

**TOWNSHIP OF WEST MILFORD  
ENVIRONMENTAL COMMISSION**

**AGENDA**

**NOVEMBER 9, 2009**

**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 and the Record. 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.*

**ROLL CALL**

**Regular Members:** Andrew Abdul, Gillian Hemstead, Timothy Metcalf, Douglas Ott, Bernie Stapleton, David Watson-Hallowell, Chairman Stephen Sangle

**Alternates:** Maryellen Gabay, Gary Oppenheimer

**PRESENTATIONS** – None.

**APPLICATIONS** – None.

**TELECOMMUNICATION APPLICATIONS** - None.

**GRANT MANAGEMENT AND STATUS REVIEW**

**604(b) OTWS Grant:** Status Report.

**2004 Greenwood Lake 319H Grant and 2007 Stormwater Implementation 319H Grant:** Status Report.

**Streetscape Grant:** Status Report.

**Urban Forestry Grants:** Status Report.

**ON GOING BUSINESS**

**Community Forestry Plan:** Status report.

**Lakes Committee:** Status Report.

**Wetland Mitigation Project:** Update.

**Open Space Subcommittee:** Status Report.

**Renewable Energy Subcommittee:** Update.

**Sustainable Jersey:** Update.

**Trails Master Plan:** Update.

**NEW BUSINESS**

**Beaver Dams at Environmental Boardwalk:** Update.

**Model Highlands Element for Municipal Master Plans:** Discuss.

**Wetlands Mitigation Project - West Milford Lake:** Discuss.

## **MINUTES**

Approval of Minutes of the September 14, 2009 and October 5, 2009 Regular Meeting of the West Milford Environmental Commission.

### **HIGHLANDS WATER PROTECTION AND PLANNING ACT**

1. Agency Determination – Highlands Act Exempt #4 – Water Quality Management Plan – Consistent, with limitations noted, dated September 30, 2009, received for Mr. Wonton, LLC, Block 6303; Lot 18, 1546 Union Valley Road, for reconstruction of parking area, including new curbing, paving and drainage.
2. Notice of Intent to Cancel, dated September 30, 2009, received for Cefes Financial, Harold Smith, for construction of a single family dwelling on Magnolia Road, Block 1806; Lots 4 and 5, due to insufficient documentation submitted for Highlands Determination.
3. Supplement to Highlands Applicability Exemption Request for Tennessee Gas Pipeline – 300 Line Project dated September 30, 2009 from Giordano, Halleran & Ciesla, regarding submission of documents for minor adjustments to the proposed 325 loop route, right of way, and temporary work space due to a more detailed design engineering analysis.
4. Notice to the Township of West Milford from the Highlands Council that they received and reviewed the Township's Draft Environmental Resource Inventory (ERI) and supplied a CD with comments from the Highlands for review prior to the Basic Plan Conformance Petition being submitted by December 8, 2009.
5. Notice from Michael Hoek, Block 7903; Lot 12, 1468 Union Valley Rd., received September 21, 2009, of an application to be made for a Highlands Exemption.
6. Highlands Act Determination– Exempt #15, Water Quality Management Plan – Not Addressed, dated October 19, 2009 for Apple Valley Estates, LLC, Steven Olsen, Union Valley Road, Block 9901; Lots 10, 11, 12.
7. Notice of Technical Incompleteness received for David Koblit, 225 Ridge Road, Block 8704; Lot 26 for improvements to an existing single family dwelling, requiring revisions to plans submitted and other documents in support of the exemption requested.
8. Notice of Technical Incompleteness received for Greg Rubenstein, 40 Lake Park Terrace, Block 4201; Lot 12 for construction of a single family dwelling, requiring plans and documents to be submitted in support of the exemption requested.
9. Notice of Technical Incompleteness received for William Hart, 14 Gleason Rd., Block 3508; Lot 6 for improvements to an existing single family dwelling, requiring various documents to be submitted in support of the exemption requested.
10. Response letter from the NJDEP, Land Use Management, dated October 28, 2009 regarding the new Township Library and a request by the Township to schedule a meeting to discuss with the DEP the development (or redevelopment) of the library on the proposed site, in addition to Highland's legislation that would apply to the project.

### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

1. No Further Action and Covenant Not To Sue letter received from the NJDEP, dated September 30, 2009, regarding removal of a 550-gallon underground storage tank for Block 7003; Lot 4.02, Bender Residence.
2. No Further Action and Covenant Not To Sue letter received from the NJDEP, dated October 20, 2009, regarding removal of a 300-gallon underground storage tank for Block 15502; Lot 28, Anthony Simeic Residence.
3. Notice from the NJ DEP regarding private commercial bus owners and a diesel retrofit program submission deadline as part of a Stop the Soot initiative.

