



DELAWARE AND RARITAN
CANAL COMMISSION

MINUTES OF THE MEETING OF MAY 21, 2003

TIME: 10:15 AM – 12:05 PM
DATE: Wednesday, May 21, 2003
PLACE: Canal Commission Office
Stockton, New Jersey

ATTENDING:

COMMISSIONERS: Mayor Palmer, Messrs. Herzog, Jessen,
Sedor, and Weingart; Ms. Penney

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

PUBLIC:

Barbara Ross, D&R Canal Watch
Joe Shepherd, NJ Water Supply Authority
Richard Wizeman, Van Note-Harvey Associates
Richard Goldman, Drinker Biddle

Mr. Weingart 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. He then invited the Commissioners and guests to introduce themselves.

MINUTES OF APRIL 16, 2003

Ms. Penney moved approval of the minutes of April 16, 2003. Mayor Palmer seconded the motion and it passed unanimously.

LEASES AND PERMITS

Mr. Amon presented a permit application by the State Park Service to relocate an interpretive sign at the Kingston lock. The sign is currently eight feet high and next to the lock; it will be moved away from the lock and lowered to six feet. Mr. Jessen moved approval of the sign relocation; Mayor Palmer seconded the motion and it passed unanimously.

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
James E. McGreevey, Governor Bradley M. Campbell, Commissioner

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Mr. Amon then presented a State Park Service application to relocate and redesign six interpretive signs about Irish canal builders. The signs had been installed and funded by the Ancient Order of Hibernians. He recommended approving the permit with the condition that he and the Canal Park historian work with the Hibernians on the new locations and design. With that condition, Ms. Penney moved approval of the permit; Mr. Jessen seconded the motion, and it passed unanimously.

Mr. Amon then presented a State Park Service permit application for the installation of a sloped walk from the parking lot to the building for the disabled at the Griggstown Muletenders Barracks. He said it would not be in front of the building. Mr. Jessen moved approval of the permit, Ms. Penney seconded the motion, and it passed unanimously.

REVIEW ZONE ACTIONS

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

03-2942 – Drezner Renovation - Trenton

Mr. Amon said that the applicant is proposing to renovate an existing office/studio building next to the Canal Park and said it would not result in a harmful visual impact to the park.

03-2941 – Lowry-Winstead Deck Expansion – Stockton

The applicant is proposing to expand an existing wood deck that is approximately 60 feet from the edge of the canal and screened by existing trees.

03-2786A – Toomey Residence Pool – Stockton

Mr. Amon recommended that the proposed above-ground swimming pool be approved conditioned upon the applicants' removal of a derelict dock in the canal adjoining their property. The pool would be approximately 75 feet from the Canal Park.

03-2943 – Lawrenceville Dunkin Donuts – Lawrence Township

The applicant is proposing to reconfigure an existing one-story building that is not visible from the Canal Park.

03-2924 – Hurff Residence Addition – Stockton

The applicant is proposing to construct a 2-story addition totaling 275 square feet on to the rear of an existing house.

03-2949 – Kulik Cottage Renovation – Franklin Township

The applicant is proposing to renovate an existing one-story frame cottage that is approximately 90 feet from the Canal Park.

Mr. Amon said that the “A” Zone applications would not present a harmful visual impact on the Canal Park and recommended approval. With the condition noted for the Toomey pool, Mr. Jessen moved approval of the “A” Zone applications, Ms. Penney seconded the motion, and it passed unanimously.

Mr. Amon presented the following “B” Zone application for review and approval:

02-2823 - Heart of Hun Improvements – Princeton Township

Mr. Amon said that the proposed improvements to an existing campus would result in .09 acre of impervious surface, but because they were part of a larger stormwater master plan they required review and approval. He said that the applicant proposed building one detention basin which would manage stormwater runoff but would not address water quality adequately; however, as part of a future project, two additional basins would be built which would then meet the Commission’s standards for water quality for this project. He recommended that the application be approved conditioned upon the two additional basins being built by September in 2004.

