

WEST AMWELL TOWNSHIP BOARD OF HEALTH
January 24, 2013 – 7:30 p.m.

The West Amwell Township Board of Health met on the above date.

The meeting was called to order at 7:30 p.m. by Board secretary, Lora Olsen. The meeting was declared in compliance with the Open Public Meetings Act as it was advertised as a Reorganization meeting to be followed by a regular meeting in the January 10, 2013 issue of the Trenton Times and the Hunterdon County Democrat. Notice of the meeting has been continuously posted on the Township bulletin board. A copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Present: Rick Kropp, Ken Hart, Zach Rich, Tom Molnar, George Fisher, Jim Cally, and Brian Mundhenk. Also in attendance were Leo Santowasso of Heritage Consulting Engineers and Gholamhosseini Mostofizadeh.

The REORGANIZATION meeting commenced.

APPOINTMENTS/OATHS OF OFFICE

Board Secretary/Township Clerk Lora Olsen administered the Oaths of Office to George A. Fisher, Zach Rich, Tom Molnar, Ken Hart, James Cally and Brian Mundhenk.

NOMINATION OF CHAIR/OATH OF OFFICE

Mrs. Olsen called for nominations for Chair. Mr. Molnar nominated Mr. Kropp and Mr. Hart seconded. There were no other nominations offered. Mr. Kropp was unanimously elected Chair for 2013.

NOMINATION OF VICE CHAIR/OATH OF OFFICE

Mrs. Olsen called for nominations for Vice Chair. Mr. Hart was nominated by Mr. Kropp and Mr. Molnar seconded. There were no other nominations offered. Mr. Hart was elected Vice Chair for 2013, although he abstained from the vote.

Mr. Kropp took over the meeting.

BOH RESOLUTION #01-2013 DESIGNATING A MEETING SCHEDULE

BOH RESOLUTION #01-2013

BE IT RESOLVED by the West Amwell Township Board of Health that Board of Health meetings will be held on the following dates in 2013 at 7:30 p.m.:

March 28

May 23

August 22

Oct 24

Dec 19

with specials as needed

BE IT FURTHER RESOLVED that meetings of the Board of Health will be held at the Municipal Building, 150 Rocktown-Lamb. Road, Lambertville (West Amwell).

BE IT FURTHER RESOLVED that all meetings will be held in compliance with the Open Public Meetings Act. Special meetings shall be at the call of the Chair or written request by a member of the Board to the Secretary.

BE IT FURTHER RESOLVED that requests for agenda placement be received no later than one week prior to the scheduled meeting date.

BE IT FURTHER RESOLVED that the Municipal Building is handicapped accessible but the Board Secretary's office is to be contact 24 hours in advance for any special accommodations.

BE IT FINALLY RESOLVED that this Resolution shall be posted on the Township bulletin board and transmitted to the Hunterdon County Democrat and the Trenton Times within seven days of adoption.

The Resolution was unanimously approved on motion by Fisher, seconded by Molnar.

BOH RESOLUTION #02-2013 ORGANIZATION OF THE MEETING

BOH RESOLUTION #02-2013

BE IT RESOLVED by the Board of Health of the Township of West Amwell, County of Hunterdon, State of New Jersey, that the Order of Business and the conducting of business at all meetings shall be as follows:

1. Call to order and statement of compliance with the Open Public Meetings Act
2. Presentation of Minutes
3. Agenda Review
4. Open to the Public/Topic not on the Agenda
5. Introduction of Ordinances and/or Public Hearing and/or Special Presentation
6. New Business
7. Unfinished Business
8. Administrative, including website review
9. Correspondence
10. Discussion
11. Adjournment

The Resolution was unanimously approved on motion by Fisher, seconded by Molnar.

BOH RESOLUTION #03-2013 DESIGNATING THE OFFICIAL NEWSPAPER(S)

BOH RESOLUTION 03-2013

BE IT RESOLVED by the Board of Health of the Township of West Amwell, County of Hunterdon, State of New Jersey, that the Hunterdon County Democrat be established as the Official Newspaper and the Trenton Times is designated as the daily newspaper having the greatest likelihood of informing the public within the area of jurisdiction of the Township of its meetings.

The Resolution was unanimously approved on motion by Fisher, seconded by Molnar.

The REGULAR MEETING was opened.

PRESENTATION OF MINUTES

The December 13, 2012 Regular meeting minutes were approved on motion by Rich, seconded by Hart. Motion carried on the unanimous vote of the eligible members.

AGENDA REVIEW

Refund of dog license money was added under New Business.

