

READINGTON TOWNSHIP BOARD OF HEALTH MEETING

April 20, 2005

Chair William C. Nugent called the meeting to order at 7:17pm and announced that adequate notice of this meeting of the Readington Township Board of Health has been provided, by posting on the Township Bulletin Board, delivery to the Hunterdon County Democrat, the Courier News, filing with the Township Clerk and mailed to the members of the Board of Health.

Attendance Roll Call:

Daniel Allen	absent	Stephanie Moore	present	William C. Nugent	present
Jane Butula	present	Beatrice Muir	present	Wendy Sheay	absent
Raymond Facinelli	absent				

Also Present: Board of Health Engineer: Mr. John Hansen
Board of Health Attorney: Marisa Taormina
Hunterdon County Health Department: Ms. Deb Vaccarella

A. APPROVAL OF THE MINUTES

1. Minutes of February 16, 2005.

A **MOTION** was made by Ms. Butula to **approve** the minutes of February 16, 2005. This motion was seconded by Ms. Muir.

On roll call vote, the following was recorded for approval of the minutes of 2/16/05:

Ms. Butula	Aye	Ms. Muir	Aye
Stephanie Moore	Aye	Chair Nugent	Aye

2. Minutes of March 16, 2005. (*Facinelli, Moore, Muir, Nugent vote*). **Defer to May 18, 2005.**

3. Minutes of March 30, 2005.

A **MOTION** was made by Ms. Butula to **approve** the minutes of March 30, 2005. Ms. Butula complimented Ms. Petzinger on a very good job with the minutes on a difficult meeting.

This motion was seconded by Ms. Moore.

On roll call vote, the following was recorded for approval of the minutes of 3/30/05:

Ms. Butula	Aye	Ms. Muir	Aye
Stephanie Moore	Aye	Chair Nugent	Aye

B. CORRESPONDENCE

Chair Nugent stated the correspondence would be addressed as a whole, unless there were particular concerns.

1. NALBOH – NewsBrief, 1st quarter 2005.

Ms. Butula noted on p.3., NJ is one of only 9 states involved in the NPHPSP p.4. 2005 Renewal; p.6. 3/13 – 19th Nat'l Groundwater Awareness; p.7. Website for disaster info-post on the township website for residents; p.8 & 9 Tobacco Free USA, noted; Chair Nugent noted p.3. DHSS introducing Medicare coverage for tobacco cessation.

2. Suspected Hazardous Discharge Notification letter dated March 9, 2005. regarding #2 fuel oil at 87 Pleasant Run Rd.

3. **Suspected Hazardous Discharge Notification** letter dated March 11, 2005. regarding #2 fuel oil at 106 Bertron Rd..
4. **Suspected Hazardous Discharge Notification** letter dated March 15, 2005. regarding #2 fuel oil at 26-28 Hillcrest Rd.
There was some discussion of the 10 gal. of diesel fuel dumped on Hillcrest Rd., Ms. Vaccarella will follow up.
5. **Suspected Hazardous Discharge Notification** letter dated April 2, 2005. regarding #2 fuel oil at 1 Campbells Brook Rd.
6. **Suspected Hazardous Discharge Notification** letter dated April 6, 2005. regarding #2 fuel oil at 7 High St.
7. **Suspected Hazardous Discharge Notification** letter dated April 1, 2005. regarding #2 fuel oil at 523 Old York Rd.
8. **NJLBOH renewal.**
A MOTION was made by Ms. Butula to continue BOH membership in the NJLBOH Assoc. This motion was seconded by Ms. Moore and passed with a vote of ayes all, nays, none recorded.
9. **Letter dated 3/20/05** regarding malfunctioning septic at B94/L3, 60 Lazy Brook Rd.
10. **HCHD Notice of Violation** dated 4/6/05 – B 94/L 3, 60 Lazy Brook Rd.
Ms. Vaccarella will keep the board informed of follow up.
11. **HCHD Notice of Violation** dated 3/15/05 – Block 67 Lot 8 114 Readington Rd.
12. **HCHD Notice of Violation** dated 3/23/05 – Block 67 Lot 8 114 Readington Rd.
There was some discussion of the follow up procedures for this situation.
13. **HCHD memo** dated 4/1/05 regarding bathing facility inspections.
14. **NJLM** – dated 3/22/05 re: “NJ Smoke-Free Air Act”.
Ms. Butula stated this board has been very actively involved in support of this bill. Ms. Moore will follow up on this.
A MOTION was made by Ms. Muir to send a letter in support of the League’s position. The motion was seconded by Ms. Butula, and passed with a vote of ayes all, nays none recorded. Ms. Butula will author the letter.
15. **HCHD Notice of Violation** dated 4/7/05 – Block 42/Lot 3.02 6 Pulaski Rd.
Ms. Vaccarella stated this is a repair that was done last August, they will be coming before the board with their engineer.
16. **Letter dated 3/23/05** – Block 55/Lot 7.01, Roosevelt Rd.
17. **NJDEP** – Stream encroachment permit rejection.
18. **Block 32/Lot 9** -Footprint of disturbance presence determination by NJDEP.
Copy to Zoning.
19. **Block 36/Lot 97** – NJDEP no further action letter.
20. **Block 80/Lots 1 & 2** – Permit withdrawal.
21. **Block 12.01/Lots 14.01 & 15** – LOI request.
Chair Nugent noted this application is forthcoming.
22. **Block 96/Lot 24** – LOI request.
23. **Block 36/Lot 4** – LOI application notification.
24. **Block 36/Lot 4** – LOI application.
25. **Block 22/Lot 66** – LOI application.
26. **Block 38/Lot 54, 74 & 75** – LOI request/report.
27. **NJDEP** - letter re: deficiencies in requirements for remediation, 51 Tannery Road.