Ms. Holms then presented the Stream Corridor Impact aspect of the review for this project as well as a request for waiver from strict compliance of the Stream Corridor Impact regulation for the following application:

03-2823A – Hun School Athletic Facilities

Ms. Holms said that the Stony Brook runs along the southern boundary of the property, and that all of the existing recreational fields for the school are located in the 100-year floodplain. She said that the applicant is proposing an additional .31 acres of development in the stream corridor, and as mitigation, is proposing to allow the same amount of land that is currently managed to revert back to a natural state.

Mr. Jessen moved approval of the Heart of Hun Improvements, and approval of the waiver from strict compliance of the Stream Corridor Impact Regulation for the Athletic Facilities application; Mayor Palmer seconded the motion and it passed unanimously.

Mr. Amon then presented the following “B” Zone applications for review and approval:

03-1724A – NJ State Emergency Operations Center – Ewing Township

03-2923 – Coventry Farms Park – Princeton Township

01-2780 – Lambert’s Hill PRD – Lambertville

00-2689 – TC Northease Metro – South Brunswick Township
03-2922 – Erin Court – South Brunswick Township
01-2189A – Flemington Mini Self Storage Expansion – Delaware Township
03-2944 – Ethel McKnight Elementary School – East Windsor Township
02-2391G – Bristol Myers Squibb G Module North Annex – Lawrence Township

Mr. Amon said that staff had reviewed above applications and determined that they conformed to the Commission's Regulations for Stormwater Management and Stream Corridor Impact.

Mr. Herzog joined the meeting at 11:00 AM.

Mayor Palmer moved approval of the "B" Zone applications; Mr. Jessen seconded the motion, and it passed unanimously.

Ms. Holms then presented a "B" Zone application for waiver from strict compliance of the Stream Corridor Impact Regulation:

03-0178D – Milestone at Lawrenceville – Lawrence Township

Ms. Holms said that a tributary to the Shipetauken Creek flows through the site and the floodplain covers almost half of the site. The applicant has proposed to preserve an additional 22,896 square feet of land adjacent to the corridor in exchange for 17,723 square feet of land that lies between the backyards of houses and the corridor. She said that the applicant is also proposing to extend a road to connect with Princess Road. The extension would cross the floodplain of the Shipetauken Creek and would be perpendicular to both stream corridors. The proposed road is considered a "conditional" use within stream corridors.

Mayor Palmer moved approving the location of the road extension and waiving strict compliance of the Stream Corridor Impact Regulation for the application; Mr. Jessen seconded the motion and it passed unanimously.

DISCUSSION BY MADU GURU ON PROPOSED DEP STORMWATER MANAGEMENT REGULATIONS

Ms. Guru, one of the Commission's reviewing engineers, gave a presentation about the newly proposed Stormwater Management Regulations by the Department of Environmental Protection. Mr. Amon said that although the Commission's regulations were due to be readopted in 2004, he suggested waiting to see how the new DEP regulations would be implemented before making major changes in the Commission's rules.

DISCUSSION OF STREAM CORRIDOR IMPACT REGULATION

Mr. Amon spoke briefly about proposed changes to the Commission's Stream Corridor Impact Regulation that were distributed to the Commissioners. Ms. Penney moved approval of the draft changes; Mr. Sedor seconded the motion, and it passed unanimously.

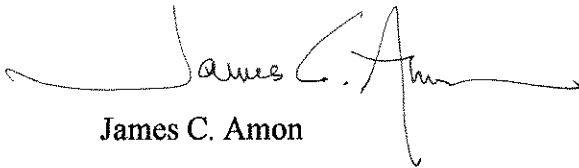
WATER SUPPLY AUTHORITY REPORT

Mr. Shepherd reported that many of the aspects of the Five-Mile Lock area renovation were completed. He said that the Alexander Road pump station was slated for demolition next week. He also said that the towpath restoration between Mulberry and Provinceline Roads was complete.

OLD BUSINESS

Mr. Weingart reported that there has been no further action regarding restoration of the Commission's separate line as part of the overall DEP budget.

Respectfully submitted,

A handwritten signature in black ink that reads "James C. Amon". The signature is written in a cursive style with a long horizontal line extending to the left and a vertical line extending downwards from the end.

James C. Amon