

The following are my personal notes, not official minutes. For official minutes, see the Delanco Township website or visit the township offices at 770 Coopertown Road.

TOWNSHIP COMMITTEE MEETING – August 2, 2010

ROLL CALL: Hinkle, Jass, Lord, Templeton, Fitzpatrick

Also Present: Mr. Schwab, Acting Twp. Administrator; Mrs. Lohr, Municipal Clerk; Ms. Zimmermann, Deputy Municipal Clerk; Mr. Sacalis, Police Chief

Fitzpatrick: This is our regular public meeting, but we wanted you, the public, to be informed. Charlie Myers from Corps of Engineers is here. DEP is not here. Charlie was at our meeting regarding dredging. We had questions for DEP; he says they were answered. I can't testify to that. I've asked Charlie to give an overview and give you an opportunity to ask questions. We are concerned about truck traffic, our roads, and our youth activity fields. There were concerns about ownership and DEP is working on that.

Myers: I'm the project manager of the 40 foot navigation channel from Allegheny Ave to Trenton. The Army Corps has responsibility for maintenance dredging. Congress authorizes states of PA and NJ to provide suitable disposal lands. To date, PA has done an excellent job of providing sites. It's been a long-standing problem having NJ provide sites from Allegheny Ave to the Turnpike bridge. Serious shoals are continuing to develop on that reach of river. It's only a matter of time when the drafts of these deep-water loads are reduced, which would cause economic losses for shipping companies. 1 ft. loss = \$100,000 economic loss. That loss goes to folks at marine terminals – layoffs and far-reaching effects on economies of PA and NJ. Ex. National Gypsum is here and increased costs would be passed on to folks like you and me when we go to Home Depot for wallboard. You want to pay \$3 a sheet. I don't think anyone wants to pay \$6 a sheet. It's been a long-standing problem that the state of NJ doesn't provide sites for maintenance. It has nothing to do with the deepening, which you may have read about in the paper. We are just trying to maintain what was already built in 1963 so shipping can continue safely and economically. State of NJ and DEP have been working on dredge materials planning to study what lands are available for sites. Historically, we have used sites from Pennsauken up. They haven't been used since 1989. Sites have become overgrown. The Army Corps needs to go in and push up earthen dykes. Without the upland disposal sites, we can't perform the maintenance. A lot of folks don't understand when they hear dredge material – I don't want it in my backyard. I understand and that's why I'm here. The Dunes haven't been used since the 80's. I have pictures from the 60's. It looks the same, now just a little higher. Material is relatively clean and meets residential standards. 401 water quality certificate is required. As recently as 2005, material is clean like heavy sand. If you have been to the dunes, it is very nice material. Back to the study, Corps is working with DEP – 7 sites from

Allegheny Ave up– 3 sites have been eliminated. We have a site in Cinnaminson, the Dunes, Burlington Island, and Palmyra Cove. In 2007, there was quite a bit of press to save Palmyra Cove. Corps went ahead paying attention to nature center concerns. We pumped for 20 days and made sure the site was to their liking when we left. My son was there playing while we were pumping. If dredging is managed right, it is a good thing. You have to put it somewhere.

I read your newsletter. You can't barge it and let it dry out. It has to be put on land to dry out. A hopper barge is just a tool – a ship that can collect a small amount and it's contained in the belly of the ship. It has to be stored somewhere. DEP has to make a final decision as to what areas they are going to give to the Army Corps. They are close to a decision. One of the sites is the dunes. I'm in favor because there aren't a lot of options. I need four locations. Right now, there is 900,000 cubic yards of shoaling in the river. We really need this to happen. It's not going to happen overnight – no funding for this year or next year. We have to get these formerly used sites back into operation. I'd like to hear your questions. I've heard dust... We're trying to keep jobs along the river way. The ships will go to NY or Baltimore. We don't want to have a chemical or oil spill. They are drawing 3ft.6in. There isn't a lot of room for error. The channel edges are very sharp. A lot of it through the 50's, we had to blast rock to widen the channel to 400 ft. It's really a necessity. The Army Corps is 100% responsible for dredging, but PA and NJ have to give us the areas for sites.