28. NJDEP – Underground storage tank discharge.

29. Email regarding the township resolution R-2005-53.

Chair Nugent stated that a misinterpretation had occurred regarding this resolution, after reading it he had commented that it did not have direct impact on the Board of Health, nor does it reduce the applications or the need for applications that come before the board, only the timing of applications that come before the board might be changed.

C. SEPTIC REPAIRS – (*HCHD status in italics*)

1. Septic System Repair Approval from HCHD, B 63/L 31.02. *Final 3/21/05.*

2. Septic System Repair Approval from HCHD, B 73/L 37. *Inspection on 3/23/05 yielded ground water in excavation. Job shut down, will proceed to an alteration with a Professional Engineer.*

3. Septic System Repair Approval from HCHD, B 94/L 4.01. *No work has been done.*

4. Septic System Repair Approval from HCHD, B 77/L 4. *No work has been done.*

Carried from 3/16/05:

5. Septic System Repair Approval from HCHD, B 51/L 2.14. *No work has been done, spoke with contractor and property is too wet. Anticipates starting in 2/3 weeks*

6. Septic System Repair Approval from HCHD, B 64/L 27.02. *Final 3/18/05.*

7. Septic System Repair Approval from HCHD, B 15/L 21. *No work has been done, spoke with contractor was starting job 4/5/05.*

Carried from 2/16/05:

8. Septic System Repair Approval from HCHD, B 36/L 19. *Pending, the clog causing application was inside sewer line not septic. She will look for another contractor but recently had death in the family.*

9. Septic System Repair Approval from HCHD, B 47/L 7. *Pending, addition to home.*

10. Septic System Repair Approval from HCHD, B 51/L 25.01. *No work has been done, inspection on 2/16/05 showed no ponding or breakout.*

D. OLD BUSINESS

1. Block 43/Lot 29 – Parra 2nd well approval letter dated 12/7/04.

Previously heard 2/16/05.

Mr. Donald Scholl appeared before the board, noting several years ago an extensive presentation for this property was before the board. Testing information from last summer by Mr. Stothoff was provided to the board with quarterly results. Ms. Vaccarella spoke to Mr. Decker regarding this and found no issues, the board may want to clarify the new well being connected to the barn, and quarterly reports being submitted.

Ms. Butula confirmed that there has been nothing that triggered the third stage.

A **MOTION** was made by Ms. Butula for full approval of an additional well on 14 Shade Lane, Block 43/Lot 29 in the barn area and to follow the recommendations of the client as they suggested to us and as hydrogeologist Mr. Mulhall said they will proceed with the exact specifications that were being used for the original well in the property, that is to install a POET system with quarterly testing that is to go to the HCHD, and the

Readington Township Board of Health. The trigger for the third stage is also involved in this motion.

This motion was seconded by Ms. Muir. On roll call vote, the following was recorded:

Ms. Butula	Aye	Ms. Muir	Aye
Stephanie Moore	Aye	Chair Nugent	Aye

Mr. Scholl asked for an additional 30 seconds of the boards' time. Mr. Scholl stated your Board of Health secretary Lorraine is tremendous. Her promptness and professionalism with sending information and follow ups is very much appreciated.

Chair Nugent and Ms. Butula commented that they were grateful and pleased with Ms. Petzinger.

2. Block 55/Lot 7.01 – Township Engineer Report - 2nd review dated 3/23/05.
(2/16/05 agenda item D.1., 2/2/05 agenda item K.15.)

