

**ENVIRONMENTAL COMMISSION  
MEETING MINUTES**

**May 24, 2011**

**7:30 PM**

**CALL TO ORDER**

The Regular Meeting of the Environmental Commission was called to order at 7:35PM. Chairwoman Debbie Kratzer called the meeting to order and read the following notice requirements.

**Notice Requirements**

Adequate notice of this meeting was provided in accordance with the Open Public Meetings Act and published in the Hunterdon County Democrat and the Courier News on February 3, 2011, and by telefaxing a copy of the notice to the Star Ledger, and the Express Times on February 1, 2011. A copy of the notice was also posted in the Kingwood Township Municipal Building and Post Office on February 1, 2011.

In order to ensure full public participation in this meeting, all members of this Commission, and also 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.

**ROLL CALL**

**Present**

Debbie Kratzer  
Lois Voronin  
Elaine Niemann  
Gail Ashley  
Cynthia Niciecki  
David Posey

**Absent**

Joe Zgurzynski  
Sandra McNicol  
Richard Abbott

**Public Comment – Privilege of the Floor**

Deer and Deer Hunting in New Jersey - Presentation by Larry Herrighty, Assistant Director of the NJ Division of Fish and Wildlife

Chairwoman Debbie Kratzer introduced Larry Herrighty, Assistant Director of the New Jersey Division of Fish and Wildlife, who was at the meeting to give a presentation to the public and the Environmental Commission on an overview of New Jersey's deer management procedures and implementation. He explained the history of the deer management in New Jersey. He explained the State's current program goals and future programs. A copy of the presentation is attached to the back of the minutes.

2.

There was a question and answer period, which Mr. Herrighty responded to all the questions asked. There was a discussion on the concern of lead from bullets being found in the deer meat, which can affect one's health when consumed. Mr. Herrighty explained that it is only a certain type of lead that is not used that often. There are studies being done on this, and it generally is just by high powered lead bullets, not from muzzel loaders or shot guns. There were questions regarding bear hunting and if will be allowed this year. Mr. Herrighty noted that it is currently being reviewed and it will be decided in the near future.

Everyone thanked Mr. Larry Herrighty for the very informative presentation.

Public Comment

Barbara Sachau, a Resident from Hunterdon County- Commented on her opinion of deer management and what the State does not tell the public. She feels that the public does not have a say as to what is decided regarding animal life in New Jersey, and an opinion of not killing the animals.

**Approval of the March 22, 2011 Regular Meeting Minutes (tabled from last month)**

Motion and Approval of the March 22, 2011 Regular Meeting Minutes of the Environmental Commission

It was moved by Gail Ashley, seconded by Cynthia Niciecki and carried to approve the March 22, 2011 Regular Meeting Minutes of the Environmental Commission.

Comments: No Comments

<b>Roll Call Vote:</b>	<b>Aye</b>	<b>-Kratzer, Voronin, Ashley, Niciecki</b>
	<b>Nay</b>	<b>-None</b>
	<b>Abstain</b>	<b>-Posey</b>
	<b>Absent</b>	<b>-McNicol</b>

**Approval of the April 26, 2011 Regular Meeting Minutes**

Motion and Adoption of April 26, 2011 Regular Meeting Minutes of the Environmental Commission

It was moved by Gail Ashley, seconded by Cynthia Niciecki and carried to approve the April 26, 2011 Regular Meeting Minutes of the Environmental Commission with the following corrections:

3.

Comments: Cynthia Niciecki noted there needs to be a correction on Page #7 under: Maintenance of the Trail on Township Property – Between School and Park – Update from Sub-Committee - Sentence should be corrected to say: “Cynthia Niciecki stated that all the trash has been picked up along the trail, and she is addressing the problem to stop the trash from blowing to build a pad next to the salt buildings for the dumpsters for the wind block. She stated that she will be ordering covered garbage cans that will hold the loose bags.” Debbie Kratzer noted a correction on Page#7 under: Open Space Update of April 5, 2011 – Under the first sentence it should state the date for the Spring Hike is May 21, 2011, not April 21, 2011. Cynthia Niciecki noted a correction on page#8 first sentence, should state: They did a one mile clean up along Barbertown Point Breeze Road. She noted that they started across from Uncle Scotts Steak Restaurant, then down Barbertown Point Breeze Road to Thatcher Road.

<b>Roll Call Vote:</b>	<b>Aye</b>	<b>-Kratzer, Voronin, Ashley, Niciecki, Posey</b>
	<b>Nay</b>	<b>-None</b>
	<b>Abstain</b>	<b>-None</b>
	<b>Absent</b>	<b>-McNicol</b>

### **Correspondence**

Response Letter from the N.J.D.E.P. re: Proposed Operations of the Delaware River Tubing Business

Chairwoman Debbie Kratzer reviewed.

### **Reports**

QC Labs Analytical Report – Water Test for the Old Fairview School House

Chairwoman Debbie Kratzer reviewed.