Templeton: Can you describe the new dredge management plan?

Myers: Corps used to dredge every 3-4 years, when US Steel closed in the 90's, there was a lull. US Steel ships were 1200 ft long. Commerce has returned – Hess Oil, Waste Management, Silvi Cement, Mercer Generating Center, etc. (missed a couple here) We've been able to do just emergency dredging like we did in 2007. It's like a fire truck – a long expensive process to address the hot spots. Now it's to the point that we have to do a whole channel maintenance. We need to do a pipeline dredge – faster and more cost-effective. The upper end has been dredged on 2-3 year basis and PA has provided sites. Our plan is to get back on a regular maintenance cycle every 3-4 years to dredge to 40 feet.

Fitzpatrick: There is no funding for this year, but may be for 2011?

Myers: Senate report – nothing beyond bare bones. No money for dredging in 2011. We have money to do surveys which are reported to pilots. Without NJ providing disposal sites, we can't push for funding because if we do get it, we have nowhere to put it. We have identified four sites, but no final decisions have been made.

Hinkle: Concern is how you would get the material out. If it's trucks, we have a

problem.

Myers: Corps is only responsible for the dredging. Dunes property is very high. Based on my technical review of that property, there is enough space to build dykes one more time. If the materials isn't trucked out, ...it's our hope that there will be a conveyor system to barge and take it out on the waterway and not through West Avenue. NJ counterparts are sensitive to that. Should the site be chosen, everything that can be done will be done.

Hinkle: People know what they did when they used Hawk Island. There were trucks, trucks, trucks,...

Resident of Burlington Ave: I remember the blasting. It broke all of the plaster in my house. Served on Delanco Sewerage Authority – we are a sending member to Beverly. Beverly's is a dated facility which meets all of the standards. Over the years, there has been talk that NJ would make Beverly build a new plant. We would have to contribute. Last time you dredged, it went over our sewer lines. If something had happened, that would have been our responsibility. We couldn't afford to uncover that pipe and replace it. I was involved with Hawk Island too. I was mayor. If we have broken sewer lines, or we need to build a plant, how fast would the Corps take to remove the spoils?

Myers: Should the site be provided to us by NJ, during the planning stage, we would coordinate with the townships. If there are any concerns as to damage to municipal property, that would be addressed. Your township engineers would be asked for recommendations. We aren't here to cause any problems. Is the spoils site on sewer line?

Resident: Yes. I understand that you need sites. Back then, I got in a boat and looked for sites. There are sites above us. We are a congested area. Not until you get to the Philadelphia area that you see empty areas.

Myers: Disposal sites need to be every 25,000 ft. in order to use the equipment. After that, equipment needed would triple the cost and we are already having a hard time getting the money to get it done. There have to be four sites from Allegheny Island to Trenton. We looked at Newbold Island. Bald eagle nesting there.

Resident: I don't want to see you pump over our sewer lines.

Myers: NJ DEP would be responsible for that damage. We will look at that and address that if site is chosen.

Resident of Second: Everything I've read is that once you work on a site, nothing can be put there – not even a bird house.

Myers: In Palmyra Cove, (missed this)

Fitzpatrick: It was stated at our June 18th meeting, that this is different – they don't want people hiking and birdwatching.

Myers: We plan to use that site for a 20 day period every three to four years. Then

we pull the pipes and let it dry out. Then we leave. We don't want to have concerns about protected species moving into these sites.

Fitzpatrick: I think the wording was that we don't want another Palmyra Cove.

