

**TOWNSHIP OF WEST MILFORD
ENVIRONMENTAL COMMISSION
AGENDA**

September 12, 2011

7:30 p.m.

Main Meeting Room of Town Hall

LEGAL

In accordance with Chapter 231, Public Laws of 1975 of the State of New Jersey, adequate advance notice of this meeting of the West Milford Environmental Commission of Passaic County, New Jersey was sent to the Herald News. A copy has been filed with the Township Clerk's office and posted continuously on the bulletin board in the main corridor of the Town Hall. The Main Meeting Room is ADA accessible; special needs can be accommodated by contacting the Planning Department at (973) 728-2798. Please take note of the Fire Exits located in this room in the event of an emergency.

ROLL CALL

Regular Members: Andrew Abdul, Gillian Hemstead, Timothy Metcalf, Gary Oppenheimer, Douglas Ott, Thomas Tamayne, Chairman Stephen Sangle.

Alternates: Maryellen Gabay, Lucas Slott

PRESENTATIONS

Aerobic In-Vessel Food Composting Technology – Dr. Nicholas Smith-Sebasto, FOR Solutions, LLC.

APPLICATIONS REVIEW

JACK LEVKOVITZ (VILLAGE ON RIDGE) Section II

Amended Final Major Subdivision #0510-1744C

Block 5201; Lots 16, 19 & 20; Block 5301; Lot 1; R-3

Ridge Road; R-3 Zone

Seeking: Extension of Time for Amended Final Major Subdivision Approval and several associated conditions due to delays in securing other governmental agency approvals required per Planning Board Resolution No. 2010-20.

TRIPLE T CONSTRUCTION, LLC

Preliminary Site Plan #PB-03-11-01

Block 6002; Lot 29

280 Marshall Hill Road; LMI Zone

Seeking: Preliminary Site Plan and Conditional Use Approval to permit the outdoor storage of boats.

TIM BOLDUC

Bulk Variance #ZB-08-11-12

Block 9408; Lot 3

48 Alvin Road; R-3 Zone

Seeking: Bulk Variance approval for a side yard setback where 15' is required and 2' is proposed to permit a 12' x 16' shed.

TELECOMMUNICATION APPLICATIONS - None.

GRANT MANAGEMENT AND STATUS REVIEW

604(b) OWTS Grant: Status report.

2004 Greenwood Lake 319H Grant and 2007 Stormwater Implementation 319H Grant: See above.

Streetscape Grant: Status report.

Recreational Trails Signage Grant: Status Report.

2010 Smart Growth Planning Grant - Trails Master Plan: Status Report.

ON GOING BUSINESS

Lakes Committee: Status report.

Open Space Subcommittee: Status report.

Environmental Contamination Issues: Update.

Green Team – Sustainable Jersey: Update.

Beaver Dam at Environmental Boardwalk: Update.

Lake Lookover – Tennessee Gas Pipeline: Update

Autumn Lights Festival – October 8, 2011

NEW BUSINESS

Wallisch Property – Soils Investigation: Update

Ordinances No. 2011-016 – Amending Chapter 110 - Construction Codes

Ordinances No. 2011-017 – Amending Chapter 300 - ISSDS

Proposed Ordinances and Lake Community Requirements– Discussion.

NJ Black Bears Video Review

Review the 2012 Commission Meeting Dates for Township Calendar.

MINUTES

Approval of Minutes of the May 2, 2011, June 6, 2011 and August 1, 2011 Regular Meetings of the West Milford Environmental Commission.

