

**EAST AMWELL BOARD OF HEALTH MINUTES**  
**7:30 PM ZOOM**  
**July 26, 2022 – Regular Meeting**

**Statement of Compliance**

The regular meeting of the East Amwell Board of Health was opened on July 26, 2022 at 7:31 PM. In compliance with the Open Public Meetings Act, notice of this meeting was published in the February 17, 2022 issue of the Hunterdon County Democrat. A copy of the agenda was forwarded to the Hunterdon County Democrat, filed in the Township Clerk’s Office, posted on the bulletin board and township website.

**Roll Call:**

Committee Member (term expires)	1/25/2022	2/22/2022	3/22/2022	4/26/2022	5/24/2022	6/28/2022	7/26/2022	8/23/2022	9/27/2022	10/25/2022	11/22/2022	12/27/2022
Tracy Carluccio (12/2024) - Chair	X	<b>Cancelled</b>	X	X	X	X	X					
Janis Grover (12/2024)	X		A	X	A	X	X					
Rick Wolfe (12/2024) - TC Liaison	X		X	X	X	X	X					
Larry Tatsch (12/2024)	X		X	X	X	X	X					
Chris Sobieski (12/2023)	X		X	X	X	7:31	A					
Pete Miller (12/2023)	X		A	A	A	A	A					
Pauline Serafin (12/2023)	X		X	A	A	7:31	X					
Leo DeCandia (12/2024) - Alternate #1	X		X	X	X	X	X					
Jennifer O’Sullivan - Hunterdon County	A		A	A	A	A	A					
Amy Jo Merz - Secretary (12/2022)	X		X	X	X	X	X					

**Agenda Review**

There were no additions to the agenda.

**Presentation of Minutes**

**June 28, 2022 Meeting Minutes**

A motion made by Mr. Wolfe, seconded by Mr. Tatsch to approve the minutes was approved by voice vote.

**Presentation of Vouchers**

A motion made by Mr. Wolfe, seconded by Mr. Tatsch to approve the vouchers was unanimously approved by voice vote.

**Open to the Public**

Seeing no members of the public present, a motion made by Mr. Wolfe, seconded by Mr. Tatsch to close the meeting to the public was unanimously approved by voice vote.

## **Unfinished Business**

There was no unfinished business for discussion.

## **New Business:**

### **Preview Committee**

#### **Hargraves, Block 36, Lot 1, 165 Lindbergh Road, Hopewell, NJ, Septic Application**

Present was William Jupinka, of Bayer-Risse Engineering, to discuss the replacement of a malfunctioning system to an existing three-bedroom dwelling with no expansion. The plans and related documents were previously reviewed by the Preview Committee. Questions asked regarding location and orientation were answered to the satisfaction of the Board.

Motion was made to grant the following waivers requested with a condition:

1. The proposed disposal bed will be only 105 feet from the existing well, which does not meet the minimum setback requirement of 200 feet per the East Amwell ordinance, as the well is located in the Sourland Mountain District.
  - The engineer stated other areas of the property could not be tested due to very wet conditions in some parts and inaccessibility in other parts. In order to be further from the well, there would be an encroachment of the property line. The distance of the proposed bed is an improvement to the distance of the existing, failing system at 101 feet.
2. The toe of the mound will be only 11 feet from the property line, which does not meet the minimum setback requirement of 25 feet per the East Amwell ordinance. The engineer will be inspecting the grading and provide certification that the grading has not impacted off site conditions.
  - The engineer stated the top of the mound is 5 feet above grade and there is a significant swale, or natural ditch, that runs along Burd Lane. There is no impact of flooding onto Burd lane as the runoff is directed into the swale.
3. The highest regional water table is at 22 inches which is less than the maximum allowed by State Code of 24 inches from existing grade. The design will still have a minimum of 48 inches of separation from the regional water table and proposed level of infiltration.
  - The engineer stated the system has to be elevated to provide treatment as the current system has no zone of treatment and the grading provided in the mound addresses the treatment above the highest level. The new system is an improvement over the current system.

### **Condition:**

1. Waiver item #2 is conditional upon the engineer inspecting the grading of the mound and providing certification that the final grading has not impacted offsite conditions.

A motion made by Mr. Tatsch, seconded by Mr. Wolfe to approve the application and waivers as outlined in the County letter and with the condition outlined above, was unanimously approved by voice vote.

**Berger, Block 31, Lot 8 & 9.02, 212 Mountain Road, Ringoes, NJ, Septic Application**

Present was Wayne Ingram, of E&LP Associates, to discuss the replacement of a malfunctioning system to an existing four-bedroom dwelling with no expansion with the use of an Advanced Treatment Unit (ATU). This design incorporates a Hoot H-600A which is adequate for a four-bedroom dwelling and is NSF approved according to standards 40 and 245. The plans and related documents were previously reviewed by the Preview Committee. Questions asked regarding location and orientation were answered to the satisfaction of the Board.

