

**HARDING TOWNSHIP  
BOARD OF HEALTH  
TUESDAY, DECEMBER 9, 2021  
IN-PERSON  
Regular Meeting Minutes**

Dr. Cervone, Chair called the In-Person meeting of the Harding Township Board of Health to order on December 9, 2021 at 7:32 p.m. and announced the meeting was called in accordance with the laws of the State of New Jersey. Dr. Cervone asked the Secretary to call the roll.

**ROLL CALL:**

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

**BOH Attendance:** Dr. Kao, Dr. Lacz, Mrs. McKittrick, Mr. Platt (via Telephone) and Dr. Cervone

**Absent:** Mr. Boyan and Mrs. DiTosto

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

**County of Morris Attendance:** Miss Jessica Feer, REHS and Shelby Meyers, REHS

**BOH Counsel:** Mr. Joseph Sordillo, Esq.

**Public:** 2

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**BOH WAIVER REQUEST – Mr. & Mrs. Witwer, 4 Lake trail West, Block 41, Lot 2**

Mr. Joseph Sordillo, BOH Attorney conducted the swearing in of the Engineer, Mr. Steve Parker. Mr. Parker of Parker Engineering is the applicants Engineer. This property is located at 4 Lake Trail West and the situation was triggered by a home sale. The septic system is not working properly, therefore, permeability testing was conducted. The property backs up to the Lake and the only available area is the parking lot of the property. There is a steep slope in the front, right near Lake Trail West with the driveway being cut right into the property. There is a very small area for the placement of the septic field and septic tank which is right in front of the house. The proposed system includes the use of an Advanced Treatment system which allows the requirement of the field to be reduced. We are here this evening to request waivers from the Board of Health.

1. The distance of a disposal field to the property line; 25 feet is required from the Harding Township Code and 10 feet is required by the State Health Code. The proposed distance is 9 feet away from the property line.
2. The new disposal field will be 41 feet away from the disposal field on the adjoining property where 50 feet is required. The requirements cannot be met.

The septic field cannot be moved closer to the driveway due to the grade drop in elevation does not permit this and in the front yard the drop is very steep. This is the only spot to place this advanced system.

Dr. Cervone asked Mr. Byrnes if he had any comments. Mr. Byrnes commented as Mr. Parker has stated there is no other place to locate the system. The system will not be expanded, it will be the same size. Mrs. McKittrick commented it looks as the field is at a bit of an angle. Is the distance to the property line that is closest to the road at 9 feet and the back is around 10 or 11 feet. Mr. Parker commented that is correct. The driveway is at a bit of an angle as well. Even though an advanced treatment unit is being

provided, the system is still raised and mounted above grade. In order to maintain the mound without it extending into the driveway, the system has to be placed on a bit of an angle. The driveway has a four foot high wall. Mrs. McKittrick commented the front of the property would be graded vertically, with a terrace, will that be a regular elevated septic mound, its a very steep drop in the front. Mr. Parker commented, yes it is. This is a very difficult site.

Dr. Cervone discussed this with Mr. Sordillo before the meeting, normally the Board of Health cannot grant variances beyond the limits of the State, except in this situation where there is a failing system. Mr. Sordillo, BOH Attorney commented it is two waivers from the State Code and Harding Code. A further discussion ensued.

Dr. Cervone asked for a motion to grant two waivers as requested. A motion was made by Dr. Kao, seconded by Mrs. McKittrick, and with a roll call vote of all ayes, none opposed, the Board of Health granted both waivers as requested. The Board thanked Mr. Parker for attending.

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### **MINUTES OF NOVEMBER 9, 2021:**

Dr. Cervone, Chair asked if there were any questions with regard to the November 9, 2021 minutes. Dr. Cervone reported a revision with regard to Corona Virus section. Mrs. Sharp will amend the minutes to reflect the correct verbiage. With no further comments, a motion was made by Dr. Lacz, seconded by Mrs. McKittrick to accept the amended minutes for November 9, 2021. A roll call vote of all ayes, Mr. Platt and Dr. Kao abstained, and with no objections, the amended November 9, 2021 minutes were accepted.

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### **MONTHLY REPORT FOR NOVEMBER 2021:**

Dr. Cervone asked if there were any questions regarding the monthly Health Department report for November 2021. Mrs. Sharp provided an update a dog bite incident from the beginning of the year. The prosecutor has informed the health department that an insurance certificate is require when licensing the dog in question. Mrs. Sharp has received a copy of the insurance rider for 2021.

With no further comments, Dr. Cervone asked for a motion to accept the November 2021 monthly Health Department report. Upon a motion made by Mrs. McKittrick, seconded by Dr. Kao, and with a vote of all ayes, none opposed, the monthly Health Department report for November was accepted.

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### **COUNTY OF MORRIS MONTHLY REPORT OF ACTIVITIES FOR THE TOWNSHIP OF HARDING – NOVEMBER 2021:**

Dr. Cervone asked if there were any comments or questions with regard to the Morris County Monthly Report for November 2021.

Miss Freer introduced Shelby Meyers as the new Registered Environmental Health Specialist for Harding. Miss Meyers comes from Fort Lee. Miss Freer also introduced Taylor as the new Health Educator. This is their first Board of Health meeting. Miss Freer will continue to assist Miss Meyers on projects for Harding. Dr. Cervone and the Board of Health members welcomed Shelby and Taylor. A brief discussion regarding the COVID booster immunization ensued.

With no further comments, a motion was made to accept the November 2021 Monthly County of Morris report by Dr. Lacz and seconded by Dr. Kao, and with a vote of all ayes, none opposed the monthly Morris County report for November 2021 was accepted.

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**OTHER MATTERS AND HEARING PERSONS PRESENT:**

With no other matters or hearing persons present, Dr. Cervone asked for a motion to adjourn.

Upon a motion made by Dr. Kao, seconded by Dr. Lacz, and with a vote of all ayes, none opposed, the meeting adjourned at 7:57 pm.

Respectfully submitted,



Lisa A. Sharp  
Secretary, Board of Health