

MINUTES OF THE MEETING OF 20 MAY 1986:

TIME: 12:30 - 2:40 PM
DATE: Tuesday, 20 May 1986
PLACE: Delaware River Basin Commission
Ewing Township, New Jersey



DELAWARE AND RARITAN
CANAL COMMISSION

ATTENDING:

COMMISSIONERS: Messrs. Kirkland, Guidotti, Jessen, Zaikov and
Mrs. Nash

STAFF: Messrs. Amon, Baill, Moore and Mrs. Greenwald
Mrs. Dorothy M. Highland, DAG

GUESTS: Richard Famularo, N.J.W.S.A.
Paul Stern, D & R Canal State Park
David MacRae, D & R Canal Coalition
Ursula Buchanan, D & R Canal Coalition
Barbara Thomsen, D & R Canal Coalition
Abigail Barrows, D & R Canal Coalition
Mr. S. Smith, Guardian Development Corp.
Mr. J. Cooper, Guardian Development Corp.
Mr. A. Phillips, Guardian Development Corp.
Larry Pitt, Canal Society of NJ

Mr. Kirkland opened the meeting and stated that all applicable provisions of the Open Public Meeting Law of 1976 had been properly met.

MINUTES

Mr. Zaikov moved and Mr. Guidotti seconded a motion to approve the minutes of the meeting of 15 April 1986. The motion carried unanimously.

LEASES AND PERMITS

Mr. Amon informed the Commissioners of the following leases which he recommended for approval:

Nicholas/McGruther/Syvertsen - Lease extension
GAF Corporation - Lease extension

The leases passed unanimously following a motion by Mr. Jessen and a second by Mr. Zaikov.

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EXECUTIVE	COMMISSIONERS					
DIRECTOR	Benjamin B. Kirkland	Martin D. Jessen	Donald B. Jones	Stuart R. Zaikov	Richard T. Dewling	Winona D. Nash
James C. Amon	Chairman	Vice-Chairman	Treasurer	Arthur J. Holland		Frank J. Torpey

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
Thomas H. Kean, Governor Richard T. Dewling, Commissioner

FISCAL YEAR 1988 BUDGET REQUEST

Mr. Amon distributed copies of the Commission's proposed fiscal year 1988 budget request. Mr. Jessen moved approval of the budget request as submitted. Mrs. Nash seconded the motion which carried unanimously.

REVIEW ZONE PROJECTS

Mr. Amon presented the following A Zone projects to the Commissioners for their approval:

86-1030 DeBlieu, Kenneth
86-1031 Orenga, George

Following a motion by Mr. Jessen and a second by Mr. Guidotti the above projects carried unanimously.

Mr. Amon then requested a waiver for a project in South Bound Brook for Oreste Fararo. This project, according to Mr. Amon, will have no visual or drainage impact on the canal Park. Mrs. Nash moved that the project be waived from Commission requirements. Mr. Zaikov seconded the motion which passed unanimously.

Mr. Baill then presented the following B Zone projects to the Commissioners for their approval:

84-0508 Webcraft Technologies
85-0769 Brenner, Stephen and Anna
86-0938 Carnegie Center II
86-0944 Culver Station
86-0963 Vantage - New Jersey, Inc.
86-0967 Princeton Gateway Corporate Campus
86-1003 R.C. Industries
86-1004 Mercer County Airport - Site E

Mr. Jessen moved approval of the above projects with the exception of the Vantage project. His motion was passed unanimously following Mr. Zaikov's second.

Mr. Zaikov then moved approval of the Vantage project. Mrs. Nash seconded the motion which carried unanimously with the exception of Mr. Jessen who abstained.

GUARDIAN DEVELOPMENT CORPORATION

Mr. Baill informed the Commissioners of Guardian Development's involvement in a project called Rossmoor in Monroe Township. The Commission had previously approved an addition to the Rossmoor community with a detention basin that would serve as a recharge basin. Subsequently, the municipal engineer decided that this basin should be lined to prevent recharge. The Commission staff felt that

this was not in the best interests of the Canal Park for the following reasons:

1. The impact on the Canal Park is lessened if the project uses a recharge basin rather than a lined detention basin.
2. The Coastal Plain area is experiencing depletion of its groundwater reserves. By encouraging groundwater recharge the health of the environment in general -- and of the streams in particular -- is enhanced. The site in question is in the watershed of a stream that is part of the Canal Park's drainage area; its ecological health, therefore, is an issue of concern to the Commission.

