

WEST AMWELL TOWNSHIP BOARD OF HEALTH

March 22, 2012

The West Amwell Township Board of Health met on the above date and was called to order at 7:30 p.m. Those present for the Roll Call included Richard Kropp, George Fisher, Zach Rich, and Jim Cally. Other attendees included Erica Busch and Mike & Janice Pearson.

The Oath of Office was administered to Chair Kropp by the Township Clerk/BOH Secretary.

Chair Kropp declared the meeting in compliance with the Open Public Meetings Act. Notice of this meeting was included in the Resolution faxed to the Hunterdon County Democrat and Trenton Times on January 27, 2012, was posted on the bulletin board in the Municipal Building on said date and has remained continuously posted as required under the Statute. A copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

PRESENTATION OF MINUTES

The minutes of the January 25, 2012 Re-organization & Regular meeting were unanimously approved on motion from Rich, seconded by Fisher.

AGENDA REVIEW

Nothing was added.

OPEN TO THE PUBLIC/TOPIC NOT ON THE AGENDA

N/A

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

Dog Licensure & State Regulations – ACO Nate Barson stated that he had read the e-mails received about the change over and proceeded to explained that there are State statutes, the Administrative Code and Township ordinance requirements. Nothing has changed with licensure and rabies requirements but residents are just unaware. The current ordinance provisions concerning violation fees can't be enforced and need to be lowered. He can write under State statutes but the money would go to the State instead of the Township. This was agreeable. Late fees have not been imposed yet due to the need for vaccinations to be valid for at least 10 months of the licensing period. Those who have chosen not to license will be sent a note with enforcement to follow. Mr. Barson also suggested that there be a flat late fee instead of a monthly one. Suggestions for ordinance revisions are to be filed with the Township Clerk.

A brief exchange about the number of registered dogs and potential numbers anticipated ensued with Mr. Barson projecting 800 dogs which should generate enough money to pay his salary and fund the rabies clinic. Another item that needs to be accomplished is a Dog Census. This is something that is required at least every two years. It can be done either by employees or volunteers. Lambertville's count is up 100 over last year and East and Delaware have 1300 dogs. The Board requested that this topic be placed on the Township Committee's next agenda. As for Mr. Barson's interest in doing this, he indicated that he would do follow up and enforcement and suggested that a flat fee and time frame be set for census takers.

The appointment of his LLC, at no charge, to cover for him during vacation time was advanced and well received. Insurance would be through his company for this.

In review, Mr. Barson stated that vaccinating against rabies is the responsibility of the owner. There is nothing in the law that makes municipalities responsible for this aspect. A licensing period is mentioned in the statutes and is defined in the Township ordinance. He re-iterated that the rabies vaccination must be valid for 10 months of the licensing period.

NEW BUSINESS

Waiver Request for Block 11 Lot 24 – Erica Busch, the design engineer, relayed that this was a tight site and that the well location limits septic placement. The waiver requests were then reviewed. A certified letter was sent to Joe Shannon, the only close neighbor, to advise about the toe of the slope. Noted on the plan under disposal #16 is that the grading for the disposal bed will divert away and Ms. Busch will certify that there is no drainage problem. The contractor can't get a gravity flow near the stream and the sewer line goes under the house to reach the tank. In addition, there is a retaining wall in the back with a pool which precludes other movement. There is only five feet available and the septic tank will be same distance as the current one. The reduction requested in number 4 is due to the soil, which is sandy, and with the water would keep caving in. There is also concern over silting up the bottom, safety issues with cave-ins and going into the property line. Permeability is up high but the depth won't be as deep as code. A GA 25 has been applied for as, although there are no wetlands, they may be in a buffer area. As this was filed electronically, and as a colleague received one back within a week, it is hoped that this application will receive similar treatment.

As this is an existing home and the situation would be improved with this installation, the following resolution was presented for consideration:

BOH RESOLUTION #07-2012

WHEREAS, a septic system alteration request has been referred to the Township Board of Heath for Block 11 Lot 24; and

WHEREAS, the proposed design conforms to all aspects of NJAC 7:9A with the following exceptions, of which waivers are requested by the design engineer:

1. The toe of the mound will be on the property line and not the County's policy of 10 feet.

Board approval shall be conditioned upon the engineer:

- a. inspecting the grading and certifying all work was within the property lines.
 - b. certifying and inspecting that the final grading has not led to any off site water runoff problems
2. The proposed septic tank and pump tank are 13 feet from the stream and not the required minimum of 25 feet.
 3. The proposed septic tank is 5 feet from the existing dwelling and not the required minimum of 10 feet.
 4. The proposed disposal bed of excavation depth is shallower than the depth of the testing. Pit bail testing was performed at 97 inches. Bottom of excavation should be at an elevation of 89.12. Per NJAC 7:9A=10.4(c) the depth of the disposal field excavation shall be no less than the depth of the test pit when a pit bail is performed.