QC Labs Analytical Report – Water Test for the Pavilion at the Kingwood Park

Chairwoman Debbie Kratzer reviewed.

Block 7, Lot 8.05 – Area of Concern: One 330 Gallon #2 Heating Oil Underground Tank System – 412 Oak Grove Road

Chairwoman Debbie Kratzer reviewed.

Notice of Suspected Hazardous Substance Discharge Notification NJDEP Case Number 11-05-13-1245-02 re: 370 Oak Grove Road – 1/550 Gal UST Removed, Cleanup Pending

4.

Chairwoman Debbie Kratzer reviewed.

**Hunterdon County Soil Conservation District**

N/A

**Recycling Update/Coordinator Cynthia Niciecki**

Cynthia Niciecki read aloud the following Recycling Report for May 2011:

**Kingwood Recycling Coordinator's Report**  
**May 24, 2011**

First I want to thank David Posey for helping me on Recycling Day this month. Mayor Lubitz was there and the Girl Scouts and Brownies came to help. They assisted the residents with unloading the recyclables from their cars and they cleaned up the stuff that blew into the ditch. They were working towards earning the Recycling Badge. They awarded me with the Recycling Badge as well.

New signs were installed at the entrance to the DPW, and on the gate. They state the hours that the Recycling Center is open.

I submitted the Recycling Tonnage Report for 2010 to the State on April 30, 2011. The total number of tons reported was 4,780, more than twice the amount reported for 2009. The report was filed electronically.

The Electronics Collection Container is working out well. The residents are placing the items in front of the container and the DPW Staff stack the items inside.

**Volunteer for Saturday, June 11, 2011**

David Posey volunteered to help out on Saturday, June 11<sup>th</sup>, 2011 from 9:00a.m. – 12:00noon.

**Old Business**

**Open Space & Recreation Plan – Update Copy of Plan Enclosed in Package**

Chairwoman Debbie Kratzer noted that the Open Space and Recreation Plan has been adopted and completed by the Planning Board. She noted that the complete plan is on the website. Elaine Niemann thanked Debbie Kratzer, and Sandra McNicol for all their hard work, and time that they put into the plan, which took them many months to work on. She stated that to complete the grant she will need to obtain the numbers from the Township's C.F.O. D. Laudenbach, and then she will submit the application to ANJEC.

**Kingwood SEIA (Statement of Environmental Impact and Assessment) and Threatened and Endangered Ordinance Draft – Update**

5.

Elaine Niemann noted that there is no update at this time.

Wind Energy Ordinance Update

Elaine Niemann noted that there is no update at this time.

Eagle Scout Project Planned at Kingwood Park – Native Rain Garden, Path, Kiosks & Bulb Plantings – Update

Chairwoman Debbie Kratzer noted that it has been started and it is coming along very well. She stated that a path walkway has been started so far, which is located starting near the basketball courts. She noted that they were going to plant the plants that were donated so far, but, it was too wet to plant on the day planned.

Driveway Procedures Update – Elaine Niemann

**"N.J.A.C. 7:7A-2.7 Transition areas due to freshwater wetlands on adjacent property**

Elaine Niemann noted that there is no update at this time.

Trash Handling on Open Space Properties – New Trails – Update on Signs

Cynthia Niciecki noted that the signs are in, and will be presented at the next Open Space mtg. She stated that they say “ Carry In - Carry Out”.

NJ Invasive Species Strike Team – Carried from Last Months Meeting: Donation To Annual Strike Team from Environmental Commission

Chairwoman Debbie Kratzer stated that the team is asking for a \$100 donation. This will be discussed at the next months meeting.

Wastewater Management Plan

Elaine Niemann noted that the County received an extension for another year. She stated that a few other municipalities have joined into the County plan. She stated that she is not sure if this has been granted yet. Elaine Niemann explained that our ordinance has been adopted, and also the steep slope and riparian zone have been adopted. She stated that the septic maintenance ordinance has not been adopted, because there are several expenses to administering the ordinance.

**New Business**

N/A

6.

## **Action Items**

### **Environmental Commission Site Plan Reviews**

#### **Subdivision Plan for Block 14, Lot 30 (Preservation for the Horseshoe Bend Property)**

Chairwoman Debbie Kratzer noted there was no review done on this subdivision Plan.

#### **Review of Perotti Solar Project – Block 23, Lot 11**

Chairwoman Debbie Kratzer stated that a site plan review was done on this property.

#### **Review of Solar Project Review – Barbertown Point Breeze Road**

Chairwoman Debbie Kratzer reviewed and noted that an addendum has been completed. She noted that this has been approved by the Planning Board.

#### **Sustainable Jersey Program – Update**

Elaine Niemann stated that the Green Team had to reschedule their meeting for next week. She noted that they are continuing to work on the energy audit.