Resident: There were plans for public recreation. We have so many houses. There isn't access to the river for many people. The Dunes provide access – old growth, wildflowers. We want people to launch canoes and kayaks. On Burlington Island, there is a major project. There isn't room for the recreation we want. In 1956, NJ and PA governors agreed that NJ would take spoils. We think PA should take more spoils and leave NJ alone.

Myers: PA has met over and beyond its responsibility – 1 million yards in the upper end went to PA. Upper end is dredged solely for NJ benefit. PA has accepted the burden for NJ.

Resident: NJ has provided Hawk Island, Burlington Island, (missed a few)

Fitzpatrick: Rep from Congressman Adler's office, Freeholder Donnelly, Assemblymen Conaway and Connors are present.

Conaway: Who regulates spoils after Army Corps puts it there? If there is truck traffic, will federal or state government do a survey and be prepared to pay for damage?

Myers: Material is owned by state of NJ. They can sell it for a small amount of money per yard. Mining of material in NJ owned sites is coordinated by DEP folks.

Conaway: As resident mentioned, plaster in house was ruined. She shouldn't be paying for that. Survey should be done to determine degradation.

Myers: Public notice/meeting would be held and concerns addressed.

Donnelly: Unfortunately, DEP not here. That kind of truck traffic is not good for these communities. Dredging the channel makes sense. You said you can go one more lift, what if no one takes that material?

Myers: Existing conditions would allow one more lift...a pyramid – dykes 10 ft. high, fill and let dry. If no beneficial use was found, it would become unusable. Maximum height as of next use – 35 feet.

Donnelly: That's a concern – having a mountain on the shore.

Finlayson (NJ Environmental Federation) –How would dredging impact NJ American Water's intake area?

Myers: Army Corps is required to take core samples in each shoal area through whole strata – chemical analysis is done. Results are sent to DEP for review and they issue water quality certificate.

Finlayson: How about clogging?

Myers: No. We've been dredging for a long time.

Finlayson: Have you had any chemical or metal problems?

Myers: No. Suspended solid limitation – 3 g/liter. You are using existing river

water to remove material.

Finlayson: Because it looks clear, it doesn't mean it is clear. Storage plan – you make space on some sites before you add more spoils. Possibly you will remove spoils that have been there for a period of time. If there is a potential beneficial use, why do you have to do the double process? Why do you have to remove to add more? Why do you need the drying process? Why the double expense?

Myers: 80% water and 20% material – Mostly sites are so far inland, they couldn't handle the water.

Finlayson: What is drying time?

Myers: 30 days. Palmyra Cove – we had our bulldozers there to protect dragonfly pond. The water just ran right out.

Shin (Delaware Riverkeeper): Sites aren't going to be allowed to go into natural succession for wildlife?

Myers: We don't want them to become unusable.

Shin: So there will be no trees allowed to grow. So the idea for Burlington Island is that you are planning to build a dock to barge out dry material.

Myers: DEP would do that

Shin: I'll talk to them. Do they control the sites going back to natural succession?

Myers: (mi

Shin: 50,000 cubic yards to be taken away by truck?

Myers: Truck or barge

Shin: Dock or conveyor?

Myers: Yes

Shin: Most likely by truck ... so that's 10,000 trucks a year?

Myers: Plan is just to build the 10 ft lift. Site could be mined over four years. They would be looking (missed this)

Shin: I'm trying to get your best estimate of number of trucks a year...

Myers: I don't know what beneficial use projects are out there now.

Shin: It's more probable that the stuff is going to stay there.

Myers: If NJ doesn't find a use for it, it will stay there

Shin: What's the basis for \$100,000/ft? How many ships are using the channel?

Myers: Hundreds

Shin: Where could I get that information?

Myers: Maritime Commission.

Member of Burlington Environmental Board: Concern is having the open venue for every 4 years and then it takes 20 years for it to silt over, why are we losing space?

Myers: We're talking from Allegheny to Trenton.

Resident: If you haven't done it in 20 years, why do you have to do it every 4 years? You are removing 1. cu feet that is on the island now.