WHEREAS, a report from a wetlands expert is required verifying the presence of absence of any wetlands or wetlands buffer area impacting the location of the proposal disposal field is also required; and

WHEREAS, the design shows a mounded system with the use of a pump; and

WHEREAS, this is an alteration of a malfunctioning system with no expansion according to 7:9A-3.3(d) 2, the Board can consider approving the waivers as the proposed alteration is more in conformance with the chapter than the original system; and

WHEREAS, the design engineer has contacted surround property owners concerning this installation

THEREFORE BE IT RESOLVED by the West Amwell Township Board of Health that waiver #1 is hereby approved, with the conditions noted above, and said certifications be submitted to the Board and the County Division of Public Health Services within 30 days of system installation; and

BE IT FURTHER RESOLVED that waivers #2, 3, and 4 above and listed in the County letter of February 23, 2012 be granted

BE IT FURTHER RESOLVED that this resolution be forwarded to the Hunterdon County Division of Public Health Services, the design engineer and the applicant.

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

Annual Registration – This is something that has not been done since 2003 but accordingly to NJAC 8:52, annual registration with the New Jersey Department of Health & Senior Services, Office of Local Public Health is required. The decision was to pass until such time as contacted to do so.

Website – Information for updating the website was presented for review. Comments are to be sent to the Board secretary, who was also requested to send a reminder.

UNFINISHED BUSINESS

Update on Salt Testing – Mr. Kropp presented information about the testing meter mentioned at the last meeting. The purchase may not take place until the budget is adopted, so sampling will be delayed until May. The Board was in agreement that there be a regular sample taken along with the metered one as a check. A form will need to be prepared to enter test results that would be signed and dated. Testing would be every six months for Pearson and Morandi. Others will be held off until the operation of the meter is verified. Mike Pearson relayed that the system was by-passed on February 15th and there's been no noticeable difference.

Results of Waiver Study – A suspected, once waivers have been given, the required documents are not submitted. Applicants need to come to the meetings prepared with items as listed on the waiver request. There have been several calls in response to the letter sent out but nothing received to date. Reminders will be sent.

ADMINISTRATIVE REPORTS

Bill List for March 2012

DATE	VENDOR	AMOUNT PAID
1/25/2012	County of Hunterdon	\$400.00
1/25/2012	Sadat Associates	\$787.50
(These are from 2011 but paid in 2012)		
2/22/2012	James P. Chalupa	\$400.00

NOTE: The above invoices were received and paid from the BOH line item through February, 2012 and are provided for informational purposes.

Soil Test Witness Report for January, February & March 2012

BOARD OF HEALTH
SOIL WITNESSING REPORT
Month of: January 2012

Tests Performed:

<u>Name</u>	<u>Block Lot</u>	<u>Address</u>
None		

Monies Received and Deposited:	\$ 50.00
Fees Refunded:	\$ 0.00

BOARD OF HEALTH
SOIL WITNESSING REPORT
Month of: February 2012

Tests Performed:

<u>Name</u>	<u>Block Lot</u>	<u>Address</u>
Stewart	11/24	46 Mill Road

Monies Received and Deposited:	\$ 800.00
Fees Refunded:	\$ 0.00

BOARD OF HEALTH
SOIL WITNESSING REPORT
Month of: March 2012

Tests Performed:

<u>Name</u>	<u>Block Lot</u>	<u>Address</u>
-------------	------------------	----------------

Smugger	26/22	300 Goat Hill Road
Hartman	41/2	215 Jackson
Wooden	29/16	29 Woodens Lane

Monies Received and Deposited:	\$ 1,400.00
Fees Refunded:	\$ 0.00

The reports were accepted as presented without comment.

CLOSED SESSION & RESULTS, IF ANY

N/A

CORRESPONDENCE

The following items were received from the **Hunterdon County Health Dept.:**

- A letter of introduction from Tadhgh Rainey about recent changes in the delivery system of public health services.
- Sanitary Inspection Reports were received for SHRHS, ESC, West Amwell Elementary. All received satisfactory inspections, with SHRHS and the elementary school getting a gold seal award
- A question and answer sheet on the Mosquito Control Program was received per the requirements of the state Pesticide Control Regulations NJAC Title 7 Chapter 30.
- LINCS Public Health Advisories on various topics: NJ Animal Rabies Cases Summarized by County & Species 2011; Recommendations for Diagnosis & Control of Pertussis; 2012 Recommended Immunization Schedules & Updated Vaccine Information Statements; Salmonellosis Associated with Pet Turtle Exposures; Potential Measles Exposure at Super Bowl Village on Feb 3rd; Increase in Norovirus Infections Reported in NJ

Monthly Dog License Reports for January & February 2012 were received from Dog Registrar Haberle. One hundred forty-nine dogs were licensed in January and 183 were licensed in February.

DISCUSSION

N/A

ADJOURNMENT

There being no further business before the Board, the meeting was unanimously adjourned at 8:35 p.m. on motion from Fisher, second by Rich.

Respectfully submitted,

Lora Olsen, Secretary