

**HARDING TOWNSHIP
BOARD OF HEALTH
Thursday, June 20, 2019**

Regular Meeting Minutes

Mrs. McKittrick, Vice Chair, called the special meeting of the Harding Township Board of Health to order on June 20, 2019, at 8:30 a.m., and announced that adequate notice of this meeting was sent to the Daily Record and Observer Tribune on June 10, 2019 and published in the Observer Tribune on June 13, 2019, posted on the Bulletin Board in the Township Hall at 21 Blue Mill Road in Harding, New Jersey, posted on the website and filed with the Municipal Clerk. This meeting was called in accordance with the Open Public Meetings Act.

ROLL CALL: Secretary Sharp called the following Board of Health members in attendance.

BOH Attendance: Mr. Boyan, Dr. Lacz, and Mrs. McKittrick

Absent: Mrs. DiTosto, Dr. Kao, Mr. Platt, Dr. Cervone, and Mr. Purcell, Esq.

Health Department Attendance: Mrs. Lisa Sharp and Mr. George Byrnes

County of Morris Attendance: Miss Jacqueline Bourdony, SREHS and Miss Casey Brady,
REHS

Members of the Public: 2

BOH WAIVER REQUEST – CPNJ, 1050 MT. KEMBLE AVENUE:

Secretary Sharp placed Mr. Frank D’Antonio from Novelville LLC on the phone at 8:35 a.m. to discuss the two waivers for 1050 Mt. Kemble Avenue.

Mr. Frank D’Antonio informed the Board of Health that the two waivers being asked of the Board of Health are the following:

1. A waiver is required from Section 422-26 of the Township of Harding BOH Ordinance #02-2015 for a setback distance of eleven (11) feet between the proposed disposal field and the front property line/right-of-way where a minimum distance of twenty-five (25) feet is required. The standards for individual subsurface sewage disposal systems at N.J.A.C. 7:9A requires a minimum setback distance of ten (10) feet.
2. A waiver is required from Section 422-2B of the Township of Harding BOH Ordinance #02-2015 for no proposed reserve expansion/replacement disposal area where an area equivalent to 100 percent of the disposal area shall be reserved for future expansion or replacement of the disposal system. The standards for individual subsurface sewage disposal systems at N.J.A.C. 7:9A does not require a reserve field area.

A discussion ensued regarding the above waivers.

Mrs. McKittrick asked for a motion to accept the request for waiver number one. Upon a motion made by Mr. Boyan, seconded by Dr. Lacz, and with a vote of all ayes, none opposed, the waiver request for a setback distance of 11 feet between the proposed disposal field and the front property line/right-of-way was accepted.

A questions was asked by a member of the Board of Health as to who would be responsible for the septic if ownership of the property reverted back to the Township. A discussion ensued. It was recommended that this question be sent to the Township Attorney for a response.

Mrs. McKittrick asked for a motion to accept waiver request number two. Upon a motion made by Dr. Lacz, seconded by Mrs. McKittrick, and with a vote of all ayes, none opposed, waiver number two was accepted. Mrs. Sharp informed the Board of Health that she will contact Mr. Roselli, Township Attorney regarding the question who would be responsible for the septic system if ownership of the property reverted back to the Township. The response will be sent to the Board as soon as the Township Attorney responds.

The Township Attorney’s response to the Board’s question is as follows:

“CPNJ should be treated no differently than any other property owner in Harding Township. The property owner would be responsible for the septic system so CPNJ would be responsible for any repairs. Any successor in interest in the property, i.e. any party that would purchase the property from CPNJ would be responsible for any repairs to the system. If the Township were ever to become the owner of the property – it will most likely always be a group home of some sort. If the Township were to become the property owner again, it would most likely have the house operated as a group home and they could require the home operator to be responsible for any type of repairs. If for some reason the Township becomes the owner and no longer wanted to have a group home or have any type of home on the property, they could always abandon the system. The Township is the Municipality and has the flexibility to address those issues as they come up.”

OTHER MATTERS THAT MAY COME BEFORE THE BOARD AND HEARING PERSONS PRESENT:

Mrs. Wentz, owner of 6 Village Road and her Contractor asked the Board for an extension of their existing septic permit. The contractor explained that the rain has delayed the installation along with the removal of dirt. A discussion ensued. Upon a motion to grant a two week extension for Mrs. Wentz’s septic permit made by Mr. Boyan, seconded by Dr. Lacz, and with a vote of all ayes, none opposed, the two week extension was granted. The Board asked Mr. Byrnes and Miss Brady to ensure the applicant meets their two week extension.

ANNOUNCEMENTS/ADJOURNMENT:

Seeing no further business, a motion to adjourn was duly made by Dr. Lacz and seconded by Mr. Boyan. The meeting adjourned at 9:10 a.m.

Respectfully submitted,



Lisa A. Sharp
Secretary, Board of Health