Myers: Plan is to remove existing by barge.

Resident: (missed this)

James of Islandkeeper: Why was the site next to the NJ Turnpike Bridge turned down?

Myers: Not aware of that site.

James: Same size as Newbold Island. You are 1000 ft more on Burlington Island.

Myers: When was that site used?

James: 1991

Myers: Palmyra Cove only 20 acres. We need three sites – 80 acres. All existing are small. Beverly and Delanco – 35. Cinnaminson about 35. Burlington Island – two cells 25 a piece. Lands owned by NJ.

James: I've got the map.

Myers: We had NJ people here. Township shared information looking at ownership. 1978 public notice – 50 acres. They are very small, high and narrow. We need sites from Tacony Bridge up. It has to go somewhere economically. This is one of the only sites in that stretch. NJ can purchase or lease lands if anyone has any ideas.

Resident of Maple: Reason you a doing it, \$100,000 a foot, so if you did two feet, prices would go down... I doubt it. You are going to dump it on Delanco. Once it is there, it's there and no longer your problem.

Myers: What is the concern about using the site now? What are the ill effects?

Resident: It's tidal here. It's not just Delanco – all the towns on the river.

Myers: It's our plan to dredge the whole waterway.

Resident: I thought I heard the way you are doing it is to do it economically.

Myers: It's the way it's been done historically. We have done the hopper dredge for emergency. We actually damaged our ship because the side slopes are so steep. It's not the right tool. We punched a hole in it. We were trying to address the pilots' concerns.

Resident: You said earlier that it could be in small bins and put on larger barges.

Myers: A good load on that would be 1500

Resident: But it's 2200 yards per truck.

Myers: If the dunes were used, it wouldn't have to be immediately mined. But to use it again, stability analysis would have to be done, but we couldn't go much higher.

Resident: But if you are wrong, there would be more stuff.

Myers: If there were a beneficial use.

Resident: It would become Delanco's problem.

Russell from Beverly: No money to do dredging this year or next year. Since the economy is as it is in the federal government, where do you think the money is coming from in 2012? Besides my pocket? Where does the material from hot spots go?

Myers: PA and Palmyra Cove. Corps is looking for an emergency site at Fort Mifflin. We need to do full dredging to keep the channel safe and economical. That's what

Congress has required us to do.

Crawford (NJ Native American Alliance): Burlington Island – pumps etc. were left on the island in '81. Feds and state said they weren't. Burlington Island has beaver, scarlet tanager. You will need heavy equipment – ruin the habitat forever. Where do the animals go?

Myers: Island is 400 acres. State reparation lands are only two small cells in southwest part of the island.

Crawford: So what you are saying is that you are going to dump regardless.

Myers: (missed this)

Resident of Beverly: Material on dunes in 1989 hasn't been maintained. Who has been responsibility is it to check it for metals?

Myers: Prior to dredging, materials are tested and results are sent to DEP for certification. Once it is tested, there is no need to test it on land. State of NJ is responsible to maintain areas and not allow them to revegetate.

Resident of Colgate: Dunes are high now. How much of it are you going to use?

Myers: I assume NJ will authorize all lands they have ownership of.

Fitzpatrick: It is being reviewed.

Resident: We use it. There are trails. When I moved there, I could see the river.

What are we going to do with our leaves up there?

Myers: That isn't part of the plan. Won't be used.

Burlington City Environmental: What is total cubic yardage?

Myers: Around 900,000 cubic.

Resident: Between Delanco and Burlington, we are getting 70% of the spoils. Has there been a study to see if PA business is benefitting from the dredging?

Myers: NJ benefits a lot, but PA has taken more than its share – 2million cu yds over the past few years. PA could have played hardball. The only thing that is going up there are the barges that are keeping NJ power plants going.

Resident of Colgate: Spoils 80% water and 20% . We already live in a flood zone and need flood insurance. Will this increase our chance of getting flooded?

