

**BOARD OF HEALTH  
MINUTES OF MARCH 11, 2015**

The Tewksbury Township Board of Health met in regular session at 7:30 P.M. on the above date, in the Police Administration Building, 169 Old Turnpike Road. Chairwoman Janet Masterton presided.

Other members present were, Anthony Formica, Jennifer Kraft, Anna Maria Miele and alternate Anthony Miele.

Shirley Czajkowski was excused.

Melissa Burruezo arrived at 7:50 PM.

Bob Vaccarella of the Hunterdon County Division of Public Health was also present.

**1. Open Public Meetings Statement**

The Open Public Meetings Statement was read by Ms. Masterton.

**2. Flag Salute**

Those present stood and pledged allegiance to the American flag.

**3. Public Participation**

There were no comments from the public.

**4. Action to be Taken**

James Madsen, from Apgar Associates was present to request three waivers for the property located on 10 and 12 Wildwood Road (Block 38, Lot 2 & 35) related to the alteration of the septic system. Mr. Madsen explained that the system will service an existing 3 bedroom dwelling and a 1 bedroom apartment which amounts to 850 gpd of sewage.

The Department of Public Health letter dated 02-23-15 is attached to these minutes.

It was noted that the system is planned for being situated within 50' of an on-site pond. The applicant must apply for and receive a GP 25 from the NJDEP prior to construction.

Regarding point 4 of the attached letter, Mr. Madsen stated that the two properties are in the process of being merged as they are owned by the same individual. This action has been sent to Hunterdon County for approval. Ms. Brassard will confirm that municipal action is not required.

Regarding point 3 of the attached letter, Mr. Madsen explained that the soil logs were not located on opposite ends of the disposal bed because of various land constraints ranging from established stone walls, elevation, location of well to length of the system.

Mr. Vaccarella noted that the property is a "tough lot" due to physical constraints related to distance requirements, but permeability was acceptable.

It was noted that the proposed system will be a pump mound system and will have 12 feet of fill material.

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Further explanation was given by Mr. Madsen and Mr. Vaccarella regarding point 5 of the attached letter related to the soil condition determined by testing. It was noted that a hanging water table exists in two soil logs at which seepage (mottling) occurred at a depth of 51". Mr. Madsen noted that this will be compensated by mounding of the system.

Dr. Burruezo arrived at 7:50 PM.

In response to a question from Mr. Formica, it was explained that twisting the reserve area would make it closer to the wetlands and would entail removing trees.

Ms. Masterton made a motion to approve the following waivers for the property located on 10 and 12 Wildwood Road (Block 38, Lot 2 & 35).

1. To approve the distance between primary and reserve testing soil logs to be 59' and 71' as opposed to the required 75' due to the lot dimensions and site constraints.
2. To approve the toe of the mound to be 7' from the property line as opposed to the required 10'. The bed and property line will be clearly staked out and marked on the plans.
3. To approve 2 soil logs to be positioned at the eastern end of the disposal bed and not at opposite ends due to site constraints.
4. Construction of the system will be approved contingent upon receipt of a GP25 from the NJDEP because of the wetlands or transition areas within the area of the proposed disposal bed.
5. Contingent upon receiving approval from the County of Hunterdon (and confirming that the Township does not need approval) to approve the merger of the two properties as the applicant owns both lots.
6. To approve the perched conditions as revealed in soil logs 1 and 2 and to classify the mottling as a hanging water table which is acceptable according to guidelines established by the DEP.

The above noted motion was seconded by Mr. Formica. The motion was approved. Ayes: Formica, Kraft, Masterton, Miele. Nays: none. Absent: Czajkowski.

Mr. Vaccarella stated that he would draft a letter to Mr. Ruggiero from Apgar Associates outlining the action taken at tonight's meeting.

**5. Correspondence**

- a. From NJDEP – No Further Action Letter and Covenant Not to Sue – Block 10 Lot 6.04 – 82 Sutton Road
- b. From HCDPS- information re: Mosquito and Vector Control Program

The annual municipal Board of Health member meeting is scheduled for 3/24/15 in Flemington. Ms. Kraft will attend as a Township of Tewksbury representative.

**6. Minutes**

Mrs. Miele made a motion to adopt the minutes of 02/03/15, seconded by Mr. Formica. The motion was approved. Ayes: Formica, Kraft, Masterton, Miele. Nays: none. Absent: Czajkowski.

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- Minutes of 02-03-15

**7. Reports**

**Animal Control Officer Report**

January 2015

**Suspected Hazardous Substance Discharge Notification**

240 Califon- Cokesbury Road                      removal of UST

**8. Board Member Comments**

A lengthy discussion followed regarding information Ms. Brassard secured pertaining to the licensing of cats in the other Hunterdon County municipalities.

