

APPROVED

**WARREN BOARD OF HEALTH
SEPTEMBER 11, 2013 – 7:00 P.M.
2ND FLOOR CONFERENCE ROOM – MUNICIPAL BUILDING
46 MOUNTAIN BOULEVARD, WARREN**

Call to Order: The public meeting of the Warren Township Board of Health was called to order at 7:08 p.m. by Malcolm Plager, Chairman

Flag Salute

The Opening Statement: Adequate notice of this meeting was given on May 3, 2013 by posting a copy on the Township Bulletin Board sending a copy to the Township Clerk, Echoes Sentinel and Courier News as required by the Open Public Meetings Act. We plan to adjourn no later than 10:00 P.M.

Roll Call:

Dr. DeMarco	- Absent	<u>Alternate #1</u>	
Mrs. Cooper	- Present	Mr. Rosenman	- Absent
Mr. Morlino	- Absent	<u>Alternate #2</u>	
Dr. Sarraf	- Absent	Ms. Parker	- Present
Mr. Lazo	- Absent		
Mr. Riley	- Present	Mr. Plager	- Present

Privilege of the Floor: None

Approval of Minutes: June 12, 2013

Motion was made by Mr. Riley second by Mrs. Cooper to approve the June 12, 2013 minutes as distributed.

Voice Vote:

In Favor: Mrs. Cooper, Mr. Riley, Ms. Parker, Mr. Plager

Opposed: None

Abstentions: None

Correspondence: Please See Correspondence File

Financial Reports:

Treasurer's Report: Receipts – June, 2013

Receipts for Registrar:	\$472.00
Health	\$930.15
Application Fees	\$300.00
Septic and Well	<u>\$735.00</u>
Total Health	\$2,437.15
Dogs	\$187.00
Cats	<u>\$24.00</u>
Total Animal	\$211.00
Grand Total:	<u>\$2,648.15</u>

APPROVED

**Warren Township Board of Health
September 11, 2013
Page Two**

Disbursements: June, 2013

Health:

Business Card Holders -3

\$7.11

Total Health Disbursement June, 2013

\$7.11

Animal Control:

Animal Control Officer Pager

\$9.36

State Dog License Fee- June

\$18.60

1st and 2nd Quarter Animal Control Contract

\$6,502.50

Total Animal Control Disbursements

\$6,530.46

Total Disbursements – June, 2013

\$6,537.57

Treasurer's Report: Receipts – July, 2013

Receipts for Registrar:

\$596.00

Health

\$263.75

Application Fees

\$0.00

Septic and Well

\$685.00

Total Health

\$1,544.75

Dogs

\$91.00

Cats

\$12.00

Total Animal

\$103.00

Grand Total:

\$1,647.75

Disbursements: July, 2013

Health:

2nd Quarter Commission Payment

\$25,408.00

Reimbursement for Edible Arrangement- Barbara Streker

\$115.56

2nd Quarter Marriage License (16 @ \$25.00)

\$400.00

Total Health Disbursement July, 2013

\$25,923.56

Animal Control:

2014 Dog/Cat License Tags

\$134.00

State Dog License Fee- July

\$14.40

Total Animal Control Disbursements

\$148.40

Total Disbursements – July, 2013

\$26,071.96

Treasurer's Report: Receipts – August, 2013

Receipts for Registrar:

\$466.00

Health

\$ 62.60

Application Fees

\$375.00

Septic and Well

\$335.00

Total Health

\$1,238.60

Dogs

\$128.00

Cats

\$19.00

Total Animal

\$147.00

Grand Total:

\$1,385.60

APPROVED

Warren Township Board of Health
September 11, 2013
Page Three

Disbursements: August, 2013

Health:

Mid State Registrar Association meeting- Barbara Streker	<u>\$15.00</u>
Total Health Disbursement August, 2013	\$15.00

Animal Control:

State Dog License Fee- August	<u>\$16.20</u>
Total Animal Control Disbursements	\$16.20

Total Disbursements – August, 2013 **\$31.20**

Motion was made by Mr. Riley second by Ms. Parker to approve the Treasurer's Report of June, July and August 2013 as read

Roll Call:

Mrs. Cooper- Yes
Mr. Riley- Yes
Ms. Parker- Yes
Mr. Plager- Yes

Kevin Sumner, Health Officer, arrived at 7:28pm

Middle-Brook Regional Health Commission Report

Mr. Riley reported that the last meeting was on June 24, 2013.

The Commission has been developing and preparing a strategic plan. At the last meeting Mr. Sumner presented a report which stated that the plan was 99% complete. It set forth four strategic priorities: Lifestyle changes to improve public health, Public Communications, Emergency Preparedness, Accreditation preparation. The report broke down the priorities and set forth specific objectives to be accomplished within a specific time period.