Myers: No, inspectors and oversight around the clock to be sure there are no leaks. Equipment requires a lot of water pumped into containment cell. There is no leaking. Drains through sluice structure – no leaks have ever happened. If there was weepage, we have to stop.

NJ Environmental Federation: How much will it cost?

Myers: 5.6 million

Resident: In NJ, people pay to use the turnpike, do the shipping companies pay for

the dredging.

Myers: There is a Harbor Trust Fund. I don't know how that's handled.

Resident: In another three or four years, another 5.6 million to do it again..

Fitzpatrick: Thanks to Mr. Myers for coming. It's been beneficial. Hopefully our site won't be picked.

RESOLUTION 2010-85 RESOLUTION OPPOSING DEPOSITION OF DREDGE SPOILS  
BY ARMY CORP OF ENGINEERS IN DELANCO TOWNSHIP

Passed unanimously – copy to go to DEP and Corps of Engineers

ORDINANCE 2010-7 AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF  
DELANCO, SPECIFICALLY CHAPTER 110 ENTITLED "ZONING" TO CREATE A NEW  
AFFORDABLE HOUSING DISTRICT AT §110-34.3 ENTITLED "PLANNED  
DEVELOPMENT - AFFORDABLE HOUSING - I" FOR BLOCK 2100, LOT 1, KNOWN AS  
THE RHAWN PIPE SITE AND BLOCK 500, LOT 2.01, KNOWN AS THE PELLEGRINO  
SITE

2nd READING BY TITLE ONLY AND CONTINUED PUBLIC HEARING

(Ref: Comments and update by Township Solicitor)

Heinold:

We are required to adopt COAH third round plan – up at the appellate division now. What happened is that one of the watch groups for affordable housing said it would agree not to force Delanco to have a full hearing if we would just adapt the sites that are already in our plan. The court has ordered us to move forward with the ordinance. In the meantime, we heard from Hovnanian and the new owners of the Pellegrino tract. The later had purchased for 52 units for them to be viable. They have gone to Joint Land Use Board to pursue commercial use. Hovnanian is requesting a meeting. My recommendation based on conversations and court and Marybeth, we could let this ordinance die on the table. We need to continue to work with Hovnanian. Marybeth will need to revisit third round plan and report back. It will allow Joint Land Use Board to continue with the existing application.

Taylor (planner): Owner of property has submitted application to use site for (missed this) Storage is conditional in zone. They need a D-3 use variance. One of the requirements for the applicant to prove is the positive and negative (missed this). Testimony that application won't impair intent of master plan. Our master plan is crystal clear that Pellegrino is for inclusionary housing. JLUB can't overcome that. They will go forward to presentation of the application. The JLUB can hear and would have to amend the master plan for it to be consistent with the master plan. Motion for Marybeth to revisit ordinance and remove Pellegrino tract.

ORDINANCE 2010-10 CREATING CHAPTER 240 GOVERNING "SIDEWALK AND  
CURB REPAIR"

\*2ND READING BY TITLE ONLY AND CONTINUED PUBLIC HEARING

## HEARING OPEN TO THE PUBLIC HEARING

Fitzpatrick: Lot of questions at last meeting. Continued this while Doug is here.

Heinold: I will try to address the questions. What is the time period to correct and what are extensions? Could have been drafted a couple of ways...we already had a sidewalk section in Chap 222. Initial 10 days period to abate and extension up to 60 days, beyond that need Committee approval. Feedback I've gotten from Committee members, we may want to look at that time line.

Another question...language "shall include, but not be limited to" Improvements and maintenance, spirit and intent of the ordinance. Generally speaking, 90% want to comply with code. I can recall an issue where someone put a lot of stumps in the street and we didn't have any way to deal with it. There is a list of things to be maintained. It's intended to address the most common. There is a list of exemptions (ex. road signs, benches). Replacement needs to be in kind. Burlington Avenue - that streetscape can't be lost to individual repairs. We're going to have to amend the ordinance as written, which will require a hearing as to the amendments.

