

**MINUTES
BOARD OF HEALTH
TOWNSHIP OF CHATHAM
FEBRUARY 10, 2004**

The regular meeting of the Board of Health was called to order by President James Brown at 7:30 p.m.

Answering present to the roll call were Dr. Marano, Dr. Shelley, Mr. Nachtigal and Mr. Brown. Mr. O'Connor was absent.

Adequate notice of this meeting of the Board of Health was given as required by the Open Public Meetings Act as follows: Notice was given to both the Chatham Courier and the Morris County Daily Record on January 14, 2004; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 14, 2004; and notice was filed with the Township Clerk on January 14, 2004.

Approval of Minutes

Mr. Brown moved to approve the minutes of January 13, 2004. Dr. Shelley seconded the motion and it carried unanimously.

Reports

Registered Environmental Health Specialist

January Report: R.E.H.S. Irena Bairova reported that the food inspections were satisfactory except for one restaurant. Pat's Pizza was conditional and a court date is scheduled for next week. Mrs. Bairova advised that a former part time employee of Green Village Packing Company was reselling food from this store and operating an illegal butcher shop out of his garage in Morristown. Green Village Packing Company is now aware of the situation. The septic tank on Long Hill Lane, which was previously removed without a permit, was replaced with a 1500-gallon tank on January 12, 2004. Mrs. Bairova witnessed soil logs at 805 Fairmount Avenue on January 20, 2004. Mrs. Bairova reported fiberglass exposure was rectified inside a house on Hillside Avenue. The food stores surrounding the Grooming Pet Store are still complaining that the pet owners are not picking up after their dogs. This issue is still pending. Mrs. Bairova also advised she had talked with the water company and they said the residents are called when there is a problem with the quality of their water.

Registrar of Vital Statistics

Mrs. Wiley reported the following licenses were issued during the month of January:

21 Certified copies of Marriage Licenses	\$84
1 Marriage License	28
9 Certified copies of Death Certificates	<u>36</u>
Total	\$148

Secretary

Mrs. Wiley advised that two retail food establishments still had not renewed their licenses for this year. Mrs. Wiley informed the Board that the Planning Board had approved the minor subdivision for Nicholas Parisi on River Road that had previously been before the Board of Health. Mrs. Wiley confirmed with the Board that the septic application would need to come before the Board of Health again.

Mr. Nachtigal moved to accept the reports. Dr. Shelley seconded the motion and it carried unanimously.

New Business

1. Septic Application, Block 62.08, Lot 19, 805 Fairmount Avenue-

The owner, Robert Sizelove, did not attend the meeting, however the engineer Tom Murphy from Murphy & Hollows Associates, Inc. was present.

Carrie Feuer, P.E. from Metcalf & Eddy advised a letter was submitted from the inspection company indicating it was a malfunctioning septic system. However, Mrs. Feuer also noted that the existing septic system was based on a four-bedroom house, but the design plans are for a new five-bedroom house. Mr. Murphy explained the homeowner wanted the option to add another bedroom in the future. Mrs. Feuer reviewed the comments that Metcalf and Eddy made about the design and said that wetlands information must be documented since this is a new design. Mrs. Feuer also said the design shows the bed is located in an area of 13 percent slope and a statement from the engineer is needed certifying that the system with the regrading is stable. Mrs. Feuer also said the grading on the uphill side of the bed is not detailed very well and does not show the swale. Mrs. Feuer asked that this also be shown on the plan. Mrs. Feuer commented the location of the existing disposal field is not clear and asked that the disposal area be put on the plan. Mrs. Feuer also questioned why the soil was being replaced since it tested as K4. Mr. Murphy replied that he usually removes the soil down to where the soil test sample was done at 7 feet. Following discussion about the soils and whether there is a need to remove the soil 7 feet down, Mr. Murphy said he would review this with the homeowner.

Mr. Brown moved to contingently approve the design based on the engineer providing the appropriate documentation of wetlands information and the bed stability of the existing soils to Metcalf and Eddy's satisfaction. Mr. Nachtigal seconded the motion.

Mr. Nachtigal requested that the existing system be properly abandoned and that a note be added to the plan that there would be nothing beyond the edge of the lateral.

Roll call: Dr. Marano, Aye; Mr. O'Connor, Absent; Dr. Shelley, Aye; Mr. Nachtigal, Aye; Mr. Brown, Aye.

Before leaving, Mrs. Feuer distributed the letter regarding the septic application at 550 River Road that was submitted at the January 13, 2004 Board of Health meeting.

Mrs. Feuer also said she would find out about the proposed changes in the State septic system regulations.

