

**HARDING TOWNSHIP
BOARD OF HEALTH
Thursday, August 8, 2019**

Regular Meeting Minutes

Dr. Cervone, Chairman, called the regular meeting of the Harding Township Board of Health to order on August 8, 2019, at 7:30 p.m., and announced the meeting was called in accordance with the laws of the State of New Jersey.

ROLL CALL:

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

BOH Attendance: Mr. Boyan, Mrs. DiTosto, Dr. Lacz, Dr. Cervone

Absent: Dr. Kao, Mrs. McKittrick, and Mr. Platt

BOH Attorney: Mr. Ed 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: 4

BOH WAIVER REQUEST -- 36 PRIMROSE TRAIL, STRELEC, BLOCK 36, LOT 11:

Mr. John Ferrante of E2 Project Management LLC (aka E2PM) and Mr. Mark Patalive, Engineer, E2PM, are here this evening to request waivers from the Board of Health. The property currently is a two bedroom dwelling built in the 1930's which is abandoned. The applicant would like to build a three bedroom dwelling. The lot is a narrow lot that is 75 feet wide by 150 feet deep. To meet the 25 foot setbacks to disposal field from side yard and rear yard, waivers are required from the Board of Health.

In addition to the waivers, the applicant will then apply to the NJDEP for waivers from the 50 feet distances between adjacent septic fields. Mr. Ferrante provided renderings and a brief introduction of the project to the Board. They are proposing a 1,000 gallon septic tank followed by an advance treatment disposal field. A discussion ensued regarding adjacent Lots 10 and 12 and the position and size of the applicant's septic. Mr. Purcell, BOH Attorney, stated that due to the limitations and the narrowness of the property, the waivers would be necessary for the applicant to proceed. Mr. Ferrante responded yes.

Dr. Cervone mentioned that Lot 10 is the most impacted. Mr. Ferrante responded that is correct. Mrs. DiTosto asked why the septic bed could not be located in a different spot instead of keeping it in the center. Mr. Ferrante responded, to keep the septic bed away from the treatment tanks, but it could be done. Dr. Lacz asked could the system be turned long ways. Mr. Ferrante explained that turning it would decrease the size of the new dwelling. Dr. Lacz asked what would be the distance if you turned it between the disposal bed and the house. Mr. Ferrante reported the turned bed would be 37 feet and the bed to the house would have 25 feet. The main reason for not turning the bed is due to the topography of the property, a retaining wall would be required and then the bed would most likely need to be raised. Dr. Cervone mentioned by turning the bed you would have less of an impact on Lot 10. Mr. Byrnes mentioned waivers would still be required for both. Mrs. DiTosto asked what would happen if you switched the reserve and

flipped it. A waiver would be required. Mr. Allyn, resident, mentioned that in the past due to constraints with the lots at the Lake, often times it is the reserve area that is in fact an issue. You can choose to give up the reserve area and opt to use the reserve space. Dr. Cervone agreed with Mr. Allyn. Mr. Patalive explained without the reserve, it can be more boxed. Mrs. DiTosto mentioned then it would be more squared than rectangle. Mr. Byrnes mentioned that the applicant would be required to have a deed restriction. A question was asked if you squared it would you get 25 feet to each lot line. Mr. Ferrante responded by squaring the bed, it would be 20 ft. by 20 ft. which would meet the 25 foot setback. Mr. Patalive mentioned that the applicant would still require the waiver for the back to the rear and the DEP setbacks for the 50 feet from the neighbors. Mr. Byrnes mentioned that the waivers that would be required are as follows:

1. A waiver for the rear yard setback, and
2. A waiver for not having a reserve area

Dr. Cervone asked if there were any further questions or comments. With no further questions, a motion was made by Mrs. DiTosto, seconded by Dr. Lacz, to approve the two waivers for 36 Primrose Trail. Upon a vote of all ayes, none opposed, the two waivers requested were approved.

BOH RESOLUTION #05-2019 – AUTHORIZING THE BOH CHAIRMAN TO EXECUTE CERTAIN DOCUMENTS:

Mr. Purcell, BOH Attorney, mentioned this resolution is a housekeeping resolution. Mr. Purcell was contacted by an attorney to have a member of the BOH execute a deed restriction regarding a waiver that was granted. In speaking with Mrs. Sharp and Mr. Byrnes, there currently is no omnibus approval for the Chairman to execute certain documents like a deed restriction. A discussion ensued. Dr. Cervone asked for a motion to approve BOH Resolution #05-2019. Upon a motion made by Mrs. DiTosto, seconded by Dr. Lacz, and with a roll call vote of all ayes, none opposed, BOH Resolution #05-2019 was approved. A copy of the Resolution is appended to these minutes.