Fitzpatrick: If there are any further questions, I'd like to tape them now in case there is anything else we need to add.

Heinold: We can adopt tonight, advertise for the amendment, and then vote again.

Resident of Pennington Ct: We went around with Pulte and they replaced 43 blocks and will two more. They agreed to recaulk. Pulte refuses to repair or replace what is not hazardous. If you turn over the sidewalks, aren't you responsible for turning them over in good condition? If township damages Belgian block, who is responsible?

Schwab: Township is.

Heinold: We didn't release the maintenance bond yet. That's good. We will have to see where Pulte comes down on this. We're had some discussion as well. We have tried to address the issues with Pulte in transition and bonding. They will come together and all agree. They say they will fix it and then time goes by. Performance bonds issued for these three sections were released in 2008. They met with us before the spring.

Resident: Last Dec. 17

Taylor: Doug and I and Kathy Elliot met with Pulte a week before the holidays last year. Pulte says they are frustrated. They get a punch list and then they get another one. They haven't completed their plantings. The ones they have, we see a significant shock and mortality rate. We can't do sign offs and inspections. There are some times when a tree will get planted this time a year, look like it's dead, and then relaf. They still have plantings to do from the previous three lists. With this summer and drought, trees have been lost out there. We need to revisit globally.

Fitzpatrick: I would like to be in on that meeting. I would like to see Pulte out of town. I would like to see the sidewalks. We had a bad winter, but the concrete could be defective. They should be prepared to replace them. They shouldn't be eroding over five years. If Riverton is putting down a lot of salt.... I'm going to come

out on a Friday.

Taylor: Surface is spalding.

Resident: Take a look at Kathleen Quinn's driveway.

Jass: It's on Shipp's as well. It just keeps chipping away.

Resident: Problem is that you get a new person every time. The latest new person wouldn't deal with it because they aren't hazardous.

Fitzpatrick: The people on this end have been consistent. We are going to see it thorough.

Resident: Pulte's modus operandi is to have a meeting, do nothing, and have another meeting.

Fitzpatrick: I don't think that issue has anything to do with our ordinance.

Resident of Burlington: I agree with everything Doug mentioned. It would be beneficial to continue until everything is completed. If you pass it, tomorrow, residents could be cited. I'm asking you to continue it until all is in place.

Resident of Maple: Whoever causes the damage is responsible...so if trees have caused damage, they should pay for it. Problems with trees and electric also. I think more information is needed before it is voted on. This information is about the trees.

Fitzpatrick: Joan addressed it regarding Shade Tree.

Resident: Not everyone has a sidewalk.

Hinkle: If they are really bad, then insurance company gets involved

Fitzpatrick: Shade Tree isn't planting any trees that would cause that problem.

The ones that are already there, what are you going to do? I will give her that to take to Shake Tree.

Resident of Pennington: Paragraph needs clarification...maintenance responsibilities not to include public improvements. Shade trees are public improvements.

Heinold: Shade Tree deals with that.

Resident: Then shade trees aren't the homeowners' responsibility.

Hinkle: If you have a tree that you think is dangerous, we look at it, send John to see it. We take out dangerous branches.

Templeton: To follow this line of thought, street tree is under jurisdiction of shade tree, if that tree ruptures sidewalk and a homeowner is cited, what happens then?

Hinkle: We're not responsible for sidewalks. Trees are old. You can't trim the roots or they will die. Delanco has hundreds of trees 50 - 100 years old. You can't expect the township... now we are recommending trees that the roots don't go through the sidewalk. What can you do?

Templeton: Under this ordinance, you are encouraging people to remove trees. I hate to say this, but some trees will have some accidents.

