



DELAWARE AND RARITAN
CANAL COMMISSION

MINUTES OF THE MEETING OF JUNE 21, 2006

TIME: 10:10 – 11:05 AM
DATE: Wednesday, June 21, 2006
PLACE: Canal Commission Office
Stockton, New Jersey

ATTENDING:

COMMISSIONERS: Chairman DelVecchio, Messrs. Jessen, Loos,
Fernandez, and Albert; Ms. Mitchell

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

GUESTS:

Bill Bogosian, NJ Water Supply Authority
Craig Taraszici, Beazer Homes
Joe Shepherd, NJ Water Supply Authority
Aimer Garcia, NJ Water Supply Authority
Stephanie Fox, D&R Canal State Park
Vicki Chirco, D&R Canal State Park
Barbara Ross, D&R Canal Watch
Michael Sommer, Canal Walk
Barry Lenson, Canal Walk

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. He said descriptions of the applications deemed complete for review had been posted on the Commission's website.

MINUTES OF THE MEETING OF MAY 17, 2006

Mr. Loos moved approval of the meeting of May 17, 2006; Mr. Jessen seconded the motion, and it passed unanimously.

REVIEW ZONE APPLICATIONS

Mr. DelVecchio asked the Commissioners if they had any concerns regarding the "A" Zone applications. Ms. Mitchell said she had questions regarding the Kanter Art Center Shed, located in Stockton (DRCC #05-1477A). Mr. DelVecchio asked if there were a motion for the six remaining "A" Zone applications. Mr. Jessen moved approval with conditions of the following applications:

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

- 06-3211A – Harrison Wright Deck – Delaware Township
 05-3355 – Rehabilitation of Canal Station 122+00 – Delaware Township (*conditioned upon SHPO approval, and interpretative sign installation to be approved by the Executive Director, Superintendent, and SHPO*)
 06-3369 – Trautman Residence – Stockton
 05-3141A – Canal Walk Pump Station & Parking Lot – Franklin Township
 06-3059A – Office Depot Sign – Franklin Township
 06-2440B – Weston Canal Center Parking Expansion – Franklin Township

Ms. Mitchell seconded the motion and it passed unanimously.

Regarding the Kanter Art Center garage and studio, Ms. Mitchell expressed concern about the type of roof and height of the new building, which is proposed to replace an existing dilapidated one-story garage. Mr. Hahn said the applicant had originally proposed a building with modern materials that were not compatible with neighboring structures in the historic district. He said the applicant revised the plans so that the building's exterior would be clapboard, and the window design would be more in keeping with historic structures. He said that as mitigation for the added story and flat-roof design, he recommended prohibiting signage in the applicant's parking area which is adjacent to the multi-use path.

Ms. Mitchell agreed that the signage was a visual blight, but went on to say that the flat roof and second story would also create an adverse visual impact on the Canal Park. Several commissioners agreed and said they would prefer a one-story building. Ms. Guru cautioned that if the use should change from that of a garage, it would require a Stream Encroachment review, because it is located in the floodplain. She said the building may have to be raised if the first story did not continue to be used as a garage.

Because of these concerns, Ms. Mitchell moved denial without prejudice the Kantor Art Center studio. Mr. Loos seconded the motion and it passed unanimously.

Mr. Loos then moved approval with conditions the following "B" Zone applications:

- 05-3270 – Carnegie Center II – West Windsor Township
 05-3320 – AMB Franklin Commerce Center
 04-0996A – Pleasant View Estates Phase I & II, Hillsborough Township (*conditioned upon receipt of a CAD .dxf file showing the project boundary and stream corridor, and notice of county approval*)
 05-3220 – Sand Hills Subdivision – South Brunswick Township
 05-3158 – Monroe Self Storage Facility (*conditioned upon receipt of notice of county approval*)

Mr. Jessen seconded the motion and it passed unanimously.

Mr. Fernandez joined the meeting at 10:35 AM.

EXECUTIVE DIRECTOR'S REPORT

Mr. Hahn reported that staff had reviewed 14 projects and found them to be deficient; 20 projects determined to be exempt, 3 jurisdictional determinations, 12 projects that were complete for the June meeting, and one maintenance project.

Mr. Hahn said he learned that the Plainsboro Public Works Department is responsible for maintaining Mapleton Road; they claimed they do not use herbicide at that location. He said he would contact the South Brunswick Public Works Department to ensure that they do not use it either near the canal. Mr. Shepherd noted that the herbicide "Roundup" has been determined by DEP to be "aquatic life-friendly".

Mr. Hahn said that at the request of Washington Crossing State Park, Water Supply Authority has agreed to change their mowing schedule in order to protect butterfly habitat.

D&R CANAL STATE PARK REPORT

Naturalist Stephanie Fox reported that Peggy Carlson, longtime historian for Rockingham, would be leaving and working at Twin Lights State Historic Site. She presented Mr. Hahn with the "Volunteer of the Year" award, saying he was nominated by the Delaware River Mill Society. She complimented and congratulated him on all that he has done for the Canal Park thus far in his tenure as Executive Director.

WATER SUPPLY AUTHORITY REPORT

Mr. Shepherd said the Authority was now using their new pontoon excavator to dredge the canal at the inlet. He said they would be de-watering the locks at Prallsville and Lambertville in order to replace the feed gates.

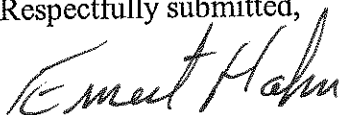
PUBLIC FORUM

Chairman DelVecchio announced the International Canal Conference will take place on September 12-14 in Bethlehem, Pennsylvania, with a field trip to the D&R Canal on the 13th. The Commissioners agreed to hold their public meeting in September on September 13th at 1:00 PM in order to meet conference attendees afterward.

Mr. Jessen moved entering into Executive Session to discuss potential litigation. Mr. Loos seconded the motion and it passed unanimously. The Commissioners entered closed session at 10:40 AM.

The public meeting reconvened and adjourned at 11:05 AM.

Respectfully submitted,



Ernest P. Hahn