3. HCHD Partnership for Health.

Chair Nugent noted that HCHD was looking for a representative from the board, it was determined that Ms. Butula would represent RTBOH.

4. Training – site visits.

Chair Nugent thanked both Jim Chalupa and Lorraine for organizing a site visit. All board members are urged to join in this opportunity. Another visit is scheduled for May 9th.

5. Recent emergency response test was participated in by HCHD. Approximately 200 volunteers participated.

6. Radon testing, article will be in next newsletter.

7. Governance document.

Ms. Butula stated a work session meeting was held on March 30, 2005. The entire document was reviewed by the board. Readington Board of Health is cooperating 100% with this project.

E. NEW BUSINESS

1. Board of Health Administrative -

A. Application Statistics as of 4/20/05 -
Total Open Applications = 29.

2. Well testing.

A memo will be sent to the Environmental Commission regarding assistance.

3. Financial Disclosure Statement –

Board members should get their statements in by 4/22/05.

F. APPROVALS

Category A. – Single Lots

1. Block 53/Lot 9.21 Heritage – Lange, Roosevelt Rd.

Escrow fees paid 6/15/04. Check #141. \$500.00

Data mailed with 8/18/04 approval packet.

Mr. Robert Lorentz appeared before the board with Mr. Lange. This application is for an expansion to accommodate additional bedrooms. The existing system is functioning, the proposal is for an internal plumbing split within the house. The existing 3 bedroom house will remain as is without disturbance, while the new system will utilize a separate feeding through a septic tank to a new disposal field where testing has been done.

Ferriero Engr. letter dated 4/13/05 was reviewed.

Chair Nugent and Ms. Butula made the following points:

General Comments:

2. Engineering report on the function of the existing disposal trench approved in 1988. The reserve would have to be designed for 7 bedrooms.
4. The engineer's report on wetlands, transition areas would be acceptable. Adjoining septic and wells should be noted on the plan.
7. There is a requirement that this is done.

Mr. Lorentz' letter of April 6, 2005 was discussed.

Mr. Lange noted that during the testing there were torrential rains.

There was some discussion of the submission of revised data.

It was noted that the next meeting date is May 18, 2005.

2. Block 95/Lot 15 – Van Cleef Engr. – St. Eliz. Ann Seton Parish, Summer Rd.

Escrow fees paid 2/16/05. Check #5738. \$500.00.

Data mailed with 3/16/05 approval packet.

The following representatives appeared before the board, Mr. John Marmora, Esq.; Bob Clerico, Engr.; Father Tom Serafin; Deacon Paul Santella; Joseph Malandro, Bldg. Committee Chair; Martin DeSapio, Project Architect. As a brief background, they are proposing to increase the building capacity. The primary goal would be space for CCD classes, but also for some other functions.

Father Serafin stated the need arose for a large meeting room, to be used for example, for seniors, watching a movie, confirmation meeting area, but there would be no wedding receptions.

Deacon Paul testified that the water usage is 75 – 125 gal./day on weekdays. On weekends it averages 225 – 500 gal./day. On holidays it can average 600 gal./day.

Deacon Paul will forward the most recent data to the BOH office.

Chair Nugent noted that a questionnaire from NDJEP to aid in determining the flow in churches was provided last month by Ferriero Engineering.

There was some discussion of the location/map notation of neighboring wells/septics.

Mr. Clerico stated the current system was designed to accommodate a 450 seat sanctuary and a rectory, a 1750 gallon design. The rectory was never built, in 1996 the offices were added. It was determined that it was equivalent or less than the rectory. The current septic will be abandoned in place and a new septic and reserve are proposed.

There were no further questions from Ferriero Engineering or the HCHD.

The applicant would provide copies of the additional months' water readings.

Chair Nugent asked for testimony which the BOH engineer requested, of a breakdown of a typical days' usage.

Mr. Hansen stated they were looking for what the cumulative total of a typical day is.

Ms. Butula stated including everyday groups (CCD) and large groups of people (weddings).

3. Block 47/Lot 14 – Biggs - Podpora, 42nd St.

Escrow fees paid 2/18/05. Check #1563. \$500.00.

Mr. Kurt Hoffman, Biggs Engineering, appeared before the board. Mr. Hoffman clarified that Mr. Templin did the soil logs and testing. The septic and driveway designs were done by Biggs Engr.

Ferriero Engr. letter dated 3/8/05 was reviewed.

Mr. Hoffman stated Mr. Templin would have to address most of these issues.

Ms. Butula raised the issue of the contamination plume on 42nd Street. The Board of Health hydrogeologist would have to look at this data.