Heinold: (missed first part) Township has Shade Tree Commission. If a street tree

causes the sidewalk to buckle, it is not township's responsibility. People like trees and sidewalks. We are responsible for maintaining street trees, but not sidewalks. How do we deal with street trees? Get approval. Sidewalk – needs to be addressed so it doesn't hurt the tree.

Fitzpatrick: In the past, it has always been enforced that the resident has been responsible. We were responsible for that sidewalk. Township does try to work with people. It is that way. We are just formalizing it.

Hinkle: Public Service will come and trim a tree for you.

Fitzpatrick: I've done it myself.

Resident of Maple: I don't know how you solve the problem if the tree is raising the sidewalk if you can't break into the trees.

Fitzpatrick: By 7 Eleven they put sidewalk in around a tree. Some people have moved the sidewalk around the tree.

Resident: I see a neighbor with four trees. There is no way to solve that problem.

Fitzpatrick: They don't just go out and plant trees. If you don't want them, you don't have to have them.

Resident of Burlington: I had the same problem with sidewalk tree. It raised my sidewalk – three sections. Then the tree died. Can't there be a paragraph that says the township owns the tree between the sidewalk and the curb, but homeowner is responsible for sidewalk.

Hinkle: Delanco is lucky to have a Shade Tree Commission.

Templeton: Who owns the sidewalk?

Heinold: This is a statute specified ordinance. State legislators specifies that you can draft an ordinance that says this. Janice and I were surprised not to find it in our code book. There is a state law that says it doesn't matter where the sidewalk lies in regard to the right-of-way.

Templeton: So this has come up with Joint Insurance Fund for the last couple of months. Mr. Kearns, the solicitor, said that sidewalk are ultimately the township's legal responsibility to maintain in safe form. Through ordinances such as this, townships pass obligation on homeowners to be responsible.

Heinold: It's like when a property owner passes the responsibility to put out the trash onto the tenant

Resident of Maple: Township does have the responsibility then.

Heinold: It's like snow removal.

Resident: It's different, because the tree grows back.

(missed something here)

Resident: So city has planted trees that are causing a problem, it's not fair.

Heinold: I know it isn't logical.

Resident: How do you solve the problem with roots growing?

Fitzpatrick: Some people put a little slope

Resident: What about trees that are young and keep growing.

Fitzpatrick: Young ones shouldn't be doing that.

Taylor: Depends on the soil and conditions. Trees are living and want to find water. Benefit to having a municipal forest. As the trees grow, there may be heaving sidewalks even in the best executed plan. You can plan and raise the next slab and facilitate the tree and create an 8 ft. ramp. The worst is to cut a root.

Resident: Can citizens chop a root?

Taylor: No

Resident: How much do we pay for trees?

Fitzpatrick: We don't. We get a grant.

Resident: It's hard to envision creating a problem that is put off on someone else.

Fitzpatrick: We can adopt this or wait for the amendment with another publication.

Heinold: Incline replacement. Issue of time period. Ordinance currently 240-5 [has]30 day provision – increasing to 60-90.

Fitzpatrick: I would change it to 60 days.

Templeton: It's a start.

Fitzpatrick: Could we reference the Shade Tree Commission? They should work together.

Heinold: Carry forward to next meeting and black line.

Fitzpatrick: Let's have everyone email additional comments for September meeting. (more conversation – to October meeting)

Motion to continue this ordinance passed unanimously

Templeton: Question regarding standards – tree ramping up sidewalk plate.

Maintenance responsibility for sidewalk to be level and safe. How does that work?

Taylor: One inch lift over 4 ft slope OK. Needs to be treated with some sensitivity.

Templeton: There is a danger of making it too specific.

CLOSED TO THE PUBLIC

COMMENTS - PROFESSIONALS COMMENTS –

TOWNSHIP ADMINISTRATOR

-PSE&G doing a boring under Rancocas– noticed residents affected. Engineer will meet with everyone. Earliest will be December.