HIGHLANDS WATER PROTECTION AND PLANNING ACT

1. Notice of Administrative Completeness for a Highlands Applicability Determination received from the NJDEP, dated August 3, 2011, for Destiny's Gate, People Helping People Help Themselves, Block 5301; Lot 39 & 40, Morsetown Road, advising that this application will now be under technical review for proposed renovations to a camp, installation of a new pool, parking and other facilities.
2. Highlands Act Exempt-#2, Water Quality Management Plan–Consistent, dated August 15, 2011, received for Shoebox Storage LLC, Block 16005; Lot 16, Paul Street, for construction of a 5-bedroom single family dwelling and removal of existing wood buildings and bituminous pathways.
3. Notice received from the NJDEP, dated August 15, 2011, advising of an informal review to determine consistency with the provisions and recommendations of the Northeast Water Quality Management Plan, (Informal Consistency Determination-Not Addressed) regarding a proposal to change the use of an existing structure located on Block 5708; Lot 4, 54 Marshall Hill Road, from a retail space to a restaurant space for Joe and Gail Van Hook.
4. Copy of an application packet for a Highlands Applicability Determination sent to the NJDEP, dated August 8, 2011, received from CK & Sons, LLC, for 909-911 Burnt Meadow Road, Block 6002; Lots 41, 42, 43, submitted as a requirement of Planning Board site plan approval with reference to an existing storage site for heavy construction equipment.
5. Notice received August 2, 2011 from AECOM advising of an application for an Amendment to the Existing Highlands Exemption for the Tennessee Gas Pipeline 300 Line Project – Loop 325 and Addition of the Northeast Upgrade Project – Loop 325.
6. Highlands Act – Exemption #11 and WQMP–Not Addressed, dated September 1, 2011, received for PSE&G Co. – BPU Vegetation Maintenance Compliance.
7. Highlands Act – Exemption #2 and WQMP–Consistent, dated September 2, 2011, received for Cefes Single Family Dwelling, Block 1806; Lot 4, Magnolia Road, for the construction of a three bedroom dwelling on a .206 acre lot.
8. Highlands Act – Exemption #2 and WQMP–Consistent, dated August 18, 2011, received for Paul Kas, Lukoil Site Plan, Block 6701; Lots 8 & 9, 1910 Union Valley Road, for modifications to an existing gas

station, including expansion of the parking area, conversion of a service bay into a convenience store, and construction of a canopy over the existing pumps.

9. Notice of an application for a Highlands Applicability Determination for Joan DeFreest, Block 4016; Lot 1, 195 Awosting Road, regarding abandonment of an ISSDS, and connection to existing sanitary sewer system.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

1. Copy of a General Information Notice received August 2, 2011 as part of the NJDEP Site Remediation Program, advising of cessation of an existing business, MCB Screen Printing and Embroidery at 2887 Route 23, Block 15505; Lot 2.02.

2. Notice received on July 29, 2011 from LAN Associates regarding an application being submitted to the NJDEP for a Flood Hazard Verification for 31 Morsetown Road, Block 5009; Lot 8, with reference to construction of a septic alteration with no expansion or change of use.

3. Notice of Violation received from the NJDEP, dated July 25, 2011, for Tim Birkoff, 470 Ridge Road, Block 5501; Lots 2.03 & 2.04, for unauthorized regulated activities within a freshwater wetlands transition area including destruction of vegetation and placement of soil and asphalt millings within this area and within the 150 ft riparian zone associated with a tributary to Belcher Creek.

4. Copy received on August 11, 2011 from MAP Engineering regarding an application to the NJDEP for a GP#25 for 89 Lincoln Avenue, Block 6607; Lot 5, for an alteration to an existing malfunctioning septic system.

5. Copy received August 8, 2011 from Houser Engineering, LLC regarding an application to the NJDEP for a GP#25 for 101 Lincoln Avenue, Block 6606; Lot 4 with reference to an upgrade of an existing septic system with a new pump tank and pressure dosed disposal bed.

6. Application copy received August 15, 2011 for an NJDEP General Permit for Lindy's Lake Association, for the emergency repair of the upstream slope of the Lindy's Lake Dam in accordance with the NJDEP Dam Safety Standards, due to the failure of the upstream stone masonry retaining wall that failed in March 2011 requiring replacement with a rip rap slope.

7. Notice from AECOM received August 9, 2011 advising of submission of a Clean Water Assurance Certification Form to the NJDEP to conduct hydrostatic testwater discharge activities for a segment of natural gas pipeline associated with the Tennessee Gas Pipeline 300 Line Project with temporary discharge activities to occur on or after August 17, 2011 at the Monksville Reservoir for approximately 4 hours, at a rate of 488,000 gallons at 2,000 gpm. This process will assist in certifying that the new pipe will be capable of operating at a specific pressure prior to placing in service.

8. Notice received August 15, 2011 from AECOM regarding the Tennessee Gas Pipeline project, and submission to the NJDEP of a Response to Action Outcome for a Remedial Action for Unrestricted Use on Union Valley Road, Block 6402; Lot 7 (Belchers Creek) advising that all remediation has been completed in compliance with Administrative Requirements for the Remediation of Contaminated Sites and completion of a Preliminary Assessment.

9. Notice received from the NJDEP, dated July 28, 2011, advising of a Minor Modification #7 for the Freshwater Wetlands Individual Permit and Individual Flood Hazard Area Permit, File #0000-09-0038.1 regarding the TGP 300 Line Project and a proposed shift in the location of the pipeline within the existing approved limit of disturbance at Bearfort Waters near Clinton Road.