OPEN TO THE PUBLIC/TOPIC NOT ON THE AGENDA

No one came forward

INTRODUCTION OF ORDINANCES AND/OR PUBLIC HEARING AND/OR SPECIAL PRESENTATION

None

NEW BUSINESS

Waiver Request – Block 21 Lot 12: Leo Santowasso of Heritage Consulting Engineers came forward as the engineer representing property owner Mr. Mostofizadeh this evening. He relayed that minor subdivision approval has been received and that over the past three years there have been perc tests and logs performed for the created 4 acre lot in the commercial zone. The County Health Division has determined that there are artisan conditions, so another round of testing was scheduled with one good and one bad test result. All tests showed extremely poor soil with mottling and ground water with the DEP confirming the artisan condition. Additional summer and December logs and percs have indicated a potential area for septic construction on the southerly side of the property near the lower property line. This information was sent to the County in December. Mr. Santowasso noted that the new June 2012 199 code now permits systems based on shallow perc depth; however, the system will require a TWA permit based on the results of the percs and logs. The County's letter of December 12th was referenced in that a reserve area on the lot can't be provided due to the bad soil conditions. A waiver from the ordinance requirement for a reserve area is sought in order to go to DEP for a TWA application although there is no guarantee that they will approve it. Mr. Santowasso also noted that there is nothing in the new 199 about reserve areas. In addition to waiving the reserve area, the requested resolution will need to authorize the Board's agent to sign off on the forms and application for the TWA submission for approval. A brief discussion ensued over the type of system anticipated. The choices are either peat or an aerobic digested self contained unit. Mr. Santowasso prefers the latter for commercial usage due to soaps. The aerobic system is more effective in handling the nitrogen and phosphorus contained in these products and is cleaner. The system will deal with less than 2000 gallons/day, which is the limit for a TWA.

In response to a question from Mr. Kropp concerning the footprint of the system, Mr. Santowasso relayed that the aerobic portion is 8 feet in diameter and 15-18 feet long with two dispersal beds of 30 x 100 feet each. Mr. Kropp also noted that the purpose of the ordinance for a reserve was due to poor soils and the need to set aside an area for the future. The answer given was that no place could be found for this and that any replacement would be on top of the existing system—existing removed and a replacement installed on the same spot. The type of soil layers encountered were described as those where nothing penetrates; that one foot above that layer would be the sand mound with a drip irrigation system; and, that the effluent would dissipate into the sand and evaporates.

Mr. Cally inquired how the system would be monitored and if there would be a deed restriction. Mr. Santowasso advised that a maintenance agreement would be written into the TWP approval and there would be periodic inspections as a condition of DEP approval. Mr. Cally also questioned the paperwork distribution, as the Township would also like to be kept in the loop, and was informed that the County.

Mr. Kropp suggested that the mound could be increased 20% to avoid problems. Mr. Santowasso advised that at a DEP seminar last year this particular situation was discussed. The only course open to the property owner is a TWA. DEP will then review the design as to workability.

BOH RESOLUTION # 04-2013

WHEREAS, soil testing was performed on Block 21 Lot 12 for a subdivision; and

WHEREAS, on September 27, 2006, an ordinance was adopted requiring a reserve septic area be provided; and

WHEREAS, the owner of lot 12 is seeking a waiver from the requirement for reserve testing, according to a letter from the County Health Department dated December 12, 2012; and

WHEREAS, the owner of lot 12 has held several soil witnessing events, the latest of which was held on December 6, 2012, and the site yielded no acceptable results in line with 7:9A according to a letter from the County dated December 12, 2012; and

WHEREAS, it has been acknowledged by the engineer that the Division, and the West Amwell Board of Health, cannot approve the soil testing; and

WHEREAS, consideration by the Board of waiving the reserve requirement is needed prior to a submission to DEP for design approval through a TWA permit; and

WHEREAS the Board of Health heard this request at their meeting of January 24, 2013 and acknowledges that the soil testing cannot be approved by the County or West Amwell Township; and

WHEREAS it has been determined that a reserve area does not need to be established in accordance with the Township ordinance

THEREFORE BE IT RESOLVED that the requested waiver be granted for a reserve area for Block 21 Lot 12.

BE IT FURTHER RESOLVED that the BOH authorizes the signing of the TWA Application package by its authorized agent once the design is prepared.

The Resolution was unanimously approved on motion by Fisher with a second from Rich.

