



MUNICIPAL BUILDING, 590 MAIN ST., P.O. BOX 218, LEESBURG, NJ 08327

LAND USE BOARD
LILLIAN JOHNSON, Secretary
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AGENDA FOR MEETING of May 1, 2013
@ 7:00 pm

1. Call to order.
2. Open Public Meetings Act announcement.
3. Roll Call.
4. Pledge of Allegiance.
5. Vote on minutes of the 4/3/13 meeting.
6. Vote on Resolution for Anchor Marina, Interpretation
7. Vote on Resolution for Reeves Sub-Division
8. Vote on Resolution for CJA Services, LLC Conditional Use/Auto Repair Garage
9. Correspondence.
10. Mayslanding Sand and Gravel, Major Site Plan Application
11. Other
12. Adjournment

Maurice River Township Land Use Board

The Chairman announced that this meeting was being held in accordance with Open Public Meetings Act of New Jersey.

Meeting Minutes: May 1, 2013
Present: B. Stowman, Chairman, C. Thompson, Vice Chairman, Committeewoman K. Ireland, J. Carrara, R. Hoffman, G. Gross, T. Imbaratto

The Chairman noted that A. Sarcellette, R. Chard, J. Lafferty, and J. Pflaumer were not in attendance so Alt. #2 would be able to vote.

Flag Salute

The minutes of the 4/3/13 meeting were approved on a motion by Ireland, 2nd Hoffman, Thompson abstained, All in favor

Resolutions:

- Anchor Marina, Interpretation, #2013-04
Motion Gross; 2nd Carrara; Roll Call Vote, Thompson Abstained, All others in favor
- Ronald Reeves, Minor Sub-Division, #2013-05
Motion Gross; 2nd Ireland; Roll Call Vote, Thompson Abstained, All others in favor
- CJA Services, LLC, Conditional Use/Auto Repair Garage, #2013-06
Motion Gross; 2nd Ireland; Roll Call Vote, Thompson Abstained, All others in favor

Barbara Sutton was presented with a gift from Land Use Board members for her dedication over the many years as board secretary.

The Secretary announced receipt of the following correspondence:

1. March/April Edition: New Jersey Planner
2. April/May 2013 Edition: Inside the Pinelands
3. Copy of Letter sent to Pinelands from Steve Fillippone. Re: Atlantic Masonry Supply, requesting a "no call up" letter for the resource extraction permit renewal.
4. Memorandum from Dixon Associates. Re: Compliance Review for Atlantic Masonry Supply.
5. From Pinelands:
 - *Resolution approving Fire Dist. #4 construction of addition
 - *Copy of letter to J. Lafferty. Re: Re-scheduling of public hearing
 - *Recreation Permit #1207 for Northeast Off-Road Championship Series hare scramble, April 20 & 21, 2013.
 - *Recreation Permit #1209 for Tri-County Sportsmen Motorcycle Club enduro, 4-21-13

Mayslanding Sand and Gravel, Major Site Plan Application

Completion and Possible Approval

Robert Tedesco spoke on application.

Renewal of existing license of Block 247, Lot 35, 41, 42, and 43.

400 Acres

5 Year license, dry mining. Previous approvals to same site, there will be no changes. Had copy of 2008 resolution.

Discussion was held on the flooding during the bad weather in the winter of 2009-2010.

C. Morrissey spoke on his review and completeness of application.

Rocco Tedesco spoke on sight.

He stated there are no specimen trees. And there are no issues with drinking water and the 100 ft. mining depth. He requested the board to grant completeness.

Motion to grant completeness with waivers as requested, Carrara; 2nd, Thompson; Roll Call Vote, All in Favor.

Technical Review

Al Lorenzo, Tim Poeppenber, and Steve Nardelli were sworn in.

Benson stated Nardelli (Licensed Professional Engineer) will be accepted as an expert witness.

Nardelli described the site in detail. Spoke on access.

With Tedesco asking and Nardelli answering:

There is nothing different with this plan than previous approved plans.

This has been pre-approved to 100 ft. by Pinelands Commission and Land Use Board.

A Specialist was hired to provide testing on the 100 ft depth impact and they concluded that there would be no impact, which was accepted by Pinelands and the Board.

Never seen any impact on wells w/these types of operation. It is not drawing down.

Port Elizabeth is 1 mile from site.

It is reasonable to conclude that there would be no impact on Port Elizabeth wells.

Nardelli spoke at length on previous storm impact and the reconstructed berm.

Water was already at a high elevation; the pond came up in elevation and created a breach.

Hanson performed emergency actions and stopped the breach.

The berm had to be reconstructed and extended.

MSHA over saw the work and took jurisdiction. They were satisfied with it.

DEP did not get involved.

Based on opinion and involvement, satisfied that these steps will prevent a recurrence.

Further discussion on mining depth and berm.

The berm is made of heavy soil, flat on top, can be driven on.

Pipes were also installed to relieve pressure. They are still there. They will not let water get that far.

Morrissey asked about the safety of the berm, is there an annual inspection for integrity? Is there continued oversight? What regulatory authority would it fall to?

It was signed off on by MSHA, (Mine Safety and Health Administration.)

Suggestion to have a condition berm will be maintained "as built," and they will submit a water diversion permit.

Discussion on water impact and elevation.

Poppenberg (Area Operations Manager)

Spoke on mining. Tedesco again asking questions with Poppenberg answering:
They will mine it the same way it previously has been done, dredge manner.
The economy has impacted the site in that there is not enough demand.
If it became an active site it could be mined around the clock.
They deter other access (cycles) by posting signs and re-berming.

Motion to open public hearing Carrara; 2nd Hoffman; All in Favor

No public came forward.

Motion to close public hearing Ireland, 2nd Carrara, All in Favor

Discussion among board members.

Motion for approval for block 247, lot 23.

Conditions:

- As built documentation on berm
- Construction to be reviewed by our engineer
- Will provide copy of water diversion
- Air Quality Permits and Hazardous Waste Permits
- It will be subject to site visits.

Motion Hoffman; 2nd Thompson; Roll Call Vote, All In Favor.

May 22, 2013 at 4:30 pm Site Visit

Stowman

Carrara

Imbarrato

Hoffman

Morrissey

Poppenberg

*Send site visit memo to Rocco Tedesco

Motion to open for public comment Carrara; 2nd, Ireland; All In Favor

No public comment

Motion to close public comment Carrara; 2nd, Ireland; All In Favor

Motion to adjourn Carrara; 2nd, Ireland; All in Favor

Respectfully Submitted,

Lillian J. Johnson, Board Secretary