and a copy provided to the BOH within 90 days of the installation of the system.

Soil testing results: 8/16/12, Soil log 1, @ 140", no mottling, no groundwater. Soil log 2, 8/16/12 @ 140", no ground water, no mottling. Soil log 5, 10/8/12, @ 192", no mottling, no groundwater. Soil log 6, 10/8/12, @ 192" no mottling, no groundwater.

Permeability test is basin flood 1 in soil log 2, @ 140", done 8/16 – 17/2012, failing results. Soil permeability class 1 rating in soil log 5 done 10/8/12, K=4, 144-192", replicate test A also 144-192", K=4 results. Soil permeability class rating in soil log 6, 10/8/12, @ 144 – 192", K=4, replicate A @ 144- 192" on 10/8/12, soil log 6 K=4 rating. The bed will comply with the 1.61 sq.ft/gal/day requirement of Readington Twp. A letter from James Frace dated 12/31/12, wetlands statement, states "therefore since the soils are uplands the vegetation is uplands and the hydrology is uplands, the site is considered to be upland".

The motion was seconded by Ms. Albrecht. On roll call vote, the following was recorded:

Ms. Albrecht Aye Ms. Butula Aye Mr. Kalinich Aye Mr. Nugent Aye Chair Colburn Aye

*Time heard: 8:54 p.m.*

#### **5. Block 4/Lot 13 – Engineering & Land Planning, Sherry, Potterstown Road.**

Escrow fees paid 2/22/16, ck.#1968, \$750.00; 8/17/16, ck #15397 \$375.00

Previously heard 8/17/16.

Mr. Wayne Ingram, New Jersey licensed engineer, Engineering & Land Planning appeared before the board representing Mr. Todd Sherry. This is the property at 281 Potterstown Road. This application was heard at the August 17, 2016 Board of Health meeting. Some changes made to the application were the addition of the cleanout along the delivery pipe between the building and the tank; sheet 1 of the plans was noted 'no check valve between the well and pressure tanks'; note added 'post construction well testing to be performed and UV filters installed if the results of the test were not in compliance with the current standards'; provided a letter from the applicant as to what is done at the facility – nothing is done with waste or to store any hazardous chemicals; certified mailing was done to the neighbor advising them about testing their well.

Ms. Butula confirmed that the items pointed out in the letter from the applicant did not contain any chemicals.

Mr. Ingram stated no, they are all just electronic parts.

Chair Colburn asked if there were any questions or discussion?

There was no response.

A **MOTION** was made by Ms. Butula for approval as follows:

Block: 4 Lot: 13

Street location: 281 Potterstown Road # of Bedrooms: 3, and 3,000 sq. ft. commercial building

Name of owner: Todd Sherry

Map Title: Sherry Property Individual Subsurface Sewage Disposal System Readington Twp, Hunterdon County, NJ

# Pages(map): 1 - 6

Map Date: 7/3/13 rev. 6/16/16, 8/18/16 Prepared By: Wayne J. Ingram, P.E.

Survey(s): Wayne J. Ingram, LS, pg. 2 of 6; Topo: James T. Sapio, LS, 5/7/13

Report(s): Ferriero Engineering, 3/4/16, 7/6/16, 9/8/16; Hunterdon County Dept. of Public Safety Div. of Public Health Svcs., 8/2/13.

Proposed System Specifications: Proposed alteration with no expansion, advanced wastewater pre- treatment system – HOOT H 900-A, pump tank, blower unit, both structures will be tied into 1 system, 3 compartment septic tank, pump tank, 1500 gallon dosing tank.

Soil testing results: 5/30/13, Soil log 1, @ 123", no mottling, seepage @ 104", flooded @ 89". Soil log 2, @ 100", no mottling, no groundwater. Permeability test is pitbail 1 @ 115" in soil log 1, 5/30/13, results K=8"/hour. Regional water is determined by soil log 1, 89" @ flooding. Correspondence included 6/20/16, 6 page response to Ferriero Engr. letter of 3/4/16; from Septic Mgmt. Group, exhibit blank form preventive maintenance and monitoring contract; from HOOT System LLC, literature titled HOOT Universal Control Panels and BOD loading chart and H Series gravity treatment system; Wayne J. Ingram dated 3/16/15 letter regarding field investigation for wetlands; letter from Ron Suchecki, 6/17/16 HOOT Systems LLC; letter to Ron Suchecki from NJDEP onsite wastewater treatments unit supervisor; survey from James Sapio; system notes page 2 of 6 – 5 deviations from standards pg. 2 of 6, note: authorized installer and engineer must be present for entire installation, wetlands statement, well statement, letter to Mr. Wydell Block 4 Lot 13, certified mail receipt; 8/19/16 letter to RTBOH from Todd Sherry stating use of commercial building; notice 8/17/16 to 16 property owners re: 8/17/16 meeting. The engineer is applying for variances and waivers as follows:

Variance:

1. Disposal area to existing well – 38.6' away from disposal area, 23' of casing. Neighbors is 77.1', 17' casing. State rule is 50'; Readington is 100'.
2. Separation distance from disposal bed to water service line. – proposing 5', the required is 10'. The check valve should not be installed between the pressure tank and the well. The plan was changed appropriately.
3. Septic tank to water service line 7:9a-4.3 requires 10', this proposal is 7.3'.