2013 STW Appointment Resolution & Possible Back-Up Resolution:

RESOLUTION #05-2013

WHEREAS, the West Amwell Board of Health is need of soil witness(es) for its Soil Testing program for 2013, and

WHEREAS, a Request for Quote was advertised in the Hunterdon County Democrat; and

WHEREAS, two quotes were received as follows:

James P. Chalupa	\$200.00/day
David J. Harrison	\$199.84/day

WHEREAS, James P. Chalupa has submitted and has satisfied the requirements set forth in the advertisement; and

WHEREAS, a Business Registration Certificate has been submitted; and

WHEREAS, the CFO has certified that sufficient funds are available in the 2013 Temporary Budget and will be made available in the 2013 Budget under line item Public Health Services OE for this expenditure

NOW, THEREFORE, BE IT RESOLVED the by West Amwell Township Board of Health that the quote for soil test witnessing be awarded to James P. Chalupa

The Resolution was unanimously approved on motion by Molnar, seconded by Hart.

BOH RESOLUTION #06-2013

WHEREAS, the Board of Health has advertised for witnesses for its soil test program; and

WHEREAS, it is desirable to have a plan in place for a back up witness in cases where the primary witness is unavailable; and

WHEREAS, Princeton Hydro has agreed to be the Board's authorized agent for soil test witnessing in cases where the primary witness is unavailable, especially through the wet season testing period of January through April

THEREFORE BE IT RESOLVED by the West Amwell Township Board of Health that Princeton Hydro be authorized for soil test witnessing as provided above

BE IF FURTHER RESOLVED, that the applicant will pay the cost of service directly to Princeton Hydro

The Resolution was unanimously approved on motion by Rich, seconded by Molnar.

Vet for Rabies Clinic and Emergencies: Dr. Maxian has again agreed to administer the rabies vaccine at the clinic. His fee is \$100/hour. Mrs. Olsen relayed that initially there was interest expressed by the Animal Alliance but no proposal was received. Item approved. The State's letter received last month was again referenced. Syringes will either have to be purchased by the municipality with licensing revenue, or contract with the veterinarian to do so.

Animal Control Holding Facility Contract for 2013: Mobile Veterinary Service and Clinic will again serve in this capacity. The contract was signed by Chair Kropp with unanimous approval of the Board.

Dog Licensing Refunds: A policy is needed concerning the refund of licensing fees. Another request has been received because the animal died shortly after receiving its new license. The Dog Registrar has questioned where to draw the line if something like this is approved. Mrs. Olsen relayed that the only portion that could be refunded would be the \$10.80 that goes to the Township. After a brief discussion, it was determined that the cost to the Township to refund said fee would exceed the amount to be refunded. The decision of the Board was that there be no refunds.

UNFINISHED BUSINESS

Salt Brine: Mrs. Olsen reported on her conversation with CTM Bulk Handlers, Inc. in Allendale NJ per request from Mr. Rich. The company is a supplier of liquid salt brine and equipment; makes their own brine with a computerized system using water/rock salt; and, therefore is not interested in purchasing the RO brine. A five thousand gallon storage system can be purchased from CTM Bulk Handlers for \$6000. Also needed would be two-1000 gallon applicators for the trucks. A brine storage tank has to have a minimum rating of 11 lbs per gallon, which makes the Township's water buffalos insufficient to the task. Prices for various sized applicators were also provided. The owner suggested that we recycle the brine instead of paying for disposal. The consensus of the Board was that we're too close to the finish line on the salt problem for this to be of use.

The water testing situation with DPW personnel was discussed in that there was concern expressed at the last meeting. Mr. Molnar volunteered to assist and Mr. Kropp will provide another training session. An early March sampling round is desired, so steps need to be taken to finalize a date. Once that is set, letters will need to be sent to the residents involved.

ADMINISTRATIVE REPORTS

Bill List for January 24, 2013:

DATE	VENDOR	AMOUNT PAID
December 27, 2012	Russell Reid, Inc	\$488.81

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January 23, 2013	NJ Publishing	\$ 20.54
	Home Depot	\$ 73.70

NOTE: The above invoices were received and paid from the BOH line item and are provided for informational purposes.

Website Review: The Township Committee has requested that all boards and committees review their website information. The Board members were requested to look at what is posted and report back at the next meeting for additions/deletions/changes.

CLOSED SESSION & RESULTS, IF ANY

N/A

CORRESPONDENCE:

The correspondence, as listed on the Agenda, was ordered filed.

DISCUSSION:

None

ADJOURNMENT:

There being no further business before the Board, the meeting was unanimously adjourned at 8:25 p.m. on motion from Fisher.

Respectfully submitted,

Lora Olsen, Secretary

APPROVED: March 28, 2013