10. Notice received from the NJDEP, dated August 3, 2011, advising of a Minor Modification #8 for the Freshwater Wetlands Individual Permit and Individual Flood Hazard Area Permit, File #0000-09-0038.1 regarding the TGP 300 Line Project and Bearfort Waters, allowing Special Condition #23 to be waived in order to limit the construction time within Bearfort Waters, and imposing additional conditions with the waiver for storage of equipment, fuel, and other associated precautionary measures with regard to turbidity in the lakes and streams.

11. Follow-up Notice of Violation, dated July 11, 2011, received from Armand Perez, NJDEP, regarding Igor Kordik, Block 1005; Lot 2, 67 Hanover Road, for placement of soil and a boulder retaining wall in

2,250 square feet of freshwater wetlands adjacent to Sawmill Pond Brook. Action required within 30 days of the date of the letter.

12. Notification of Public Outreach with regard to Block 14604; Lot 1, Rt. 23 & Union Valley Road, received from MOTIVA Enterprises, LLC regarding an investigation to determine the presence or absence of petroleum related constituents at a former gas station.

13. Notice dated August 10, 2011 from Ferriero Engineering, Inc. regarding the submission of a Treatment Works Approval Permit Application to the NJDEP for the West Milford Municipal Complex, Block 7903; Lot 13, 1480 Union Valley Road, and the construction of a new ISSDS for the proposed new library and an existing dwelling.

14. Response Action Outcome, received August 29, 2011 from TERMS Environmental Services for MCB Screen Printing & Embroidery and Village Square Inn, Village Holdings, LLC, at Block 15505; Lots 2.01, 2.02, 2887 & 2991 State Hwy 23, regarding a remediation at the site that included preliminary assessment, site investigation, remedial investigation, and remedial action in accordance with NJAC 7:26C-6.2(c).

15. Notice from AECOM, dated August 26, 2011, advising of a submission for Tennessee Gas Pipeline of a Clean Water Assurance Certification Form to the NJDEP to conduct hydrostatic testwater discharge activities for a segment of the natural gas pipeline associated with Loop 325 of the 300 Line Project, with temporary discharge activities to occur on or after September 6, 2011 in West Milford Township.

16. Public Notification from GES Services for Petro Two, Block 5701; Lot 3, 4 Marshall Hill Road, regarding an investigation for environmental conditions at the former Exxon Service Station.

CORRESPONDENCE

1. Notice from Passaic County Planning Board, dated July 28, 2011, advising that their approval of the site plan submitted for Esco Products, 171 Oak Ridge Road, Block 15901; Lot 7, was being withheld pending receipt of additional documents including a deed for portion of driveway in the county's right of way, a positive drainage plan, revised plans eliminating eastern driveway due to sight distance issues, written confirmation that West Milford does not require curbs or sidewalks along Oak Ridge Road, revised plans for planter that is encroaching on the right of way and existing building sign, copy of Highlands Applicability Determination, electronic version of the plans in PDF format.

2. Notice received September 9, 2011 from Rutgers Office of Continuing Professional Education advising of Wetlands Delineation Certificate Series and various other environmental training classes.

3. Notice from ANJEC received September 9, 2011 regarding the 38th Annual Environmental Congress on October 15, 2011 from 8:15 to 3:30 at the Brookdale Community College in Lincroft, NJ, \$60. for ANJEC members, \$70. for non-members.

4. Notice received on September 6, 2011, from John Wyckoff, P.E. of New Jersey Natural Gas, that revised USGS maps outlining the approximate location of pipelines are available. Maps of the Newfoundland and Waywayanda Quadrangles are on file in the Township Clerk's office. Additional information may be obtained by contacting Mr. Wyckoff at New Jersey Natural Gas.

5. HEPSCD Recertification notice received on September 6, 2011 for: 1) Oberer Single Family Residence & Septic Installation, Block 14201; Lot 14, 350 Germantown Road, to expire on January 29, 2015; 2) Carpignano Single Family Dwelling, Block 14601; Lot 10, 15 Union Valley Road, to expire on February 10, 2015; 3) West Milford Bikeway Section 3, Westbrook Road, to expire on February 22, 2015.

6. Notice received from the NJ Shade Tree Federation regarding the 86th Annual Conference on October 21 & 22, 2011 in Cherry Hill, NJ.

7. Copy of a letter from Mayor Bettina Bieri to Robert Goulding of the EPA outlining her objections to the proposal of a sanitary sewer system in West Milford to replace a failing system operated by the West Milford M.U.A.

PUBLIC COMMENTS

ADJOURNMENT