Denton: Meeting on Second Street. Bids were all higher than when we anticipated. Cost of tree removal. PSE&G won't do it any more.

Fitzpatrick: They will do it.

Denton: They are more likely to do it for the township. Minimized tree removal and adjusted costs. We will come in OK.

-Poplar construction contract ready to go. Will advertize next week. Bid around Aug. 26.

COMMENTS - DEPARTMENT HEADS

1. Police

-Operation TakeBack NJ – Sept. 25<sup>th</sup> – prescription medicine can be brought to town hall for disposal

Fitzpatrick: Give it to Marie for alerts and put it on the website.

## 2. Municipal Clerk

-Sept. 25<sup>th</sup> – town-wide yard sale

-new annual calendars are ready to pick up- Committee should let Janice know of changes for publication

## COMMENTS - TOWNSHIP COMMITTEE

Lord

-Concert on Thursday night was well-attended

Hinkle:

-Shade Tree meeting – requests for trees. Hard for John to keep up - 77 trees on the list. Matulewicz applied for grant and we got it. It will help with removal.

-\$11,469 check received for energy audit reimbursement.

-Boggs Ditch meeting Aug 16<sup>th</sup>. NJ Transit agreed to get contractor to clear the culvert under the rail.

Lohr: Can you ask Shade Tree to send a diagram as to what you mean by a ramp or diversion? I referred the woman who called back to Shade Tree

Templeton:

-inventory of asset for Joint Insurance Fund with Mr. Schwab, Mrs. Zimmerman, and Mr. Walsh. Converted to a computer system.

Jass:

Nothing

Fitzpatrick:

-Did John put the sign up?

-John and Doug are checking on status of Winzinger

Taylor: Received a call from Winzinger. She got a call from her consultant who is doing the disruption permit. They have finished the forms and revised. A 2 or 3 thousand dollar application fee is now 5 times that. Her preliminary results are that things look better than expected. There has been interest in the property for various uses.

-Did a wedding

---

## CONSENT AGENDA: NEW BUSINESS

### ORDINANCE 2010-13 CREATING CHAPTER 130 GOVERNING BACKGROUND

CHECKS 1ST READING BY TITLE ONLY AND SET PUBLIC HEARING DATE FOR  
AUGUST 16, 2010

RESOLUTION 2010-86 RESOLUTION REJECTING BIDS FOR SECOND STREET  
IMPROVEMENT PROJECT

RESOLUTION 2010-87 MEMORIALIZING AUTHORIZATION OF REIMBURSEMENT  
OF OPEN SPACE DEDICATED TRUST ACCOUNT

RESOLUTION 2010-88 A RESOLUTION OF THE TOWNSHIP OF DELANCO  
AUTHORIZING THE EXECUTION AND DELIVERY OF AN SHARED SERVICES  
AGREEMENT BETWEEN THE TOWNSHIP OF DELANCO AND THE COUNTY OF  
BURLINGTON RELATING TO OPEN SPACE IN THE TOWNSHIP OF DELANCO

APPROVAL OF MINUTES

6/21/10

Payment of bills -

GENERAL \$641,517.10 PAYROLL 101,527.39 TRUST 14,026.90 CAPITAL 498.88

Motion by\_\_\_seconded by\_\_\_to approve the consent agenda

ROLL CALL: Hinkle\_\_\_Jass\_\_\_Lord\_\_\_Templeton\_\_\_Fitzpatrick\_\_\_

OLD BUSINESS:

MEETING OPEN TO THE PUBLIC FOR COMMENTS AND QUESTIONS MEETING

CLOSED TO THE PUBLIC

CORRESPONDENCE

DISCUSSION ITEMS:

1. FINALIZE NJDOT GRANTS PROGRAM APPLICATIONS
2. PROPOSED RESOLUTION FOR ENGINEERING SERVICES – PENNINGTON FARM  
PARK – PHASE I

ADJOURNMENT

*Submitted by Maureen Barrett*