4. Notice of additional information submitted to the NJDEP with regard to a Highlands Determination application from Oleksiy and Tomira Luchynski, Block 12001; Lot 36.01, 166 Maple Road, Program Interest No. 435442.
5. Copy of letter dated September 28, 2009 to Kevin Boyle, Township Administrator from the Assistant Commissioner for Natural Historic Resources, NJDEP, advising that the Trailhead Signage System Implementation – Phase II grant application was not selected for funding from the 2009 Recreational Trails Program.
6. Notice from the NJ DEP regarding Carpi Lake Dam sent to DIO Satellite, LLC dated October 28, 2009 advising that the Emergency Action Plan submitted in November 2008 is acceptable, and that the freeboard waiver is justifiable and granted with conditions.
7. Copy of an application to the NJ DEP for Kerry Greene for a GP #25 for 40 Maple Road, Block 10204; Lot 4 regarding installation of a subsurface sewage disposal system.
8. No Further Action and Covenant Not To Sue letter received from the NJDEP, dated October 2, 2009, regarding removal of a 550-gallon underground storage tank for Block 7503; Lot 13, for Mitchell Schechter.
9. Notice of Violation dated September 29, 2009 for Pazak Service Station, aka Rt. 23 Corporation for Block 16001; Lot 9 for failure to address deficiencies noted in the remedial action report.
10. Permit #1302 issued on October 8, 2009 to the NJ Office of Engineering and Construction for removal of the existing dam structure known as West Milford Lake Dam.
11. Copy of an application for a GP#25 for a septic alteration for 72 Circle Drive, Block 16307; Lot 11, for Cynthia Cassidy.
12. Copy of an application for a GP#25 for a septic alteration for 31 Morsetown Rd., Block 5009; Lot 8, for Arthur McQuaid.
13. Notice from the NJ DEP dated October 21, 2009 regarding the City of Newark – Modification to Water Allocation Permit #5123, approved with revised temperature and passing flow conditions.
14. Notice of Deficiency dated October 27, 2009 sent to the MUA regarding the Greenbrook Well House No. 2, Woodland Ave., for failure to submit a sampling results summary table in an electronic version with the Site Investigation Report.
15. Notice of a GP#25 application received for John and Linda Barker, 1943 Clinton Rd., Block 102; Lot 20.03 regarding installation of a subsurface sanitary disposal system.

#### **CORRESPONDENCE**

1. Certification of Soil Erosion and Sediment Control Plan dated September 22, 2009 received from Hudson Essex Passaic Soil Conservation District for Apple Valley Estates Remediation, block 9901; Lot 12, Union Valley Road, West Milford.
2. Certification of Soil Erosion and Sediment Control Plan dated September 22, 2009 received from Hudson Essex Passaic Soil Conservation District for Dena Car, LLC site Improvements, Block 14104; Lot 1, 2038 Route 23 North, West Milford.
3. Denial of Soil Erosion and Sediment Control Plan dated October 15, 2009 received from Hudson Essex Passaic Soil Conservation District for Valley Ridge Townhomes, 244 Dockerty Hollow Rd., Block 8002; Lot 4 due to the lack of revised plans being submitted per HEPSCD request on June 29, 2007 and June 25, 2008.
4. Notice from PSE&G regarding vegetation maintenance procedures, and inclusion of tree removal as part of the vegetation management work on the PSE&G easement.

5. Letter sent to Shop Rite thanking them for the 100 complimentary copies of Shop Rite Earth 2009 that were distributed at Autumn Lights Festival 2009.
6. Minutes from the County of Passaic Brownfields Commission from July 22, 2009 and notice of a regular meeting on October 21, 2009 at 3:00 pm in the Totowa Business Center.
7. Letter from Anthony Patire of Marshall Hill, LLC, dated October 10, 2009 requesting a Township resolution of support in his efforts to create a wetlands mitigation site and with the Highlands Council and NJDEP regarding the West Milford Lake Dam sit.

## **PUBLIC COMMENTS**

## **ADJOURNMENT**

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**TOWNSHIP OF WEST MILFORD  
ENVIRONMENTAL COMMISSION**

**Addendum to Agenda**

**NOVEMBER 9, 2009**

**CLOSED SESSION**

**RESOLUTION 2009-1**

The Environmental Commission will meet in Closed Session to discuss a proposed Wetlands Mitigation Project for West Milford Lake.