

## **WEST AMWELL TOWNSHIP BOARD OF HEALTH**

**May 24, 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 Ken Hart, George Fisher, Zach Rich, Wendy Williams, and Jim Cally. Other attendees included Lora Olsen, Alex Mikos, Ms. Wooden, Kurt Hoffman, Craig Patterson and Mike & Janice Pearson.

The Oath of Office was administered to Vice Chair Hart by the Township Clerk/BOH Secretary, Lora Olsen.

Vice Chair Hart 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.

Ms. Williams and Mr. Cally are full voting members this evening.

### **PRESENTATION OF MINUTES**

The minutes of the March 22, 2012 Regular meeting were approved on motion by Fisher, seconded by Rich. Roll Call: Cally-aye, Williams-abstain, Rich-aye, Fisher-aye, Hart-abstain.

### **AGENDA REVIEW**

Nothing added.

### **OPEN TO THE PUBLIC/TOPIC NOT ON THE AGENDA**

N/A

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

N/A

### **NEW BUSINESS:**

Waiver Request for Block 29 Lot 16 (reserve) – Alex Mikos of GoldenbaumBaill relayed that the property was subdivided in 2004 with a passing perc test. A recent attempt to find a reserve area were unsuccessful due to the high water table and rock. Twenty logs were excavated and, although some water was found, there was not enough to conduct a pit bail test or basin flood. The waiver request is based on the owner's desire for a build-able lot on this vacant land; that the subdivision was perfected prior to the reserve ordinance; that a primary site exists; and, that the Board's requirement that an attempt be made to find a reserve area has been met.

### **BOH RESOLUTION #08-2012**

WHEREAS soil testing was performed on Block 29 Lot 16 for 2003/2004 subdivision; and

WHEREAS no design was submitted for approval to the HC Health Department at that time; and

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

WHEREAS the owner of lot 16 scheduled a soil test witnessing event for a reserve septic area on March 28, 2012 and approximately 18 test holes throughout the site yielded no acceptable results according to a letter submitted by the project engineer dated May 8, 2012; and

WHEREAS the Board of Health considered this request at their meeting of May 24, 2012; and

THEREFORE BE IT RESOLVED that a waiver for the establishment of a reserve area is hereby granted for Block 29 Lot 16.

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

Waiver Request for Block 26 Lot 22 – Craig Patterson described the situation, noting that a waiver is needed due to mottling at 12 inches. This is an alteration to an existing system; there will be a 5 foot mound and pump system; and, the toe of the slope will be well within the property lines of this 4 acre parcel.

BOH RESOLUTION #09-2012

WHEREAS, a septic system alteration request has been referred to the Township Board of Health for Block 26 Lot 22; and

WHEREAS, a waiver is requested for the following:

1. The highest regional water table is at 18 inches which is greater than the maximum allowed by code of 24 inches from grade. The design will still have a minimum of 48 inches of separate from the regional water table and the proposed level of infiltration.

WHEREAS, the design shows a mounded pressure dose installation; and

WHEREAS, this is an alteration to a malfunctioning system with no expansion, the Board can consider approving the waiver request under 7:9A-3.3(d)2 as the proposed alteration is closer to being in conformance with this chapter than the original components prior to the alteration

THEREFORE BE IT RESOLVED by the West Amwell Township Board of Health that the waiver requested in 1 above and listed in the County's letter of May 9, 2012 be granted

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

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

Waiver Request for Block 12 Lot 47 – Kurt Hoffman noted the special situation with this lot is that there is an existing structure, but no septic or well. A primary and reserve area has been delineated; however, there is a high water table issue. Other than the latter point, the lot is in

conformance. The septic will be a gravity system and designed for a 4 bedroom home. No  
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waiver is requested, just an acknowledgement by the Board, as a Treatment Works Application (TWA) has to be authorized by the administrative authority prior to submission to the DEP.

BOH RESOLUTION #10-2012

WHEREAS, septic plans for proposed for a 4 bedroom dwelling on Block 12 Lot 47 have been reviewed by the Hunterdon County Division of Public Health; and

WHEREAS, soil logs and permeability tests were completed on September 21, 2010 which showed the highest regional water table at 12 inches in all soil logs which is the greater than the maximum allowed by code of 24 inches; and

WHEREAS, the proposed design will not be in full conformance with 7:9A and is new construction, the application will need to be submitted to DEP for the issuance of a Treatment Works Approval Permit; and

WHEREAS, the Board hereby acknowledges the conditions as stated in paragraphs two and three of this resolution; and

WHEREAS, the Board hereby acknowledges and accepts the proposed design

THEREFORE BE IT RESOLVED that the West Amwell Township Board of Health that a copy of this resolution be forwarded to the Hunterdon County Health Department, the engineer of record and the applicant.