Mr. Riley commented that the report was rather ambitious and thought to a certain extent that it could represent an overwhelming imposition on the employees. The report over all was well done. Mr. Sumner stated that our strategic plan is dependant on the participation of the Boards.

Mr. Plager asked if the County has developed their strategic plan yet, and Mr. Sumner stated not that he was aware.

Mr. Riley stated the Commission is developing a voluntary inspection program for residential pools designed to educate the public. Brochures have been created and finalized for the public. Mr. Riley was not sure when this program would be available.

There was a report that the HPV vaccine has a 38% vaccination rate. The State is trying to bring that up to 80%.

A rabies clinic was held in May and 73 animals were vaccinated. This was a 30% increase from the previous year. The Commission is now responsible for providing the syringes for the clinic.

APPROVED

Warren Township Board of Health

September 11, 2013

Page Four

Reports of Employees/Health Officer Report

Mr. Sumner reported that the annual report is completed and is posted on the Commission website. There is a link on the Warren website to the Commission webpage. Mr. Sumner is planning that in October there will be an annual meeting to review it.

The voluntary residential pool inspection program is complete. It has been advertised and is also on the website. The newsletters have been posted in all the Municipal buildings since late June. There were some changes made after consulting with construction officials. No requests have been made yet for an inspection.

Mr. Sumner stated that there was a large mumps outbreak of 38 cases at a restaurant at the shore. He is investigating a mumps case in Warren that might be related. There is nothing to be concerned about.

The septic system that services Wagner Farm apartment and former store has failed. The pipe broke that runs towards the wetlands in the back. Because of a proposal to construct a new building on that property, Mr. Sumner stated he is working with an Engineer. Soil testing was just finished on the site behind the buildings. This system will be coming before the board as a system to correct the current malfunctioning system and will also be designed to support the new building. The current system is still working, but not working well.

Mr. Sumner stated that Wagner's Farm currently has a farmers market on Thursday. The Board of Health licenses each vendor based on our licensing ordinance. He was approached by someone at the Arboretum, because the state law allows those vendors who are selling strictly produce and honey to be exempt from licensing. Our ordinance does not. Mr. Sumner stated the arboretum also charges the vendors a fee. The arboretum is asking the Board of Health to waive our fee. He wanted to present our fee ordinance to the Board to address this request of waiving our fees for produce and honey. The Board had a discussion and felt our fees were fair as they currently exist.

Mr. Sumner stated to the Board that the Township Committee has amended the dog licensing provisions to increase the fees \$3.00 each year over a 4 year period. Incremental increases from 2012- 2016 will still not reach the maximum allowed under state law. Mr. Sumner suggests that since the licensing of Cats is under the purview of the Board, that we look at something similar for cat licenses. We also currently provide tags for cats, and he proposes to provide just a paper license for the cat. There is no state statute pertaining to licensing cats. Mr. Plager made a recommendation to get rid of the tags for cats completely. The Board also agreed to increase the rate of the cat license \$1 each year over the next 4 years.

Mr. Sumner stated under the storm water management rules, there has to be an adoption of a solid waste maintenance ordinance in each municipality across the state. Our ordinance meets all the state requirements except leakage. Chris Kastrud, Township Engineer, was going to check to see if our ordinance is acceptable with the state.

Mr. Sumner advised the Board of a property on Dead River Road. There are two dwellings with newer septic systems. The Board approved a septic system at 11 Dead River Road in 2011, and an alteration was approved at 13 Dead River Road in 2012. Both are done. The resident at 11 Dead River Road reported his backyard started to flood this year. He called the health department; we went out and didn't find anything. He was claiming that the pipe on his property is tied in to the septic tank at 13 Dead River Road. The discharge from the water pipe was tested. PH was;

APPROVED

Warren Township Board of Health

September 11, 2013

Page Five

Reports of Employees/Health Officer Report (Continued)

neutral. The water was clear, and running continuously. It has no odor or signs of sewage. The test did come back positive for E. coli, total coliform, and fecal strep. All indicative of fecal waste but not necessarily human waste. Both houses have been dye tested. The pipe is on private property. The line was also checked with a camera as far as we could. The pipe runs straight up the property line. It has no connections or turns heading towards the septic systems. Mr. Sumner stated that these two properties used to be owned by one family. He thinks this pipe was put in to address surface or ground water issues. He suspects the bacteria counts picked up in the tests are picking up bacteria from old historic septic systems or animal waste. Mr. Sumner just wanted the Board to be aware of the issue.

