



**MINUTES OF THE MEETING OF FEBRUARY 15, 2006**

TIME: 10:10 – 10:55 AM  
DATE: Wednesday, February 15, 2006  
PLACE: Canal Commission Office  
Stockton, New Jersey

**ATTENDING:**

**COMMISSIONERS:** Chairman DelVecchio, Messrs. Jessen, Knights, Loos, and Fernandez

**STAFF:** Mr. Hahn, Ms. Guru and Ms. Holms  
Mr. Lewin Weyl, Deputy Attorney General

**GUESTS:**

Susan Herron, D&R Canal State Park  
Vicki Chirco, D&R Canal State Park  
Stephanie Fox, D&R Canal State Park  
Bill Bogosian, NJ Water Supply Authority  
Joe Shepherd, NJ Water Supply Authority  
Robert H. Barth, Canal Society of New Jersey  
Jeff Gerber, Interstate Outdoor Advertising  
Dale Krieger, Mapleton Associates  
Robert von Zumbusch  
Matt Robinson, LGA Engineering

Chairman DelVecchio 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 THE MEETING OF JANUARY 18, 2006**

Mr. Loos moved approval of the minutes of the meeting of January 18, 2006;  
Mr. Jessen seconded the motion. The motion passed unanimously.

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Jon Corzine, Governor Lisa P. Jackson, Acting Commissioner

PRALLSVILLE MILLS 33 RISLER STREET P.O. BOX 539 STOCKTON, NJ 08559-0539  
(609) 397-2000 FAX: (609) 397-1081 www.dandrcanal.com

## REVIEW ZONE APPLICATIONS

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

06-3331 - Coffee Addition, Lambertville  
06-1190A – Croce Addition, Lambertville  
06-3327 – Monaghan Kitchen Addition, Lambertville  
06-3324 – Rost Residence, Lambertville  
06-3131A – Washington's Crossing/Route 29 Signage, Hopewell

Mr. Hahn said the five "A" Zone applications were in compliance with the Commission's Regulations and recommended approval. Mr. Jessen moved approval of the "A" Zone applications, Mr. Loos seconded the motion, and it passed unanimously.

Mr. Hahn then presented two additional "A" Zone applications for review and approval:

06-3335 – Clayton Concrete Mixing Drum – Trenton

Mr. Hahn said this project was also in compliance with the Commission's regulations, but that after speaking with Mr. Shepherd of the Water Supply Authority, he learned that there have been numerous problems in the past with sand discharging from the site directly into the canal. He said he would work with the applicant to resolve this problem.

06-2281B – Route One Billboard – Lawrence Township

Mr. Hahn said a billboard was constructed in the Commission's "A" Review Zone without Commission approval, and that it can be seen above the tree canopy from the vantage point of the Carnegie Road bridge over the canal. The billboard owner has agreed to lower the billboard by 20 feet so that it will no longer be visible from the bridge. He has also agreed to plant evergreen trees along the path in this area for additional screening of the billboard from the Canal Park.

Mr. Fernandez recommended approval of the Route One Billboard and the Clayton Concrete Mixing Drum, with the condition that Mr. Hahn work with Clayton Concrete and DEP to fix the discharge problem. Mr. Jessen seconded the motion and it passed unanimously.

Mr. Hahn then presented the following "A" Zone project for review and approval:

05-3256 – Princeton Nurseries Village – South Brunswick Township

Mr. Knights recused himself from discussion of this project and left the meeting. Mr. Hahn said the applicant is proposing to restore five historic houses and relocate two additional historic homes on the site. Due to a lack of quorum, it was determined that the application would be approved automatically before the next Commission meeting (45 days after the application was declared complete). Mr. Loos noted that the staff recommendation for the project was conditional approval, and asked the applicant to voluntarily comply with the conditions. Mr. Krieger replied that he would.

Mr. von Zumbusch said he would like to commend the applicant for this project.

Mr. Knights then re-joined the meeting. Mr. Hahn presented the following "B" Zone applications for review and approval:

- 99-2590 – Route 12 Business Park, Kingwood Township
- 05-3237 – Bulk Storage Facility, North Brunswick Township
- 03-2953 – Glen Eyre @ South Brunswick, South Brunswick Township
- 05-2445A – Heritage Shopping Center, South Brunswick Township
- 02-2905 – East Hill Subdivision, Hillsborough Township
- 05-3215 – Veronica Avenue IV Medical Building, Franklin Township

Mr. Hahn said the staff had reviewed the projects and determined that they conformed to the standards of the Regulations, and recommended approval. Mr. Loos moved approval of the "B" Zone applications, Mr. Jessen seconded the motion, and it passed without dissent.

#### EXECUTIVE DIRECTOR'S REPORT

Mr. Hahn reported that for the previous month, staff had reviewed 14 projects and declared them complete; they also reviewed 11 projects and found them deficient. The staff also performed 29 jurisdictional determinations and inspected 8 stream corridors that are preserved by conservation easements held by the Commission.

Mr. Hahn said PSE&G may appeal the condition given to install a pedestrian bridge across the canal as partial mitigation a utility pole and crossing in Franklin Township to install a pedestrian bridge across the canal. He said the application may go before the Office of Administrative Law.

Mr. Hahn also reported that he was in the process of drafting a revised Memorandum of Agreement that would require the applicant for Canal Walk to restore the East Millstone Canal House instead of the Weston Canal House because there is no septic system or public water for the latter. He said the revised MOA would also require the applicant to perform structural work on the Weston Canal House so that it would not deteriorate further.

#### CANAL PARK SUPERINTENDENT'S REPORT

Ms. Herron reported that Canal Park staff would be holding an open house on April 29<sup>th</sup> to celebrate their new headquarters on Mapleton Road. She said DEP's Forest Management may use the former main office in the historic house at Blackwell's Mills.

#### WATER SUPPLY AUTHORITY REPORT

Mr. Shepherd reported that tree removal along the canal was ongoing. He said the Authority removed 300 tires from the canal between the Delaware River inlet and the Raven Rock lock.

## ELECTION OF OFFICERS

Mr. Loos moved approval of the nomination of Martin Jessen as Vice-Chairman; Mr. Knights seconded the motion. It passed unanimously.

## PUBLIC FORUM

Mr. Barth commended the Commission for requiring a pedestrian bridge in Franklin Township as mitigation for a new PSE&G utility pole and crossing. He concurred with a comment previously made, that burying a gas pipeline that presently goes over the canal should have been done years ago and should not be considered as mitigation for the present pole crossing application.

Mr. Barth also reminded the Commissioners and the public about the International Canal Conference that will take place in Bethlehem, Pennsylvania in September. He said registration would be limited to 200 people.

Mr. von Zumbusch commented on problems that can arise when trees are left to grow near or on historic structures, and gave the example of an historic culvert in Princeton Township (not near the canal) that had to be replaced as a result of tree roots. He also inquired about the breach at the Kingston mill pond. Mr. Hahn replied that he would talk to Al Payne of the Division of Parks and Forestry about it.

The meeting adjourned at 10:55 AM.

Respectfully submitted,



Ernest P. Hahn  
Secretary