Waiver:

4. Separation between building sewer and water service line, proposed 5'; Township requires 10'.
5. Separation from tank to right-of-way. – 1.9' proposed; NJAC 7:9a 4.3 requires 5'; Township requires 15'.  
Variance from State; Waiver from Township.
6. Disposal field bottom does not conform to 1.61 gpd required by Township, proposed is 0.956 sq. ft. per gpd.  
Waiver from Township.
7. Pump – Waiver; deed restriction filed with Hunterdon County Clerk, copy filed with BOH office within 90 days of installation.
8. HOOT treatment system, waiver from Township is granted due to all factors submitted, the proposed system greatly improves the current system and the health and welfare of the people living and using the property and buildings and is more in compliance with N.J.A.C. 7:9A 3.3(e) 2 ii.
9. Separation from disposal area to right-of-way. – 12.3'; State requires 10'; Township requires 15'.  
Waiver from BOH.

Also, the requirement that the well will be tested after installation, and if there are any problems, they will be corrected.

All regulations of NJAC 7:9A-8.3 pages 1- 4 must be followed. Every regulation of the guidance document is included in this. All requirements put forth in the letter dated August 2, 2013 from Hunterdon County Dept. of Public Safety Div. of Public Health Svcs. must be followed including any requirements set forth in correspondence from Ferriero Engineering, Inc.

The Readington Township Board of Health requires that Mr. Sherry will record this deed restriction to the property of this alternate system and the pump. Notice that identifies the technology being utilized, the owners responsibility to operate and maintain the system through an appropriate service provider and grant access to the property for the purpose of system monitoring and inspection. A form notice can be obtained from the Board of Health office, said

notice shall be recorded with the Hunterdon County Clerk within 7 days of installation. Copies of that notice shall be provided to the Readington Twp. Board of Health secretary and the Hunterdon County Dept. of Public Safety Div. of Public Health Svcs. within 15 days of the filing date, the combined form for both.

Mr. Sherry in consideration of the acceptance of the Readington Twp. Board of Health and other good and valuable considerations agrees to defend and indemnify and save harmless this said Board of Health and the Township of Readington and its elected officials, its appointed officials and employees from and against any and all claims of liabilities arising out of or relating to the septic system to be supplied to this project and this indemnity and the previous paragraph also applies to the Hunterdon County Dept. of Public Safety Div. of Public Health Svcs. This indemnification agreement shall be given to the Board signed within 10 business days of installation. The indemnification agreement shall apply notwithstanding the actual and alleged negligence of the indemnities but shall not apply to claims or liabilities arising solely from this or their negligence. The foregoing indemnification is in addition to and not in lieu of the requirements of the ordinances of the township of Readington pertaining to the indemnification for the pump system.

The motion was seconded by Mr. Nugent. On roll call vote, the following was recorded:

Ms. Albrecht Aye      Ms. Butula Aye      Mr. Kalinich Aye      Mr. Nugent Aye      Chair Colburn Aye

Mr. Ingram thanked the board.

9:25 p.m.

Mr. James Mantz, P.E. approached the board at 9:25 and asked for the board's guidance as to how to proceed with his client's application, Mr. Stefanik, 56 School Road, Block 28/Lot 22.01. The application for a repair was submitted, there was a question regarding the number of bedrooms as identified on the site, and what the Township records state.

Mr. Stefanik believed that the 5 bedrooms on the property were valid. The system was designed as a 5 bedroom septic. The previous homeowner indicated that there were 3 bedrooms in the house and 2 bedrooms above the garage. The township records indicate it is a 3 bedroom home. They are asking how to pursue this application before this Board, or should the application go to DEP because the seasonal high water table was above 24 inches, at 21 inches.

The Board's concerns are:

- need info from County as to how many bedrooms there are currently;
- if the design was a 3 bedroom or 5 bedroom;
- what is Mr. Mantz' understanding of the current # of bedrooms per building;
- the board is concerned with expansion and the fact that they cannot do that;
- there are issues with other departments within the township that have nothing to do with the BOH, the applicant may want to find out the status of the property with the departments within the township.

Mr. Mantz stated the house has 3 bedrooms, there is a garage in the back with 2 bedrooms (unapproved).

Mr. Stefanik stated that he purchased the house in 2000 with detached shed/barn/garage with existing toilet; and subsequently moved the toilet upstairs with a sink and made 2 bedrooms.

## **F. ADJOURNMENT**

A **MOTION** was made by Mr. Nugent to adjourn the meeting at 9:50 p.m., seconded by Mr. Kalinich with a vote of Ayes all, Nays none recorded.

Respectfully submitted:

Lorraine Petzinger