Motion was made to grant the following waivers requested:

1. The use of the Hoot H600A pretreatment tank and design will need to be reviewed and approved by the Board. The zone of treatment is being reduced to 18 inches which is allowed when using an Advanced Treatment Unit (ATU).
2. A recorded deed restriction stating that this type of system requires a maintenance contract for the life of the system is required.
3. Proof of fully executed service contract and reporting information, as per 7:9A(e)2, shall be provided to the East Amwell Township Board of Health and Hunterdon County Department of Health.
4. A service contract signed by the owner and kept within the house is required.
5. The design engineer will inspect the system and will provide a certificate of compliance certification to the East Amwell Township Board of Health and Hunterdon County Department of Health, which is stated on pages 1 and 3 of the plot plan.
6. The authorized installer shall be physically present at all times during installation of the advanced wastewater treatment unit.
7. A copy of the service installer certification is to be provided to the East Amwell Township Board of Health and Hunterdon County Department of Health.
8. Certification that the telemetry control panel or auto dialer for the HOOT Advanced Treatment Unit (ATU) was installed for continuous remote monitoring is required and a copy of the certification is to be provided to East Amwell Township Board of Health and Hunterdon County Department of Health.
9. The proposed Hoot tank will be only 50 feet from the existing well on this property, which does not meet the minimum separation distance of 100 feet as per the East Amwell Township ordinance.
  - The County letter's reference to existing well should instead say existing pond. In this case, there is no waiver needed for the distance from the proposed Hoot tank to the existing pond.
10. The proposed pump tank will be only 51 feet from the existing well on this property,

which does not meet the minimum separation distance of 100 feet as per the East Amwell Township ordinance.

- The County letter's reference to existing well should instead say existing pond. In this case, there is no waiver needed for the distance from the proposed pump tank to the existing pond.
11. The highest regional water table is at 9 inches, which is less than the maximum allowed by code of 24 inches from existing grade.
    - The engineer is proposing an ATU to address this issue. The design will have a minimum of 18 inches of separation from the regional water table and the proposed level of infiltration. The system must be designed using the highest level found.
  12. The proposed disposal bed will be only 164 feet from the existing well on the property, which does not meet the minimum 200-foot separation when the property is in the Sourland Mountain District, according to the East Amwell Township ordinance.
    - The engineer stated the new system design has the proposed disposal bed located approximately 20 feet further from the well than the existing system.
  13. The proposed disposal bed is only 75.6 feet from the existing pond, which does not meet the minimum separation distance of 100 feet from a water course according to the East Amwell Township ordinance.
    - The engineer noted that the existing system is 65 feet from the existing pond.

A motion made by Mr. Wolfe, seconded by Mr. Tatsch to approve the application and waivers as outlined in the County letter, and with the reference errors noted in items 9 & 10 above, was unanimously approved by voice vote.

### **Items of Discussion:**

#### **Education and Health Issues**

Chair Carluccio mentioned that she sent information to Ms. Merz prior to the meeting tonight to post to the Board's webpage. It included tips and facts for when it's hot and dry outside as well as links to websites about water conservation and other information, such as, if people use rain barrels to catch water, to make sure they are covered so they do not become a breeding ground for mosquitos.

#### **NJDEP information regarding 165 Lindbergh Road:**

Chair Carluccio confirmed that all Board members had received the OPRA results from Ms. Merz prior to the meeting tonight. Previously, Chair Carluccio asked Ms. Merz to post to the Board's webpage the documents that were received as a result of submitting an OPRA request to NJDEP. The four documents received were: 1) NJDEP Memo dated 2.3.2021 Subject: Waiting Assignment issue, 165 Lindbergh Road 2) Memo referring the issue from follow up internally: NJDEP Memo dated 2.3.21 Referral to Receptor Survey Team 3) Sampling results from the past, when well was first found to have TCE. The top document is sampling data from NJ Analytical Labs dated 12.11.2003: 2003-12 Analyses and 4) Access request letter for well

water sampling to the homeowners at 165 Lindbergh Road: NJDEP letter dated 5.31.22 to homeowner at 165 Lindbergh Road.

Chair Carluccio asked Ms. Merz to follow-up with NJDEP via another OPRA request to obtain the results from sampling that was done subsequent to the May access letter request.

### **Board Secretary's Report**

Ms. Merz reported that she is continuing to process temporary food permit applications as they come in for the 4-H Fair, which is coming up next month from August 24<sup>th</sup>-28<sup>th</sup> at the County Fairgrounds.

### **Ordinance Review Committee**

#### **Chapter 152 - FOOD ESTABLISHMENTS/LICENSING Ordinance**

There are no new updates this month.

### **Open to the Public**

Seeing no members of the public present, a motion made by Mr. Tatsch, seconded by Mr. Wolfe to close the meeting to the public was unanimously approved by voice vote.

### **Correspondence**

Chair Carluccio reviewed the correspondence with the Board. Chair Carluccio also discussed her letter to Tim Willey, Planning Board Chairperson, regarding an application by UAW Urban Renewal Housing Corporation, and wanted to share her concern for sending the letter. Mainly, her concern was about the Planning Board moving ahead with reviewing the project using the Board of Health's septic system ordinance, or not, and reviewing the water supply using the Board of Health's water supply ordinance, or not. Chair Carluccio felt it was important to make sure the Planning Board members and professionals were aware that it is the jurisdiction of the Board of Health to administer those regulations and that an application needs to be made to the Board. Chair Carluccio felt it was important to send the letter because, to date, the Board of Health has not been officially notified about this application. Chair Carluccio's expectation is that the Board will be consulted to review the application.

### **Adjourn**

A motion made by Mr. Wolfe, seconded by Ms. Grover to adjourn the meeting at 8:47pm was unanimously approved by voice vote.

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Amy Jo Merz, Board of Health Secretary