Old Business:

Resolution 2013-16

6 Cory;s Brook Road

Block 84, Lots: 1, 3 & 4

Application: Major Subdivision

Owner/Applicant: Mr. Ralph Markham

Engineer: Kevin G. Page, PE, Page Engineering Consultants, PC

Motion was made by Mr. Riley second by Mrs. Cooper to approve resolution 2013-16 as amended.

Roll Call:

Mrs. Cooper- Yes

Mr. Riley- Yes

Ms. Parker- Yes

Mr. Plager- Yes

New Business:

Case #1- 12 June 2013

6 Cory;s Brook Road

Block 84, Lots: 1, 3 & 4

Application: Variance from Warren Ordinance 7:9A

Owner/Applicant: Mr. Ralph Markham

Engineer: Kevin G. Page, PE, Page Engineering Consultants, PC

Applicant proposes to construct a new on-site sewage disposal system to service a proposed 4 bedroom dwelling on this newly subdivided lot. The proposal to construct a pressure dosed, bottom lined soil replacement sewage disposal system with black-water and grey-water disposal beds meets and exceeds standards set by State Regulations. In addition, the proposed system exceeds the disposal bed sizes prescribed by Warren Board of Health ordinance.

Mr. Kevin Page, Page Engineering and Mr. Ralph Markham, Homeowner were present and sworn in to testify.

APPROVED

Warren Township Board of Health

September 11, 2013

Page Six

Case #1- 12 June 2013 (Continued)

Mr. Page testified that the application is for the design of the septic at Mr. Markham's new home. As discussed with the subdivision, the Markham family has moved into the existing dwelling and they have had the well modified and tested. When the well was first tested, there were unacceptable readings of coliform, lead, and iron. The well has since been modified and retested and the new tests results have come back clean and have been submitted to the Health Department.

Mr. Page testified that the septic system is designed to be a split system and will be a pressure dosed system. Mr. Page testified that he is asking for a variance from Warren code for the 35 foot expansion area adjacent to the disposal fields and a minimum distance of thirty five feet between the disposal fields which are part of a split system. The pressure dosed system size requirements are set by the state code at 648 square feet per bed. The application proposes to build a bed of 1368 square feet for each bed. Mr. Page testified that if the Board does not want to grant the variances, then the beds could be cut down so that no variances will be needed. This design is very conservative. Mr. Markham testified that his family wanted to make sure that the septic never backs up into the house. The system is being designed for a four bedroom dwelling.

Mr. Riley stated that he sees no reason to defeat the application because Mr. Page testified he could design the system in accordance with State and Warren Code with no variances. In that case, Mr. Riley is deferring to Mr. Page's expertise.

Amelia Nguyen, 5 Cory's Brook Road, had a concern about the area and properties around the system. Mr. Page testified that this system will not impact the surrounding area. Mr. Plager stated that the state and local laws have certain requirements for size and for separation between other properties and wells. The Board of Health enforces these state statutes and local ordinances. Mr. Plager stated that Mr. Page has testified that in his design, that meets or exceeds them.

Mr. Sumner stated that the State and local rules are very conservative. If you meet or exceed the State standards, the rules are very protective of the subject property and neighboring properties.

Ms. Nguyen asked what ever happened to the plan to bring sewers up Mountain Ave, by Wagner's Farm. Mr. Plager stated that there was a plan long ago that Wagner's Farm was going to be a development and sewers would have come up, but when the municipality purchased the land for open space, that plan never happened. He suggested that she talk to the Sewer Authority.

Mr. Markham testified that the Construction department will not even look at his building plans until they receive something from the Board of Health on the septic. He wishes to start construction of the foundation before the winter.

Mr. Sumner stated that the Board of Health will not be meeting until November. Mr. Plager suggested holding a special meeting in October to hear the resolution for this application. The Board decided on October 3, 2013 for a special meeting.

APPROVED

**Warren Township Board of Health
September 11, 2013
Page Seven**

Motion was made by Mr. Riley second by Ms. Parker to adopt the application as proposed by the plans and testimony.

Roll Call:

Mrs. Cooper- Yes

Mr. Riley- Yes – ordinarily he would not vote in favor of a variance for new construction, but considering Mr. Page’s testimony that he could redesign this system and would not need variances, and Mr. Page believes this plan is preferable, he is voting in favor.

Ms. Parker- Yes

Mr. Plager- Yes

Adjournment:

**Motion was made by Mr. Riley second by Mrs. Cooper to adjourn the meeting at 8:55pm.
Motion carried by unanimous voice vote.**

Respectfully submitted,

**Barbara Streker, Clerk, Warren
Township Board of Health**