

MINUTES

7:30 PM

PRESENT: L. King
R. Phillips
E. Niemann, Alt #1
N. Marmorato, Alt #2

ABSENT: J. Golden
D. Haywood

CALL TO ORDER

The meeting was called to order by D. Laudenbach at 7:33 PM.

NOTIFICATION

In order to ensure full public participation at this meeting, all members of this Board, and members of the public are requested to speak only when recognized by the Chair so that there is no simultaneous discussion or over-talk, and further, all persons are requested to utilize the microphones which are provided for your use by the Township. Your cooperation is appreciated.

Notification of the time, date and place of this meeting has been published in the Hunterdon County Democrat and Courier News, and has been posted in the Kingwood Township Municipal Building at least 48 hours prior to this meeting and has been filed with the Municipal Clerk.

NEW AND PENDING MATTERS

Re-Organization:

Nomination of Chairperson

E. Niemann was nominated as Chairperson for 2015 by L. King, seconded by R. Phillips.

It was moved by R. Phillips, seconded by L. King and carried to close the nominations. All members present voted **AYE** on **ROLL CALL VOTE**.

Nomination of Vice Chairperson

L. King was nominated as Vice Chairperson for 2015 by R. Phillips, seconded by N. Marmorato.

It was moved by R. Phillips, seconded by L. King and carried to close the nominations. All members present voted **AYE** on **ROLL CALL VOTE**.

Appointment of Attorney

It was moved by L. King, seconded by R. Phillips and carried to appoint Gebhardt & Keifer as attorney for the Kingwood Township Board of Health until February 4, 2015. All members present voted **AYE** on **ROLL CALL VOTE**.

Appointment of Engineer

It was moved by L. King, seconded by R. Phillips and carried to appoint Van Cleef Engineering as the engineer for 2015 for the Kingwood Township Board of Health. All members present voted **AYE** on **ROLL CALL VOTE**.

Approval of Meeting Dates:

February 18, 2015	July 15, 2015
March 18, 2015	August 19, 2015
April 15, 2015	September 23, 2015 (4 th Wed)
May 27, 2015 (4 th Wed)	October 21, 2015
June 17, 2015	November 18, 2015
December 16, 2015	

It was moved by R. Phillips, seconded by L. King and carried to approve the above dates for the meetings for the Kingwood Township Board of Health for 2015 beginning at 7:30 PM. All members present voted **AYE** on **ROLL CALL VOTE**.

Designation of Newspaper (Hunterdon County Democrat/Courier News)

It was moved by L. King, seconded by R. Phillips and carried to designate the Hunterdon County Democrat as the official newspaper with the Courier News as alternate, of the Kingwood Township Board of Health. All members present voted **AYE** on **ROLL CALL VOTE**.

Reserve Septic Sites

E. Niemann stated the subject came up at the December meeting. It was tabled until January hoping the full board would be in attendance. An amendment is being suggested to require two septic sites due to the fact of a high rate of failure. The proposed amendment would require any lot that was subdivided to provide a second septic site for a replacement system. The conversation of the amendment was started quite some time ago and D. Haywood brought it up again at the December meeting. The reason D. Haywood brought the subject up at the December meeting was because the technology for septic disposal has improved and changed so much in the past few years with more options available to property owners that the Board may be less concerned about requiring a reserve septic site. E. Niemann stated it was a good idea for the Board to discuss. There is currently no requirement in the ordinance for a reserve septic site. E. Niemann stated D. Haywood's thought was that maybe the Board should discard the concept altogether. She stated the County Health Department should be contacted as they are the reviewing entity for septic designs in Kingwood. Alexandria Township has the requirement in place.

The Board decided to table the matter until next month's meeting.

Fracking

E. Niemann stated in November there was a draft ordinance. A marked up version was distributed to the Board members. The matter was tabled until the February meeting.

L. King stated he is a bit confused as he understood the ordinance was something that would be considered by the Township Committee and the Board of Health would only act as an advisory board.

E. Niemann stated the Environmental Commission and the Board of Health would review the document, make whatever amendments were suggested and recommend introduction and adoption to the Township Committee. She stated a member of the Environmental Commission and herself attended a workshop where fracking was described and reviewed in some detail. It was presented by the non-profit Food and Water Watch. Food and Water Watch had a draft ordinance they wanted municipalities in New Jersey adopt. Their initiative and purpose is to build limitations on fracking from the ground up because the State has not been taking any action. They thought that if New Jersey municipalities would adopt an ordinance possibly the State may also. With the pipeline going through Kingwood, fracking down the road could make Kingwood more attractive because of the natural reserves under the Township. All the Board members agreed that the proposed draft needed a bit of work. It was tabled and now the Board will review it again. It is not time sensitive. Both the Environmental Commission and the Board of Health want to make sure that when it is handed to the Township Committee it is in a final form. After the final review by the Board of Health, it will be given back to the Environmental Commission to see if they have any additions. E. Niemann stated that the Township Committee has not seen it yet. She does not know of any other Hunterdon municipalities who have adopted the draft ordinance. Kingwood Township is in the forefront on the development of an ordinance for fracking. It is possible after Kingwood does the work, some other municipalities will consider adoption of an ordinance.

