

**HARDING TOWNSHIP
BOARD OF HEALTH
THURSDAY, OCTOBER 14, 2021
IN-PERSON
Regular Meeting Minutes**

Dr. Cervone, Chair called the In-Person meeting of the Harding Township Board of Health to order on October 14, 2021 at 7:30 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: Mr. Boyan, Mrs. DiTosto, Dr. Kao, Dr. Lacz, Mrs. McKittrick, Mr. Platt, and Dr. Cervone

Absent: None

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

County of Morris Attendance: Miss Jessica Feer, REHS

BOH Counsel: Mr. Joseph Sordillo, Esq.

Public: Two

MINUTES OF SEPTEMBER 9, 2021:

Dr. Cervone, Chair asked if there were any questions with regard to the September 9, 2021 minutes. Mrs. DiTosto asked that the minutes reflect that she was asking questions not commenting under the COVID-19 portion of the minutes. Mrs. Sharp will amend the minutes. Upon a motion made by Dr. Lacz, seconded by Mrs. DiTosto, Dr. Cervone abstained, and with votes of all ayes, none opposed, the amended minutes for the September 9, 2021 meeting were accepted.

MONTHLY REPORT FOR SEPTEMBER 2021:

Dr. Cervone asked if there were any questions regarding the monthly Health Department report for September 2021.

Mr. Byrnes reported on the following:

- The Health Department is busy with Septic Alterations and Septic Repairs.
- Mr. Byrnes explained that he and Miss Freer attended a webinar on the new Cottage Food (home baker) regulations. Miss Freer and Mr. Byrnes explained the new rules which became effective on October 4, 2021. Historically, New Jersey prohibited the sale of home baked goods. A question was asked regarding if a license is required. Miss Freer commented that a home baker will need to apply for a license besides the permit from the NJ Department of Health. The license is \$100 for two years and the home baker can sell \$50,000 worth of product in one year. A municipality will not be receiving, reviewing, or approving these application.

Mr. Platt commented on the Health Department septic ordinance that was amended several years ago and asked if the amendment has made it easier for engineers and residents. Mr. Byrnes commented that the Board of Health does not see as many waivers as it previously has as engineers are using the advanced treatment systems.

Mr. Allyn, resident – commented that in May of this year he attended the Board of Health meeting to discuss the septic pump outs and the company's that conduct the pump outs. Mr. Allyn commented he thought that since a letter went out to the septic pumpers that an increase in pump outs by other companies would be noticeable but this is not the case. Mrs. Sharp explained that not all companies send the Health Department copies of the septic pump out permits or the companies will send them once a quarter or once a year. A discussion ensued.

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

COUNTY OF MORRIS MONTHLY REPORT OF ACTIVITIES FOR THE TOWNSHIP OF HARDING – SEPTEMBER 2021:

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

Dr. Lacz asked how the Influenza Clinic went. Mrs. Sharp explained that there were 55 people who attended the clinic with 8 of them being employees and police.

With no further comments, a motion was made to accept the September 2021 Monthly County of Morris report by Mr. Platt and seconded by Mrs. DiTosto, and with a vote of all ayes, none opposed the monthly Morris County report for September 2021 was accepted.

FORMAL REQUEST FOR EXTENSION OF SEPTIC PERMIT – PITNEY, Block 48, Lot 8.01, 34 Hunter Drive – Second Septic Permit Request (November 27, 2022)

Mr. Byrnes explained that the applicant is constructing a single family home and is requesting approval for their second extension of their septic permit which would go to November 27, 2022. Mr. Sordillo, BOH Attorney, commented that the applicant has sent a letter to the Board of Health requesting that the extension go till November 27, 2023.

Mr. Sordillo, explained that based on the terminology of the Board of Health's Ordinance (Section 422-22(c)), the Board of Health does not have discretion to grant an extension beyond the two 1-year extensions. If the Board of Health wanted to grant any larger extensions, it would require the adoption of an amendment to the Ordinance. Upon the expiration of these extensions, then the approval expires and the applicant would file for a new septic application.

Mr. Ben Alexander, resident, commented he is attending tonight's meeting for Mr. Pitney who could not be here this evening and explained that the applicant is building a single family home and due to

the impacts of the pandemic on the construction of single family homes, he was requesting an extension till 2023. A discussion ensued regarding the extension and waiving of Board of Health fees. Mr. Sordillo explained that the Board would need to amend their Ordinance.

Dr. Cervone asked for a motion to approve the second septic permit extension good till November 27, 2022. Upon a motion made by Mrs. DiTosto, seconded by Dr. Lacz, and with a vote of all ayes, none opposed, the second permit extension was approved. Mr. Byrnes will notify Mr. Pitney.

OTHER MATTERS AND HEARING PERSONS PRESENT:

Fox & Coyote Discussion

Mr. Platt explained that the Township Fox & Coyote Ordinance will expire on December 31, 2021 and provided an update of the Environmental Commission's meeting where Mr. Amiel Davito was a speaker. A discussion ensued. The Board of Health reaffirmed their position on the Ordinance that was discussed at the September 9, 2021 meeting. Let the record show that Mrs. DiTosto abstained as she is a Township Committee member. A question was asked if it is a public health emergency and a communicable disease, why is the ordinance not under the Board of Health. Mr. Sordillo will look into this for the Board.

With no further comments, Dr. Cervone asked for a motion to adjourn. Upon a motion made by Mrs. McKittrick, seconded by Dr. Lacz, and with a vote of all ayes, none opposed, the meeting adjourned at 8:25 pm.

Respectfully submitted,



Lisa A. Sharp
Secretary, Board of Health