



DELAWARE AND RARITAN
CANAL COMMISSION

TIME: 12:20 PM – 2:15 PM
DATE: Wednesday, October 16, 2002
PLACE: Canal Commission Office
Stockton, New Jersey

ATTENDING:

COMMISSIONERS: Messrs. Barker, Herzog Jessen and Torpey;
Ms. Armstorg

STAFF: Mr. Amon and Ms. Holms
Mr. Lewin Weyl, Deputy Attorney General

GUESTS:

Barbara Ross, D&R Canal Watch
John Butler, Bucks County WSA
Peter Smith, Carroll Engineering Corp.
John Swenson, Carroll Engineering Corp.
George Conway, Trap Rock Industries, Inc.
Stephen Osborne, Trap Rock Industries, Inc.
Vincent Gentile, Drinker, Biddle & Reath
Linda Goldberg-Arye
Barbara Goldberg
Jim Meehan, Lambertville Sewerage Authority
Walter Baker, Lambertville Sewerage Authority
Joe Shepherd, NJ Water Supply Authority
Susan Herron, D&R Canal State Park

Mr. Torpey announced that there would not be a quorum until later, and therefore began the meeting with items on the agenda that did not require Commission action.

HISTORIC MAP PRESENTATION

Mr. Amon introduced Stephen Osborne of Trap Rock Industries, who said that the late David Goldberg, attorney for Trap Rock, bequeathed a large map of central New Jersey dated 1860 to the Canal Commission. The map was hand-colored and showed the Delaware River and its environs, with detailed insets of communities in the region. Mr. Torpey said that on behalf of the Commission, Mr. Goldberg's generosity was greatly appreciated.

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COMMISSIONERS: Frank J. Torpey, *Chairman*, Martin D. Jessen, *Vice-Chairman*, Winona D. Nash, *Treasurer*,

Bradley M. Campbell, Sam Herzog, Caroline S.J. Armstrong, Douglas H. Palmer

EXECUTIVE DIRECTOR: James C. Amon GOVERNOR: James E. McGreevey

CANAL PARK SUPERINTENDENT'S REPORT

Ms. Herron reported that at the last meeting of the Franklin Township Flood Mitigation Committee, questions were raised about the status of the state-owned buildings in Griggstown that were damaged by flooding from Hurricane Floyd. She said that the new office at Bull's Island would probably be finished in three or four weeks. She also announced that the Canal Park's historian, Vicki Chirco, would lead a 15-mile bike ride on Sunday, October 19, starting at Bull's Island.

WATER SUPPLY AUTHORITY REPORT

Mr. Shepherd reported that the Authority is currently dredging from the Delaware River inlet to the lock, and that the instrumentation project was proceeding. He said that the Five-Mile Lock Project would start in two weeks, and that the Simonson Brook culvert rehabilitation would start soon.

DRAFT DEVELOPMENT PLAN DISCUSSION

Mr. Amon asked the Commissioners for their comments regarding the Draft Development Plan. He suggested that two public meetings be held, one on the feeder canal side, and one on the main canal side of the Canal Park. Ms. Armstrong suggested that the meetings be held in the morning.

OLD BUSINESS

Mr. Amon said that the planning stage for installation of crosswalks on roads that cross the Canal Park path is almost finished.

NEW BUSINESS

Mr. Amon said that he had met with Assistant Commissioner Matsil and Director Watson of Green Acres regarding the DEP's urban park initiative. He encouraged them to consider improving the Canal Park in Trenton as part of this initiative. Ms. Ross asked whether any more land in Trenton could be purchased and added to the park. Mr. Amon replied that there were approximately eight to ten small parcels that could be added.

At 1:25, Mr. Herzog joined the meeting.

Mr. Torpey announced that this was a regular meeting of the D&R Canal Commission and that all provisions of the Open Public Meeting Law of 1976 had been met.

MINUTES OF SEPTEMBER 18, 2002

Ms. Armstrong moved approval of the minutes of September 18, 2002; Mr. Herzog seconded the motion, and it passed unanimously.

LEASES AND PERMITS

Mr. Amon presented a permit application by the Lambertville Sewerage Authority to install a 12-inch force main in Lambertville underneath the Swan Creek bridge that goes over the canal. The pipe underneath the bridge would be thirty feet long, and would be painted the same color as the bridge. As mitigation for this impact, the Sewerage Authority has proposed to remove all trees and shrubs from around the lock and from inside the lock, install an interpretive sign, and spend the remainder of \$50,000 toward the removal of silt and debris from the lock. Archaeological oversight would also be required as part of this project. With those conditions, Mr. Jessen moved approval of the force main permit, Ms. Armstrong seconded the motion, and it passed unanimously.