The Resolution was unanimously approved on motion by Fisher, seconded by Williams

Refund Resolution – Block 29 Lot 16

BOH RESOLUTION #11-2012

WHEREAS at the May 2003 meeting of the BOH, a policy was made regarding the refund of STW fees, and

WHEREAS the policy stated that

1. the second day had to be cancelled by the end of the first day of testing with a call to the secretary
2. an administration fee of \$35.00 would be deducted from the refund OR
3. credit would be given for another testing date scheduled within 30 days on same Block and Lot, and

WHEREAS at the December 2003 meeting this policy was further amended to apply the administrative fee to all subsequent days cancelled in line with the May guidelines, and

WHEREAS the following applicants meet the above qualifications for second and/or subsequent-day refund minus the administration fee

BLOCK/LOT	NAME	AMOUNT
29/16	Walter Wooden, Est	\$315.00

THEREFORE BE IT RESOLVED by the West Amwell Township Board of Health that the aforementioned applicant(s) receive a second and/or subsequent day refund in the amount stated above.

The Resolution was unanimously approved on motion by Williams, seconded by Fisher

New Fertilizer Law and Enforcement Responsibility – This new law places enforcement responsibility on ‘municipalities, counties, local soil conservation districts and the local health departments.’ A brief discussion ensued over the Township’s ability to regulate this and that it’s a State overreach. No action taken.

### **UNFINISHED BUSINESS**

Update on Salt Testing – Mike Pearson stated that the last water test was conducted in November. He was advised that once the budget is passed, the meter will be ordered as the Township is currently operating on a temporary budget. After the meter has been obtained, a regular water test will be ordered. Both methods will be employed simultaneously to calibrate results. Mr. Pearson also inquired about responsibility for the purchase of filters. He will check prices and submit the information to the office.

### **ADMINISTRATIVE REPORTS:**

#### Bill List for February March, April & May 2012

DATE	VENDOR	AMOUNT PAID
March 28, 2012	Enviro-Process Systems	\$ 2,880.00
	Russell Reid	\$ 4,277.82
	Mt. Holly MUA	\$ 516.94
	Kel Tren Water Care	\$ 240.00
	Sadat Associates	\$ 437.50
	James P. Chalupa	\$ 400.00
April 25, 2012	Mt. Holly MUA	\$ 28.76
	Russell Reid	\$1,166.61
	Kel-Tren Water Care	\$ 299.00
	James P. Chalupa	\$1,000.00
May 23, 2012	Russell Reid	\$ 779.26
	Enviro-Process Systems	\$1,450.80
	Mt. Holly MUA	\$ 38.85
	Sadat	\$ 218.75

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

#### Soil Test Witness Report for April & May 2012

BOARD OF HEALTH  
SOIL WITNESSING REPORT  
Month of: April 2012

Tests Performed:

<u>Name</u>	<u>Block Lot</u>	<u>Address</u>
Trickel/Panzarella	12/9.01	181 Rocktown-Lamb. Road

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

BOARD OF HEALTH  
SOIL WITNESSING REPORT  
Month of: May 2012

Tests Performed:

<u>Name</u>	<u>Block Lot</u>	<u>Address</u>
DeBlasio	12/47	201 Mt. Airy-Harb. Road

Monies Received and Deposited: \$ 50.00  
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 kennel Inspection Report for Pierson Creek noted that the facility is very clean.
- LINCS Public Health Advisories on various topics: Respiratory Virus Surveillance Reports for April 7 through May 16, 2012 showing the area Influenza activity levels; a Lyme disease surge is predicted for the entire Northeastern U.S.; a Radiological awareness and response training workshop is scheduled for May 30-31; the death rates from Unintentional Injury among children dropped in 2009; cases of fungal Endophthalmitis in seven states following the use of two different products from Franck's Compounding Pharmacy is under investigation; a bacteria found in Other-Sonic Generic Ultrasound Transmission Gel poses infection risk as it is not sterile; the CDC has restated their guidelines for medications labeled 'single dose' or 'single use' to be used for only one patient; food and pet food recalls have been issued for one recipe of Wellness dry dog food due to the presence of Samonella and 6 ounce packages of FunFresh FoodsT; a voluntary recall of certain dry pet food formulas manufactured by Diamond Pet Foods has been instituted; Pentacel & Daptacel vaccines are expected to be in short supply and guidance for vaccinating children has been issued by the CDC; an amendment to disease reporting regulations to include specified zoonotic diseases in domestic companion animals is in effect; compliance with the three main requirements outlined in the National Childhood Vaccine Injury Act were delineated for health care providers.

- Sanitary Inspection Reports were received for West Amwell Fire Co. and Buddies. Both received satisfactory inspections
- Norovirus Information Sheets were received outlining the various symptoms of this highly contagious illness.
- Several cases of Pertussis (whooping cough) have occurred in the County; instructions issued.
- Pre-opening Recreational Bathing Facilities inspections have been scheduled.
- Avian surveillance is underway with birds currently being accepted for West Nile Virus testing.

**Monthly Dog License Reports** for March & April 2012 were received from Dog Registrar Haberle. Thirty two dogs were licensed in March with 7 licensed in April.

**NJDEP re: Phase Two of the New Fertilizer Law** was discussed earlier in the evening.

**DISCUSSION:**

Wendy Williams questioned the status of a revised licensing ordinance and noted her disagreement with the ACO's position found in the minutes. She was advised of the recently adopted ordinance amending portions of the existing code available on the website.

**ADJOURNMENT:**

There being no further business before the Board, the meeting was unanimously adjourned at 8:27 p.m. on motion from Rich.

Respectfully submitted,

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Lora Olsen, Secretary

APPROVED: October 25, 2012