



DELAWARE AND RARITAN  
CANAL COMMISSION

**MINUTES OF THE MEETING OF NOVEMBER 21, 2006**

TIME: 10:10 AM – 11:30 AM  
DATE: Tuesday, November 21, 2006  
PLACE: Canal Commission Office  
Stockton, New Jersey

ATTENDING:

COMMISSIONERS: Chairman David DelVecchio, Messrs. Martin  
Jessen, John Loos, Al Payne, David Knights; Ms. Alison Mitchell

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

GUESTS:

Joe Shepherd, NJ Water Supply Authority  
Jim Milsom, Janssen  
Mark Solomon, Pepper Hamilton  
John Subacus, Janssen  
James Sanocki  
Susan Herron, D&R Canal State Park  
Robert von Zumbusch, Kingston Village Advisory Committee

Vice-Chairman Jessen 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 OCTOBER 18, 2006**

Mr. Loos moved approval of the minutes of the meeting of October 18, 2006; Ms. Mitchell seconded the motion and it passed unanimously.

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

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## REVIEW ZONE APPLICATIONS

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

- 06-3362 SRVSA Wastewater Treatment Outfall, Bridgewater Township  
*(conditioned upon receipt of all executed easements with impacted property owners granting approval to install the new pipeline)*
- 05-3248 Spillway Station 26+00 Rehab, Delaware Township
- 06-3420 Route 27 Sidewalk Project, South Brunswick
- 06-3427 Roe Addition, Hopewell Township
- 06-3077A&B Jesse Miller Subdivision & Driveway, Ewing Township  
*(conditioned upon receipt of a copy of the recorded deed restriction and a plan showing metes and bounds of the stream corridor boundaries, as well as a CD with same)*
- 06-3425 River Road Residences Demolition, Ewing Township

Mr. Knights seconded the motion and it passed unanimously.

Mr. Solomon noted that the Commission's Staff Report for the River Road Residences Demolition referenced one lot instead of two; Ms. Holms said she would correct the omission on the Certificate of Approval.

Mr. Hahn then presented the following "A" Zone application for review:

06-3356 – Sanocki Residence – Ewing Township

Mr. Hahn said that after seeking direction from the Commission about revising the design of the proposed house to lessen its adverse visual impact on the Canal Park, Mr. Sanocki submitted a new design that lowers the elevation by 7 feet. Mr. Sanocki said that the design is a Cape Cod, and that there will be stone facing on the basement. He said a retaining wall and some trees and shrubs will be installed in front of the house to partially screen it from the Canal Park. Mr. Hahn said the new design was less imposing and recommended approval.

Chairman DelVecchio joined the meeting at 10:15 AM.

Mr. Knights moved approval of the Sanocki Residence conditioned upon 1) any changes to the landscape plans as presently submitted must be reviewed and approved by the Commission's Executive Director, 2) the landscape plan must note that the plantings must be guaranteed survival for three years, and 3) any proposed stormwater management design must be reviewed and approved by the Commission's Executive Director. Mr. Loos seconded the motion and it passed unanimously.

Ms. Mitchell moved approval of the following "B" Zone applications:

- 05-3368 – Protechokey Ponds, Franklin Township
- 05-3152 – DCH Toyota Service Center, North Brunswick Township
- 06-2225A – Forsgate S-124A Final Phase, South Brunswick Township

Mr. Knights seconded the motion and it passed unanimously.

Mr. Jessen then moved approval of the following "B" Zone applications:

06-2676A – CRA II, South Brunswick Township

06-3422 – Princeton Forrestral Storage Modules, Plainsboro Township

Mr. Knights recused himself from the motion. Ms. Mitchell seconded the motion and it passed without dissent.

Ms. Mitchell asked about the mitigation plan for encroachment into the one of the stream corridors on the site of the proposed Hamptons at East Windsor application. Ms. Holms explained that the mitigation plan included a reforestation plan for other stream corridors onsite which would improve their present ecological value. Ms. Mitchell also asked about the permeability of synthetic turf with regard to the Notre Dame High School and Diocese Center application. Mr. Hahn replied that synthetic turf was pervious; he also said that the existing football field located on this site is considered "grandfathered" from compliance with the stream corridor regulation, and therefore recommended allowing it to be converted to synthetic turf in the future.

Mr. Jessen moved approval of the Hamptons at East Windsor (06-3358) and the Notre Dame High School and Diocese Center Improvements (06-3393); Mr. Loos seconded the motion and it passed unanimously.

#### EXECUTIVE DIRECTOR'S REPORT

Mr. Hahn reported that staff reviewed 18 projects and found them deficient; 14 projects for today's meeting; 12 exemptions, and 6 jurisdictional determinations. Staff also conducted 18 site inspections during the past month.

#### CANAL PARK SUPERINTENDENT'S REPORT

Ms. Herron reported that Historian Vicki Chirco led a very successful tour of Bordentown and the D&R; she said a second tour will be scheduled for the spring.

#### WATER SUPPLY AUTHORITY REPORT

Mr. Shepherd said that the floodguard embankment repair in Stockton was completed, and that work has begun on the Kingston Waste Gate. He said a consultant was beginning work on plans for the Swan Creek Aqueduct in Lambertville.

#### OLD BUSINESS

Mr. Loos asked whether the Commission had ever taken a position on Route 92. Ms. Holms replied that the Commission had reviewed it years ago but the approval has expired. She said it would require a new Commission review for compliance with stormwater management design.

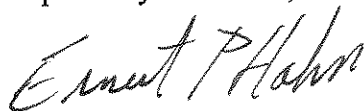
## PUBLIC FORUM

Mr. von Zumbusch thanked the Commission for approving the Route 27 sidewalk, saying that the project was a recommendation in the D&R Canal State Park's Historic and Recreational Development Plan.

Mr. Loos moved approval of entering Executive Session; Mr. Jessen seconded the motion and it passed unanimously. The Commission entered Executive Session at 10:50 AM.

At 11:30 AM, the Commission returned to and then adjourned Open Session.

Respectfully submitted,

A handwritten signature in cursive script that reads "Ernest P. Hahn".

Ernest P. Hahn  
Secretary