MINUTES OF JUNE 13, 2019:

Dr. Cervone asked if there were any questions with regard to the June 13, 2019 minutes. Upon a motion made by Dr. Lacz, seconded by Mrs. DiTosto, and with a vote of all ayes, none opposed, the minutes for the June 13, 2019 meeting were accepted.

MINUTES OF JUNE 20, 2019:

Due to several Board members were not at the June 20, 2019 meeting, the minutes were tabled till the next Board of Health meeting.

MONTHLY REPORT FOR JUNE/JULY 2019:

Dr. Cervone asked if there were any questions regarding the monthly Health Department report for June/July 2019.

Mr. Byrnes provided the Board with the following updates:

- * CPNJ will be moving the location of the septic bed and well. Due to the change, CPNJ will require to come before the Board.

- * Mr. Byrnes conducted temporary one day event inspections for the vendors at Wightman's Farm for Father's Day weekend and the Great Swamp Music Festival. All vendors received satisfactory ratings.
- * Mr. Byrnes informed the Board that LaDiDa Café will be closing August 1, 2019, and Country Fox Café is getting ready to open sometime in August.
- * The Certificate of Compliance was issued for 36 Ravenswood. This permit had been opened since 2014.
- * The Certificate of Compliance was issued for 5 Thanksgiving. This permit had been opened since 2016.

Upon a motion made by Mrs. DiTosto seconded by Dr. Lacz, and with votes of all ayes, none opposed the monthly Health Department reports for June and July 2019 were accepted.

COUNTY OF MORRIS MONTHLY REPORT OF ACTIVITIES FOR THE TOWNSHIP OF HARDING – JUNE/JULY 2019:

Dr. Cervone asked if there were any comments or questions with regard to the Morris County Monthly June/July 2019 Report. An update on the following applications was provided.

- Mr. Boyan asked about 6 Village Road. Miss Brady explained that the septic has been substantially completed, with the only item remaining is the electric.
- Mrs. Sharp informed the Board that the Police Blood work Clinic is scheduled for August 13th. The lab was changed due to several concerns in prior years. The new lab for this year is Quest. Dr. Cervone mentioned that he could forward Lab work recommendations for future clinics.
- Mrs. Sharp informed the Board that due to the shortage of flu vaccine, we have been asked for back-up dates. These dates will possibly move the two flu clinics to later in October.

Upon a motion made by Mrs. DiTosto, seconded by Mr. Boyan, and with votes of all ayes, none opposed the monthly reports for June/July 2019 for Morris County were accepted.

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

Dr. Cervone informed the Board that Mr. Platt has asked for the discussion on fees be tabled to a future Board of Health meeting. The Board asked that the discussion on fees be placed on the October 10, 2019 meeting agenda.

Ethics Review – Ed Purcell, BOH Attorney, provided a brief update to all Board members informing them that they are Officers of Harding Township and are governed by the local government ethics law. Mr. Purcell presented each Board member with a copy of the ethics law and explained if you are affiliated with non-profits, leadership positions, etc., ensure you do not have a direct personal conflict.

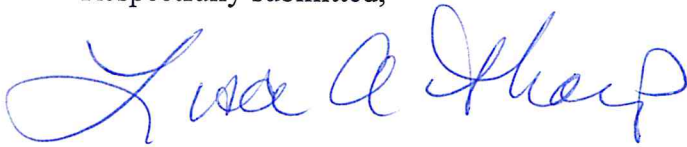
Health Department 2020 Expense Budget – Mrs. Sharp explained that all Departments have been asked to prepare their 2020 budgets by September 7, 2019. A copy of the Health Department's expense budget is included in your meeting packets. Upon a brief discussion, a motion was made to approve the Health Department's 2020 Expense Budget by Dr. Lacz, seconded by Mr. Boyan, and with a roll call vote of all ayes, none opposed, the 2020 Expense Budget for the Health Department was approved.

ANNOUNCEMENTS/ADJOURNMENT:

Mr. Chris Allyn, resident, mentioned that there is a rodent problem at the Lake. Mr. Allyn asked Mr. Byrnes if he could conduct a site visit. Mr. Byrnes will conduct a site visit.

Seeing no further business, a motion to adjourn was duly made by Mrs. DiTosto, seconded by Dr. Lacz, and with a vote of all ayes, the meeting was adjourned at 8:15 p.m.

Respectfully submitted,

A handwritten signature in blue ink, reading "Lisa A. Sharp". The signature is fluid and cursive, with the first name "Lisa" being the most prominent part.

Lisa A. Sharp
Secretary, Board of Health