

**STATE SOIL CONSERVATION COMMITTEE  
NEW JERSEY DEPARTMENT OF AGRICULTURE  
MINUTES  
TRENTON, NEW JERSEY  
November 2, 2017**

The November meeting of the State Soil Conservation Committee was called to order by Chairman John Kocubinski at 11:05 A.M. at the Rutgers Eco Complex in Columbus, New Jersey. Mr. Minch stated that the Open Public Meetings Act requirements have been met. Pursuant to N.J.S.A. 10:4-6 et seq. adequate notice of this meeting was provided by giving the time, date, and location and to the extent known the agenda of this meeting. At least 48 hours in advance this notice has been posted on the first-floor bulletin board, Health and Agriculture Building in Trenton; mailed to The Star Ledger, the Courier Post and filed with the Office of Secretary of State.

Call of the Membership Roll indicated the following:

**Members Present Associate Members and Others**

John Kocubinski

Joe Lomax

Charlie Buscaglia

Brian McLendon (rep. R. Martin)

Dr. Stephanie Murphy (rep. R. Goodman)

Ray Cywinski

Christine Hall

Tony DiLodovico

Sylvia Kovacs

Michael Rigolizzo

Cristin Mustillo, Deputy Attorney General

Frank Minch, Executive Secretary

John Showler, SSSC, NJDA

Gary Mount, Mercer SCD

Paul Schiariti, Mercer SCD

Dave Reilly, C/A SCD

Ines Zimmerman, Freehold SCD

Dennis Dougherty, Camden SCD

Christine Raabe, Ocean SCD

Bob Reitmeyer, Burlington SCD

Angelo Caruso, Bergen SCD

David Schaff, USDA-NRCS

Clare Flanagan, USDA-NRCS

Mike DePalma, Hunterdon SCD

Chad Cherefko, USDA-NRCS

E. George-Cheniara, NJBA

Lucia Huebner, Mercer SCD

Jim Hill, Hunterdon SCD

Nick Saumweber, USDA-NRCS

Geraldine Byrne, Bergen SCD

Michael Bonham, Cumberland-Salem SCD

Gina Berg, Burlington SCD

Dan Caldwell, Burlington SCD

Jay Kandle, Gloucester SCD

Jess Everett, Gloucester SCD

Natalie Berger, Sussex SCD

Cliff Lundin, Sussex SCD

Matt Fox, Sussex SCD

Phil Deacon, Sussex SCD

Ines Zimmerman, Freehold SCD

Bob Carter, Camden SCD

Gray Russell, HEP SCD  
Ed Madden, Camden SCD  
Michael DePalma, Hunterdon SCD  
Kerry Jennings, Ocean SCD  
Glenn Ward, Cape-Atlantic SCD  
Karol Blew, Gloucester SCD  
Mario Tridente, HEP SCD  
Greg Manners, Hunterdon SCD  
Michael Mathews, Hunterdon SCD  
Elizabeth Wills, Burlington SCD  
Ryan Rebozo, Burlington SCD  
Maury Sheets, Cumberland-Salem SCD  
Jim Laine, Somerset-Union SCD  
Michael Gross, Ocean SCD  
Louise Davis, Morris SCD  
Jerry Flach, HEP SCD  
Robert Fenton, Cape-Atlantic SCD  
Lawrence Lewis, Bergen SCD  
Robert Amberg, Somerset-Union SCD

Matt Ward, HEP SCD  
Roger Gravatt, Freehold SCD  
Mark Kirby, Somerset-Union SCD  
Martha Maxwell-Doyle, Ocean SCD  
Scott Howard, Bergen SCD  
Sandra Myers, Warren SCD  
Richard Stothoff, Hunterdon SCD  
Roy Otto, Bergen SCD  
Don Knezick, Burlington SCD  
Christine Raabe, Ocean SCD  
Charlene Costaris, Ocean SCD  
Matt Loper, Somerset-Union SCD  
Steve Needle, Somerset-Union SCD  
John Van Nuys, Hunterdon SCD  
Marc Slaff, Morris SCD  
William Pollock, Ocean SCD  
Pam Saunders, Burlington SCD  
Janet Rekesius, HEP SCD

## **MINUTES OF SEPTEMBER 11, 2017 MEETING**

On motion by Mr. Rigolizzo, second by Ms. Kovacs, the minutes of the September 11, 2017 meeting were approved excluding the closed session. The minutes of the closed session will be considered separately at a future meeting.

### **EXECUTIVE SECRETARY'S REPORT**

Mr. Minch reported on the following:

1. **2:90 Rules** - All four chapters of the 2:90 rules are due to sunset December 8, 2017. Due to this deadline, the decision was made to adopt the rules with no amendments. On motion from Joe Lomax, second by Ray Cywinski, the 2:90 rules are approved for readoption with no amendments. Mr. Minch will work with NJDA attorney Lauren Zarrillo to finalize the readoption with the Office of Administrative Law.

### **SOIL EROSION AND SEDIMENT CONTROL ACT**

1. **Soil Restoration Rules**- Mr. Showler reviewed the amended draft "NJDA-SSCC Draft Policy for the Implementation of the Soil Restoration Measures contained in the revised Topsoil and Land Grading Standards". The Policy was amended based on recommendations from the September SSCC meeting. Discussion centered on whether the "form" could be a "self-certifying" form. The Secretary opened the floor for public comment.

### **PUBLIC COMMENTS**

Mr. Van Olden expressed concerns with implementation of restoration measures in his District due, in part, to staffing limitations and difficulties with municipal coordination. Mr. Matt Ward echoed these sentiments and requested that the Committee provide clear guidance to Districts on implementation of soil restoration measures. Mr. Caruso expressed concerns with requiring Districts to conduct any testing and encouraged the Committee to consider the required form a "self-certified" form.

After further discussion on testing and the form, Mr. Minch read a resolution outlining the need to go into closed session to discuss legal matters pertaining to the draft policy with DAG Mustillo.

On motion by Mr. Lomax, second by Mr. Buscaglia, the meeting was adjourned to closed session at 11:50 A.M.

The meeting was reopened to the public at 12:45 P.M.

On a motion by Ms. Kovacs, second by Mr. Lomax, the Committee established that under SSCC policy, the form shall be deemed a verification form and shall require the applicant to provide all associated test results with the verification form in conjunction with a Report of Compliance inspection request. The District shall review the form and accompanying documents and shall perform a verification test where appropriate at the time of inspection. Should the verification indicate non-conformance with the Standards, additional remediation will be required.

Having no further matters before the Committee, on a motion by Mr. DiLodovico, second by Mr. Buscaglia, the meeting was adjourned at 1:15 P.M.

The next SSCC meeting will be held December 11, 2017 in Trenton.

Respectfully submitted,

Frank Minch  
Executive Secretary, SSCC