Ms. Vaccarella stated there is an area which is considered by the DEP to be a known contaminated area. The problem is that new wells drilled in the area will not come under the spill fund if they become contaminated. Other lots to be developed in this area have been approved with the caveat that treatment systems be installed and monitoring be done to make sure the water is potable.

Ms. Butula stated the potability access to water falls under the BOH jurisdiction.

Mr. Hoffman asked what the time frame would be for moving on this.

The board stated it depends on the applicants follow up.

Chair Nugent stated a previous applicant was successful with installing a treatment system, as proven by the well water tests.

Mr. Hoffman asked if there were any other questions regarding the design as far as other than the soils.

As there were no questions, the board suggested Mr. Templin should be at the next meeting to answer soils questions.

4. Block 13/Lot 68 – Fine - Sielkowski, Carman Lane.

Escrow fees paid 3/25/05. Check #351. \$500.00.

Mr. Doug Fine appeared before the board. Mr. Fine stated soil testing was performed by Bayer Risse Engineering in 2003, which will expire at the end of this month.

Ms. Taormina confirmed that notification had taken place which covered both variances being requested.

Mr. Fine reviewed Ferriero Engineering letter dated 4/4/05. There was some concern regarding the soils type being severe. Mr. Fine stated they were requesting relief from the 8 weeks of ground water monitoring due to the timing and the nearing expiration of the testing.

There was some discussion of a waiver vs. variance.

Chair Nugent summarized, this applicant is looking for relief from the ordinance for the eight weeks of testing, the board is looking for rainfall data to cover that time period.

Chair Nugent noted that Mr. Fine has testified that there would have to be an eight foot change in the water levels to impact a change to the design.

A **MOTION** was made by Ms. Butula to continue the notification process that this applicant is being carried over continuously to the next meeting or June that his notification to the surrounding property owners is still in effect, and extend the acceptability of the dates for the soil data until June 30, 2005 in case it is decided that they are not within the proper time frame.

This motion was seconded by Ms. Muir. On roll call vote, the following was recorded:

Ms. Butula	Aye	Ms. Muir	Aye
Stephanie Moore	Aye	Chair Nugent	Aye

Category B. – Subdivisions

1. Block 4/Lot 57 – Beardslee Engr. Assoc. – Scott Carbone, Far Knoll Lane

Escrow fees paid 9/5/03 Check #12741 \$500.00
Escrow fees paid 10/15/04 Check #2076 \$500.00
Data sent with 12/17/03 approval packet.
Previously heard 1/21/04, 3/16/05.

Mr. Bill Beardslee gave a review of the data submission from last month. There had been the issue of an artesian condition. A copy of the LOI, the soil logs, pitbailing test, 8 weeks of testing results from last April had been submitted. Mr. Carbone will continue to try to obtain sewer hookup.

Ferriero Engineering letter dated April 14, 2005 indicated that the applicant had successfully completed testing to demonstrate that an artesian condition is not present in the areas tested. Mr. Hansen stated that is correct, those were the only areas where there was a question, they did the tests in the correct areas, and appropriately.

Ms. Butula stated that the time and date should be noted on the basin flood forms.

Chair Nugent stated they would only review lot 2 this evening.

Chair Nugent stated that the board typically requests that the forms are signed and sealed.

On Form 2b soil log 1 there are penning in changes that were photocopied, an initial sealed copy should be included. On the cover sheet application that would have been submitted to the board, it states that 14 signed and sealed copies are required.

Mr. Beardslee stated that he would provide the entire set of tests with the seals.

Chair Nugent asked Mr. Hansen referring to another application, pit bail K rates have to be consistent for at least 4 readings. Is that familiar?

Mr. Hansen stated there is a method in the state code on how you read them, and you may have to keep taking readings until you get them.

Chair Nugent stated he was reviewing the pit bail test report, and was not sure that it complied with that based upon the fact that the usual pit bail form was not included.

Chair Nugent asked Mr. Beardslee if he submitted the Form 3F which is the pit bail testing details and the calculations?

Mr. Beardslee stated he would check into that.

Chair Nugent stated if Mr. Beardslee would submit that revised data, he would make every effort to see that Mr. Carbone's application was heard at the next meeting.

There were no other questions from the board.

The following applicant withdrew from the agenda:

2. Block 42/Lot 12.02 – Van Cleef - Antonuccio, Freeman Ln.

Escrow fees paid 3/28/05. Check #1098. \$500.00.
Previously heard 6/18/03, 8/20/03, 9/17/03.

G. ADJOURNMENT

A *MOTION* was made by Ms. Moore to adjourn at 10:40 pm, seconded by Ms. Muir with a vote of Ayes all, Nays, none recorded.

Respectfully submitted:

Lorraine Petzinger
Board of Health Secretary