Mrs. Nash felt that the Canal Commission should take a strong position in support of recharging the ground water. She is against lining ponds unless an emergency exists.

After lengthy discussion Mr. Zaikov moved that the Canal Commission's earlier decision should be allowed to stand (for an unlined pond). Mr. Guidotti seconded the motion which carried unanimously with the exception of Mr. Jessen who abstained.

Mr. Kirkland suggested that revision work that is presently being done on the review zone regulations should include a strong statement in favor of groundwater recharge.

CANAL COMMISSION'S REGULATIONS

Mr. Baill explained that the Review Zone Regulations had expired and that all necessary steps had been taken for the readoption of the regulations, with minor changes.

Mrs. Highland stated that the Commissioners would be readopting what is already in the regulations with the minor changes and that additions or changes could be acted upon at a later time.

Mr. Zaikov then moved readoption of the Canal Commission's Review Zone Regulations. His motion carried unanimously following Mrs. Nash's second.

LIABILITY - CANAL COMMISSIONERS

Mr. Zaikov asked Mrs. Highland if she had an answer to the question raised last month on the possibility of the Commissioners being personally sued over actions that are taken by the Commission. Mrs. Highland said that it is being investigated for a formal Attorney General's opinion and that she will have an answer at the next meeting.

CANAL PARK ACQUISITION PROPOSALS

Mr. Amon reported that he had reviewed the entire Canal Park in order to determine if there are adjoining properties that ought to be acquired to enhance or protect the Canal Park. The package that had been mailed to the Commissioners represents his recommendations. He then reviewed all of the property he recommends for acquisition, concluding that it represents about 350 acres altogether.

He said that he had met with staff from Parks and Forestry and the Office of Green Acres to review this list. He was told that some Green Acres money is available but perhaps not enough to cover all of the acquisitions. He was advised, therefore, to have the Commission assign priority for the properties it approves for acquisition.

2:07 Mrs. Nash left.

Mr. Zaikov felt that we should acquire as much land as possible as opposed to small highly expensive properties like the gas stations in Trenton.

Mr. Guidotti felt that the Green Acre's people should be contacted to get more precise information on the availability of money.

Mrs. Buchanan felt that the Princeton Nurseries properly should be given first priority because it is threatened with imminent development.

Mr. Zaikov moved to purchase as much acreage as possible for the monies that are available with priority given to Trenton. Mr. Holland seconded the motion which carried unanimously with the exception of Mr. Jessen, who felt that priority should not be given to quantity of land alone, voted no.

Mr. Amon was instructed to work with Parks and Green Acres staff to establish a specific priority list.

GORMLEY-VILLANE BILL

Mr. Amon said that a bill that is presently being considered by the legislature which would provide a permanent source of funding for park acquisition and development by taxing real estate transfers. Assistant Commissioner Fenske requested that the Commission support this bill.

Mr. Jessen said that he wanted a legal opinion before voting on this bill. Mr. Zaikov agreed

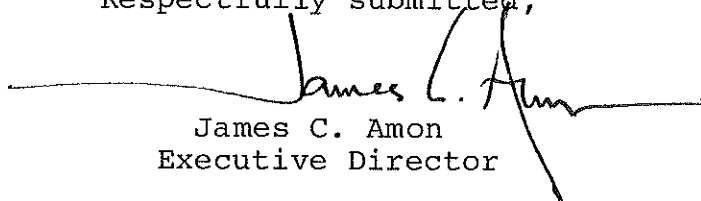
DAG Highland felt that it is proper for the Commission to express its opinion on pending legislation.

Mr. Holland moved that the Canal Commission approve the draft resolution in support of the bill. Mr. Guidotti seconded the motion. Mr. Zaikov then called the question. The motion was carried with Mr. Zaikov and Mr. Jessen abstaining and all others voting in favor

ADJOURNMENT

The meeting was adjourned at 2:40 PM.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "James C. Amon", is written over a horizontal line. The signature is stylized and extends to the right of the line.

James C. Amon
Executive Director