Mr. Amon then presented a permit application by the Middlesex Utility Authority to install a concrete walkway and stairs between Easton Avenue and the canal in Franklin Township so that employees could safely access the pump station that is located there. Superintendent Herron said that the Division of Parks and Forestry did not have an easement for the pump station on file. Mr. Jessen moved approval of the permit with the condition that an easement for the pump station and walkway approved by the Division of Parks and Forestry be executed and recorded. Ms. Armstrong seconded the motion and it passed unanimously.

REVIEW ZONE APPLICATIONS

Mr. Amon presented the following "A" Zone project applications for review and approval:

02-2314A – Manz Residence Sunroom Addition – Hopewell Township

Mr. Amon said that the one-story addition is architecturally in harmony with the existing house and will be partially screened by existing landscaping.

02-2880 – Artisan Street Housing – Trenton

Proposed construction of 15 two-story single and duplex residences; the architecture is in keeping with that of the surrounding neighborhood.

02-2827 – Cedar Grove Lane Widening – Franklin Township

Proposed widening of Cedar Grove Lane to 52 feet with curbs and new inlets; impervious area will be increased by 2 acres, totaling 8.5 impervious acres. Only 2.95 acres of the total impervious coverage will be detained; the applicant is requesting a waiver from meeting reduction requirements based upon compelling public need.

Ms. Armstrong moved approval of the Cedar Grove Lane waiver request, and approval of the "A" Zone applications; Mr. Herzog seconded the motion and it passed without dissent.

Mr. Amon presented an "A" Zone application for waiver from visual impact review:

02-2897 – Wilson Barn Renovation – Franklin Township

Mr. Amon said that the owner wished to convert a barn for use as a dog kennel. The barn is not visible from the Canal Park. Ms. Armstrong moved waiving the application from visual impact review and approval; Mr. Jessen seconded the motion and it passed unanimously.

Mr. Amon then presented the following "B" Zone applications for approval:

00-0964A – Forsgate S-131 Warehouse – South Brunswick Township

02-2863 – Renaissance at Monroe – Monroe Township

00-2694 – Robear West Trenton Office Building – Ewing Township

02-2864 – Rasi Laboratories Building – Franklin Township

02-2849 – Integrated Clinical Systems Office Building – Kingwood Township

Mr. Amon said that the "B" Zone projects complied with the Commission's Regulations and recommended approval. Mr. Jessen moved approval of the "B" Zone applications; Mr. Barker seconded the motion and it passed unanimously.

Action was not taken on the project known as the Johnson and Johnson Parking Addition in Montgomery Township (02-2877) because there was not the required membership to make up a quorum.

Ms. Holms presented a request for waiver from strict compliance with the Stream Corridor Impact Regulation:

02-2871 – Rock Group Warehouse – Cranbury Township

The applicant is proposing to build a new warehouse whereby approximately 31,800 square feet of stream corridor would be encroached upon. As mitigation the applicant would preserve the same amount of additional land adjacent to the corridor. The site is currently farmland.

Mr. Jessen moved approval of the waiver request, Mr. Herzog seconded the motion and it passed unanimously.

Ms. Holms then presented a request to amend a stream corridor conservation easement:

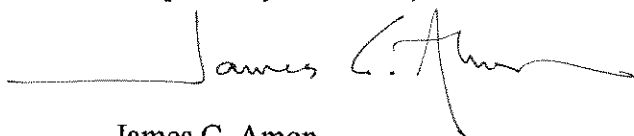
99-2579 – American Building Enterprises Development – Millstone Township, Monmouth County

Ms. Holms said that this stream corridor had been previously approved and the easement recorded, but the applicant is now requesting to revise the corridor's boundaries in order to change the location of one of the proposed houses. In return for encroaching by 3,372 square

feet, the applicant will preserve the same amount of land adjacent to the corridor. Mr. Jessen moved approval of the easement amendment; Mr. Herzog seconded the motion and it passed unanimously.

The meeting adjourned at 2:15 PM

Respectfully submitted,

A handwritten signature in black ink, appearing to read "James C. Amon". The signature is written in a cursive style with a long horizontal line extending to the left.

James C. Amon