The discussion dealt with how to account for feral/barn cats, ownership matters and how and if to proceed with a canvass of animals in the Township.

Additional comments were made regarding the monetary gain related to dog licensing in the Township versus the public health concerns related to vaccinating animals against rabies.

Dr. Antonio Miele stated that ownership of barn cats is often a grey area, although the State DOH states that if an individual feeds/houses a cat, then the cat is theirs. Further comments were made regarding what most responsible cat owners do:

spay/neuter/microchip/vaccinate against rabies/notch ear to show the animal has been spayed/neutered.

Further discussion followed on how to publicize the importance of vaccinating both cats and dogs for rabies utilizing information garnered from the County website, and forwarding to local newspapers for publication.

Ms. Masterton stated that she would write a statement of facts for the Board to review prior to disseminating to the public.

Mr. Miele stated that cats are the go between potentially rabid wild animals and humans and it is very important to vaccinate (especially) outdoor cats against rabies.

**9. Adjournment**

There being no further business, the meeting was adjourned at 8:30 P.M.

Respectfully submitted,

Roberta A. Brassard  
Board of Health Secretary

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**Hunterdon County  
Department of Public Safety  
Division of Public Health Services**

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[www.co.hunterdon.nj.us/health.htm](http://www.co.hunterdon.nj.us/health.htm)

February 23, 2015

Roberta Brassard, Secretary  
Board of Health  
169 Old Turnpike Road  
Califon, NJ 07830

Re: Septic System Alteration Waivers  
Municipality: Tewksbury Township  
Block: 28 Lot: 2+35  
Location: 12 Wildwood Rd.

Dear Roberta,

This department has received septic alteration plans dated with the most recent revision date of February 13, 2015, by Apgar Associates for an existing 3 bedroom dwelling and a 1 bedroom apartment which amounts to a total of 850 gallons per day of sewage generated for the entire site. Soil logs and permeability tests were completed on January 14, 2015 and the design will be a mounded soil replacement with the use of a pump.

Due to lot limitations the following waivers will need to be acted on by the Board:

7. Tewksbury Township requires the distance from the soil logs from the primary and reserve testing areas to be a minimum of 75 feet. Proposed design shows the separation to be only 59 and 71 feet. Due to the lot dimensions and site restraints this appears to be the best location, the engineer shall further explain this to the Board at the meeting.
8. The toe of the mound will be only 7 feet from the property line which does not meet the minimum 10 foot distance required by County policy. The engineer has placed a note of the plans that the bed and property line will be clearly stacked out by the surveyor and the engineer will inspect the grading to insure all grading is being done within the property lines and has not lead to any odd site water problems.
9. The code requires a minimum of 2 soil logs at opposite ends of the disposal bed area and a maximum of 15 feet beyond the boundaries of the bed. The proposed design shows the soil 1 within 10 feet of the disposal bed, however, both soil logs are positioned at the eastern end of the disposal bed and not at opposite ends.

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The engineer shall explain the reason why this was done to the satisfaction of the Board.

10. The disposal system will be on two separate properties, the engineer has provided deeds showing the applicant owns both lots at this time. The engineer has also stated and shows on the plot plan the elimination of the existing line to merge these two lots into one lot. The Board could approve the application with the condition the merger be approved by the Township either prior to the installation of the system or final certificate of compliance. This can be discussed further at the meeting.
  
11. Soil logs 1 and 2 do not exhibit a perched condition by definition according to 7:9A, however, the engineer has classified the mottling as a hanging water table which is acceptable according to guidelines established the DEP. The engineer performed a soil permeability test in the deepest horizon which showed a K3 value. The slight seepage at 51 inches was encountered in the upper horizon with the actual water table after 4 hours was at 98 inches. Therefore, the engineer shall explain how the seepage at 51 inches is a hanging water table to the Board.

In addition, a wetlands evaluation by PK consultants determined there are wetlands or transition areas within the area where the proposed disposal bed will be located. Therefore, a GP25 permit from the DEP will be required. The Board could conditionally approve the application based upon obtaining the GP25 permit from the DEP.

Since this is a malfunctioning system the Board can consider the waivers, since the system, as per 7:9A 3.3 (e) 2ii, is in more conformance with the code.

The design engineer shall be at the next available Board meeting to present the design and waiver requests to the Board.

If you have any questions, please call.

Very truly yours,

**ORIGINAL IS SIGNED AND ON FILE AT HUNTERDON COUNTY DIVISION OF PUBLIC HEALTH**

Robert Vaccarella, REHS  
Principal Environmental Health Specialist

RV:dv

cc: Vincent Ruggiero, PE

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