Draft Ordinance – Geothermal Wells

E. Niemann stated the Board has been provided with a draft ordinance dealing with Geothermal Wells. V. Uhl has made his suggestions to the draft prepared by the Township attorney. The Township attorney has provided some language for the waiver section of the ordinance.

After some discussion, it was found that all members did not have the most current version. The latest draft version will be provided to the Board members.

Discussion of Penn East Pipeline – Funding expenses for professionals

E. Niemann stated all the members are aware of the project that is going through Kingwood. She inquired if anyone had attended any of the meetings. No one responded that they had attended. E. Niemann stated Kingwood's meeting was very respectful and well run. The meetings at some of the other municipalities had cat calls and other things.

R. Phillips stated they are not having any meetings in Hunterdon County.

E. Niemann stated a scoping meeting has been set for January 27 at the College of NJ as part of their approval through FERC. FERC is the controlling federal body on this project and Penn East must obtain their approval to install the project. FERC, as part of the approval proceedings, has a requirement of scoping meetings. The public attends the meetings and expresses its comments to a FERC panel. FERC will collect the information presented at the meeting and potentially ask follow up questions if there is a need for clarity. FERC will open the meeting at 6 and it will end at 8. Penn East will be there at 5. The other four meetings will be held in Pennsylvania. The Township is combining their resources with Hopewell, Delaware, Holland and Lambertville. The route changed two days before the meeting was announced. The meetings were announced a week and a half ago and now the route has changed a day or two before the meeting. The residents of Hopewell have retained Princeton Hydro and a very high powered attorney to help them prepare for the scoping meeting.

The attorney is currently working pro-bono but Princeton Hydro will have to be compensated. Hopewell has raised \$47,000.

E. Niemann removed herself from her position as a Board member and addressed the Board.

L. King chaired the meeting at this time.

E. Niemann stated she is the chairperson of CAP in Kingwood. Kingwood CAP would like for the Township to contribute towards the costs of professionals CAP would need to study the different aspects of the township. She is requesting the Board of Health make a recommendation to the Township Committee to consider budgeting for the expenditures related to professionals. She stated the Township Committee would be identifying what funds could be allocated towards the effort.

L. King would like to encourage the Township Committee to help defray the cost of the legal opposition of the construction of the pipeline in Kingwood.

E. Niemann stated Kingwood and other municipalities would allocate funding. Possibly a shared service agreement with those municipalities would jointly share or pool their allocation for the cost.

L. King stated he is under the impression that there are geologic issues in Kingwood which potentially may make the construction of the pipeline more precarious than in other Townships. He inquired if there was anyone capable of speaking to that issue.

E. Niemann responded yes, there is someone who is capable of bringing up that concern to FERC. She commented that a lot of blasting will be required to install the pipeline in Kingwood.

It was moved by L. King, seconded by R. Phillips and carried to request the Township Committee consider contributing financially to the legal opposition to the construction of the pipeline in Kingwood.

All members present voted **AYE** on **ROLL CALL VOTE**.

E. Niemann resumed her seat as chairperson at this time.

2015 Budget Request

It was moved by L. King, seconded by R. Phillips and carried to request \$5000 for the 2015 Other Expense line item for the Board of Health. All members present voted **AYE** on **ROLL CALL VOTE**.

Approval of Minutes

It was moved by R. Phillips, seconded by L. King and carried to approve the minutes of November 19, 2014 and place on file with the following correction by L. King:

Page 2 – Paragraph beginning with L. King He stated a person could analyze the chemicals on their backyard grill, which may ~~process~~ possess a greater concentration of potentially dangerous contaminants.

All members present voted **AYE** on **ROLL CALL VOTE**.

It was moved by R. Phillips, seconded by L King and carried to approve the minutes of December 17, 2014 and place on file with the following correction as discussed by L. King and the Board members:

Page 1 – Paragraph beginning with the first sentence. ~~D. Haywood stated S. McNicol had suggested a reserve septic site be changed to~~ In a conversation with S. McNicol, D. Haywood was asked to reconsider implementing a reserve septic site in our ordinance.

All members present voted **AYE** on **ROLL CALLVOTE**.

School Well Permit Fees

It was moved by L. King, seconded by R. Phillips and carried to waive the Township portion of the fees for a well construction permit. All members present voted **AYE** on **ROLL CALL VOTE**.

APPLICATION STATUS

CORRESPONDENCE

PRIVILEGE OF THE FLOOR

L. King inquired about the status of the well on Slacktown Road. D. Laudенbach responded the matter has been completed and a CO will be issued shortly.

ADJOURNMENT

It was moved by L. King, seconded by R. Phillips and carried to adjourn the meeting at 8:26 PM. All members present voted **AYE**.

Respectfully submitted,

Diane Laudенbach, Secretary