UPPER TOWNSHIP PLANNING BOARD

**MEETING MINUTES**

**FEBRUARY 15, 2018**

The regular meeting of the Upper Township Planning Board was held at the Township Hall, 2100 Tuckahoe Road, Petersburg, New Jersey at 7:30 p.m.

# SUNSHINE ANNOUNCEMENT

**SALUTE TO THE FLAG**

**ROLL CALL**

Present: Michael Endicott, Jack Griffin, Ted Kingston, Gary Riordan, Committeeman Hobart Young, Robert Young, Vice Chair Joseph Harney.

Absent: Georgette Costello, Scott Morgan, Mayor Richard Palombo, James Kelly.

Also in attendance were Jeffrey P. Barnes, Board Solicitor; Paul Dietrich, Board Engineer and Shelley Lea, Board Secretary and Zoning Officer.

**APPROVAL OF THE JANUARY MEETING MINUTES**

A motion to approve the minutes was made by Mr. Harney, seconded by Mr. Kingston, and approved. Abstain: Young and Griffin.

**OATH OF OFFICE BY BOARD MEMBERS**

**SWEAR IN PAUL DIETRICH**

**APPLICATIONS**

1. HANSON AGGREGATES BMC INC – BLOCK 414 LOT 44 – PB14-17

Application is for preliminary and final site plan approval and recommendation to Township Committee for the continuation of their mining operation at Julies Pit, Dennisville-Petersburg Road, Petersburg.

Dante J. Romanini, Esquire, represented the applicant. He explained that they have not yet received the Certificate of Compliance from the New Jersey Pineland Commission. He asked that the application be tabled until the next meeting on February 15, 2018 and that no further notice be required.

2. HANSON AGGREGATES BMC INC – BLOCK 453 LOT 4 – PB 15-17

Application is for preliminary and final site plan approval and recommendation to Township Committee for the continuation of their mining operation at Upper Sand & Gravel, Dennisville- Petersburg Road, Petersburg.

Dante J. Romanini, Esquire, represented the applicant.

Jesse D. Dougherty, Professional Engineer with Marathon Engineering, was sworn. Mr. Dougherty testified the site is approximately 360 acres and is in the Mining and Conservation Zones. There is currently no excavation being done on site. He stated there are areas on site that have been completed and that Area 6 which is not part of the application is reserved for future mining as shown on The Resource Extraction Plan by Marathon Engineers, dated 11-22-17.

Mr. Dietrich testified that he visits the site on an annual basis. He stated the operation is winding down and the pit has not been active for several years. He will be working with the applicant on the reclamation. He stated that the survey by Martinelli Surveying, last revised 6-4-12 shows the deepest they have mined is minus 40. He stated that the applicant is not doing dredging or mining at this time but they still process sand and stockpile topsoil on site.

The meeting was open to the public. Hearing no comment, the meeting returned to the board for findings of fact.

MR. RIORDAN – The applicant was represented by Dominick Romanini, Esquire. There was expert testimony by Jesse Dougherty, P.E. who provided an Estimate of Probable Costs for Soil Stabilization and Site Reclamation, dated November 22, 2017. The Township Engineer has reported that the operation is winding down and that he will work with the applicant on plans for future reclamation. He also reported the applicant is in compliance with the township regulations. A Resource Extraction Plan was prepared by Marathon Engineering and dated 11-22-17. There was no public comment.

MR. YOUNG – He concurs.

MRS. COSTELLO – No further comment.

MR. ENDICOTT – Nothing to add.

MR. HARNEY – Nothing to add.

MR. KINGSTON – Nothing to add.

MR. GRIFFIN – Nothing to add.

MR. KELLY – Nothing to add.

A motion to grant preliminary and final site plan approval and a recommendation to township committee to continue the mining operation with the standard conditions was made by Mr. Kingston and seconded by Mr. Young. In favor: Costello, Endicott, Harney, Kingston, Riordan, Young, Griffin, Kelly.

CHAPTER 19 AND 20 OF THE REVISED GENERAL ORDINANCE OF THE TOWNSHIP OF UPPER

Mr. Dietrich stated that the board finalized their discussion on the proposed land use ordinance revisions at the last meeting. He stated that where a travel trailer or mobile home can be located on a property is included in another section of the ordinance as well as the condition of any vehicle parked on a property.

The meeting was open to the public. Hearing no response, the meeting returned to the board.

A motion was made by Mr. Young and seconded by Mr. Kingston, to forward the proposed Chapter 19 and 20 Ordinance revisions to the township committee. In favor: Costello, Endicott, Harney, Kingston, Riordan, Griffin, Kelly.

WASTEWATER PLAN AMENDMENT

Mr. Dietrich stated that in 2012 the board worked on the Wastewater Plan amendment that identifies any property in the township with a septic flow greater than 2,000 gallons per day. This includes Osprey Point, schools, larger restaurants, campgrounds, etc. are all identified on the county and township wastewater management plan.

The NJDEP will pay for the county to do the work on updating the plan. The plan must be approved by May. The county will have to have public hearings in April and the board will

have to include this on the next two agendas. He will send an electronic copy of the 2012 plan to the board members.

Mr. Dietrich stated that he included in the budget for this year a mini master plan reexamination to look into possible over development in Strathmere. He also discussed COAH litigation.

Mr. Kingston asked about adding bulkhead heights in Strathmere to the next agenda. Mr. Dietrich believes this matter should be discussed at a township committee meeting.

**RESOLUTION**

1. GEORGE HARMS CONSTRUCTION COMPANY INC – BLOCK 414 LOT 45 AND BLOCK 451 LOT 4- PB 13-17

A motion to adopt the resolution was made by Mr. Harney, seconded by Mr. Riordan, and approved. Abstain: Young and Griffin.

Mr. Dietrich reported that he met with the applicant and they anticipate having crews on site in the next couple of weeks to get the work done and the State Troopers were able to issue summons to two four-wheel drive vehicles and one ATV during the snow storm.

1. SPECIAL RESOLUTION 01-2018 SCHEDULE OF MEETING DATES 2018

A motion to adopt the resolution was made by Mr. Harney, seconded by Mr. Endicott, and approved.

1. RESOLUTION AUTHORIZING CONTRACT WITH JEFFREY P. BARNES, ESQUIRE, FOR PROFESSIONAL SERVICES

A motion to adopt the resolution was made by Mr. Harney, seconded by Mr. Young, and approved.

**BILLS**

A motion to pay the bills was made by Mr. Harney, seconded by Mr. Endicott, and approved.

**ADJOURNMENT**

A motion to adjourn the meeting was made by Mr. Harney. The meeting was adjourned at 8:19 p.m.

Submitted by,

Shelley Lea

Board Secretary