Discussion

1. **Draft of Healthy Lawns & Landscapes Pamphlet-** Lydia Chambers and Dot Stillinger were present to explain the changes made to the Draft of the Healthy Lawns & Landscapes Pamphlet. Mrs. Chambers said the pamphlet had been revised to show the native plants of New Jersey, the Chatham Township Board of Health and local suppliers and organizations. Mrs. Chambers also advised that beginning in June in New Jersey, the schools would be taking the Integrated Pest Management approach that discourages all pesticide use on school grounds. The Board reviewed the revised pamphlet and made some suggestions. The Board agreed that rather than "Herbicides in Compost Warning", it should say "Pesticides in Compost Warning." Mr. Nachtigal also suggested there should be a reference to licensed pesticide applicators. Following a discussion about where this should be inserted, Mr. Nachtigal thought it should say, "Pesticides are poisons and should be handled and applied by licensed professionals." Attorney Taormina asked that a letter be submitted to the Board of Health that we have permission to use this pamphlet. Mr. Brown suggested that the section titled "Imagine no mowing" should take into consideration what deer eat and provided Mrs. Chambers with some information. Mr. Brown also asked that "know that" be omitted in one section and that Gardens Alive, show that it is located in California. Dr. Shelley inquired about any attempt to communicate more with lawn services. Mrs. Chambers advised Kathy Abbott would be contacting some lawn services this week and also thought organic lawn care services could be listed on the website. A list of products should also be on the web site. Mr. Nachtigal also recommended that there be a link to the DEP website for someone who is improperly applying pesticides. Mr. Brown moved approval of the brochure as discussed. Dr. Shelley seconded the motion and it carried unanimously. Mrs. Chambers

also provided the Board with the information Mrs. Hoag had obtained from MGL. The most economical way to produce the pamphlet would be to have a blank back page. The cost of 4500 copies on opaque paper would be \$1100 and mailing costs of \$.12 per resident would be \$510. The total cost would be \$1610. Mrs. Chambers will talk with Administrator Tom Ciccarone and provide a written estimate from MGL.

2. Well Ordinance- Health Officer John Thesee was present to provide his comments about the draft of the well ordinance that had been prepared for the Board. Mr. Thesee said he talked with the Health Officers in some neighboring municipalities and was told that well ordinances reference the State code. Mr. Thesee thought section D on page 6 would be hard to enforce and number 2 & 4 under Drilling Requirements could be eliminated. Mr. Thesee also thought the Aquifer Testing Requirements were not necessary. Mrs. Taormina advised the Board that this had been modeled after a well ordinance in Hopewell. Mrs. Taormina also discussed with the Board the Private Well Testing Act. Mr. Thesee recommended that on page 14, letter B, add “and submit results to the local Health Department.” Mr. Thesee also mentioned there were confidentiality issues with the well testing results. After the review of the ordinance, the Board decided to omit some sections that referred to the aquifer tests and discussed the requirements of 8, 9 and 10 on page 15 and whether this was in the correct section. The Board also reviewed the Reporting Requirements. Following discussion, the Board was concerned about what was left in the ordinance and the cross-references. The Board decided to table this ordinance and thought it might be better to start with a new ordinance. Attorney Taormina will find out whether the State has a model well ordinance. The Board also requested that Mrs. Wiley provide copies of the Harding Township and Washington Township Water Supply Ordinances for the Board to review prior to the next meeting.
3. New Standards- Health Officer John Thesee updated the Board about the new standards to make public health more comprehensive and to get other entities involved. The first step is the governmental health partnership that will provide an overview of everyone’s capabilities. The local health departments need to assess their capabilities, the Board of Health needs to assess itself and a community health assessment also needs to be done. A community health plan is then put together. Mr. Thesee advised the community Health Officers in Morris County have already put together a non-profit corporation, which is the beginning of a governmental public health partnership. This corporation applied and received a tobacco grant. Some of the grant money was used to putting a public health plan assessment together. The State has said to hold off on everything right now until possibly consultants are hired to work with each Board of Health. Mr. Thesee also explained that bio terrorism is slowing the process down. All health departments are requiring Health Officers and Registered Environmental Health Specialists to participate in a 40-hour certificate program in bio terrorism. Information was given to Mrs. Wiley to distribute to the Board. Mr. Thesee explained how new rules since 9/11 has affected different aspects of his job and that additional work is now involved. Mr. Thesee also advised there was a SARS conference sponsored by the State and that this presented quarantine and isolation issues. The Board thanked Mr. Thesee for providing this update.

Mr. Brown moved to adjourn at 10:28 p.m. Dr. Shelley seconded the motion and it carried unanimously.

Joy M. Wiley
Board of Health Secretary