

**MINUTES
BOARD OF HEALTH
TOWNSHIP OF CHATHAM
JANUARY 12, 2010**

President Jim Brown called the regular meeting of the Board of Health to order at 7:39 P.M.

Answering present to the roll call were Mr. Nachtigal and Mr. Brown. Dr. Marano, Mr. Newby and Mr. Tubbs were absent. Mr. Samara, Ms. Feuer and Ms. Taormina were also present.

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, 2009; notice was posted on the bulletin board in the main hallway of the Municipal Building on January 14, 2009; and notice was filed with the Township Clerk on January 14, 2009.

Approval of Minutes

As there was not a quorum, no action could be taken to approve minutes.

Reports

Reports were not given, as a vote could not be taken to approve the reports.

New Business

Septic Application – Block 139, Lot 10

Due to the presence of Mrs. Feuer and Mr. John Tully, an engineer representing the owner of the above referenced property, the drawings for the septic tank application were reviewed, and Mrs. Feuer discussed her comments on the drawings. Mr. Tully indicated that Morris County was properly notified of the hearing on this application. Mrs. Feuer indicated that if the suggested revisions discussed were to be made, she could write a letter to the Board of Health supporting approval of the application. Mr. Brown said that if the revisions are made, the application could be approved at the next meeting.

Discussion

Retail Food License Fees

Mr. LaConte discussed how although fees are charged for annual retail food licenses, the Township does not presently charge any late fees. There is a provision in Ordinance BH-1-97 to charge a fine up to \$500 for failure to comply with the requirements to obtain a retail food license, but Mr. LaConte suggested that the Board might want to consider having a late fee as an intermediate step to the general non-compliance penalty, as is done in the Borough of Madison. Mr. Nachtigal raised a concern about how such a late fee would affect temporary and seasonal vendors. Mr. LaConte suggested that if an ordinance were drafted to impose late fees, language could be added to address such issues.

Noise Ordinance

Mr. Brown said that the current noise ordinance does not explicitly deal with landscaping equipment. Mr. Samara indicated that equipment would have to have mufflers, and the general noisemaking hours would still apply. Mr. Brown offered to share with the Board the noise ordinance from Madison as an example of a provision regarding landscaping noise.

Other Business

Mr. Brown reminded the Board that there are still some properties that are required to hook up to the municipal sewer system.

Mr. Brown moved to adjourn at 8:40 P.M. Mr. Nachtigal seconded the motion and it carried unanimously.

Gregory J. LaConte
Board of Health Secretary