#### **MEL – Update**

Gail Ashley read aloud the following progress report she prepared for the Commission members:

Re: Magnesium Elektron, Inc (MEL Chemicals, Inc. and British Alcan Aluminum)  
Block 21, Lot 7.01 (*NJDEP Preferred ID # 024980*)

#### **New law**

The Site Remediation Reform Act (SRRA) provides sweeping changes to the way in which sites are remediated in New Jersey. SRRA establishes a program for the licensing of Licensed Site Remediation Professionals (LSRPs) who will have responsibility for oversight of environmental investigation and cleanup.

See <http://www.nj.gov/dep/srp/>

Basically, oversight of clean-up will be placed under a Licensed Site Remediation Professional (paid for by the company with the site) and rather than DEP employees.

#### **(1) Status of salt plume remediation and Remedial Investigation Report by Environ International Corporation (Scott MacDonald, Principle).**

Report was turned into NJDEP (Andrew Dillman, 609-633-1447) for review at end of April. Kingwood Township Clerk received notice of this as a Remedial Investigation

7.

Report Form (RIRF), but not a copy of the report itself. The RIRF was signed by Senior Manager at Environ, Andrew Bonas and Vice-President of British Alcan Aluminum, William Adams.

Based on phone conversation with Andrew Dillman (May 23, 2011) -

- Report is currently under review by NJDEP geologists.
- Official DEP response to report will be available in 2-3 weeks.
- Copy of report will be forwarded to Kingwood Township, attention Environmental Commission EC by mail or courier.

**(2) Clarification of “Receptor Evaluation Form” that Township is receiving from NJDEP (Site Remediation Program).**

[http://www.nj.gov/dep/srp/srra/forms/receptor\\_evaluation\\_report\\_ins.pdf](http://www.nj.gov/dep/srp/srra/forms/receptor_evaluation_report_ins.pdf)

The purpose of this **Receptor Evaluation Form** is to document in summary form the existence of human or ecological receptors and the actions taken to protect those receptors. This form has been created to assist in completing a receptor evaluation in accordance with the Technical Requirements for Site Remediation, N.J.A.C. 7:26E-1.15. The Technical Requirements for Site Remediation and all applicable NJDEP guidance documents should be used in concert with this form to ensure all appropriate technical data is collected and evaluated properly.

The Technical Requirements for Site Remediation include substantive requirements for the receptor evaluation process including the requirement for the person responsible for conducting the remediation to initiate a receptor evaluation upon discovery of a **discharge**. Discovery of a discharge would typically be when a discharge is confirmed by analytical data or confirmed in the field based on field observations by an environmental professional (i.e., discovery of an ongoing discharge of hazardous substances, free product) during investigation in a well or soil.....**with regard to MEL this is the salt plume.**

The Commission members thanked Gail Ashley for the updated information on MEL.

Maintenance of Trail on Township Property - Between School and Park – Update from Sub-Committee

Chairwoman Debbie Kratzer noted that there are no updates at this time, she will have an update at next months meeting.

**Open Space**

8.

Open Space Chairwoman Sandra McNicol – Update on May 3, 2011 Open Space/Ag Advisory Committee Meeting

Sandra McNicol was absent. Elaine Niemann gave an update of the May 3, 2011 OS/AG meeting. She stated that the resolution of the project for obtaining the property on Horseshoe Bend Road will be completed this Thursday, on May 26<sup>th</sup>, as there will be the final closing. She explained that Green Acres will own some sections of the park along with the Township. She explained the funding of the project through the D.E.P. and Green Acres. This park will be geared towards horseback riding, biking, jogging and for the residents to enjoy. She stated that it will be non-motorized recreational. She noted that the property is approximately 220 acres open space on the Horseshoe Bend road side, which is totally accessible to the public, and the Deer Run property on Spring Hill Road side is approximately 40 acres that is accessible to the public. She noted that the Open Space and Agriculture Advisory Committees would like to someday have a trail that will go from route 29, all the way up to that property. Elaine noted that several non-profit horse organizations offered to help out with the maintenance of the park. Dave Hewitt, Chairman of the Parks and Recreation Committee was present and noted that a property owned by Tom Flagg, which is located on Fairview Road, is contiguous with the Horseshoe Bend Road Property, and he stated that there is hunting allowed on that property. He asked if the property on Horseshoe Bend Road will be open for hunting. He also asked who will be the administrator of the park. Elaine Niemann noted that the Park and Recreation Committee are actually in charge of the property for the Township at this time until further notice. She noted that the goal is to maintain and operate the property without it being a cost to the taxpayers.

Additional Comments

Larry Herrighty asked questions to the Committee regarding recycling, as to who the tonnage reports get sent to that are from everyone's garbage company. Cynthia Niciecki responded by stating that she receives all the recycling reports from the garbage companies for the Township. Larry Herrighty thanked Cynthia Niciecki for the information.

Adjournment

It was moved by Gail Ashley, seconded by David Posey and carried to adjourn the meeting at 9:25 PM. **All voted Aye on Roll Call Vote.**

**Respectfully submitted,**

**Cynthia L. Keller,  
Secretary**

