



DELAWARE AND RARITAN  
**CANAL COMMISSION**

**MINUTES OF THE MEETING OF JULY 18, 2007**

TIME: 10:00 – 10:25 AM  
DATE: Wednesday, July 18, 2007  
PLACE: Canal Commission Office  
Stockton, New Jersey

**ATTENDING:**

**COMMISSIONERS:** Chairman David DelVecchio, Messrs. Marty Jessen, David Knights, John Loos, Al Payne, and Richard Albert;  
Ms. Alison Mitchell

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

**GUESTS:**

Bill Bogosian, NJ Water Supply Authority  
Joe Shepherd, NJ Water Supply Authority  
Peter Drinkwater, T&M Associates on behalf of Meadow Road  
Extension  
Jim Findley, Hopewell Valley Engineering on behalf of Stockton  
Bridge Street Improvements  
Rebecca Lynn, Rely Properties, LLC  
Michael Haggerty, Chair, Stockton Borough Councilman  
William J. Herbert, Hickory Corner Plaza

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 JUNE 20, 2007**

Ms. Mitchell moved approval of the meeting of June 20, 2007; Mr. Jessen seconded the motion, and it passed unanimously.

**REVIEW ZONE APPLICATIONS**

Mr. DelVecchio asked the Commissioners if they had any questions or concerns regarding the "A" Zone applications. Ms. Mitchell inquired about the Bridge Street Improvements in Stockton, but Mr. Delvecchio said that they were going to discuss that project separately anyway.

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

Mr. Knights moved approval of the following two "A zone" applications which were recommended by staff without any conditions:

07-3523 Brengel Porch Enclosure, City of Lambertville

07-3507 Wood Rose Apartments, City of Lambertville

Mr. Jessen seconded the motion and it passed unanimously.

Chairman DelVecchio asked if there were any questions regarding the "B" Zone applications.

John Loos joined the meeting at 10:05 AM.

Alison Mitchell had questions regarding Meadow Road Expansion and Presbyterian Homes Expansion.

Mr. Jessen moved approval the following "B" Zone applications with conditions as recommended and presented by staff:

06-3396 Ditch Witch, Millstone Township

06-3428 Hickory Corner Plaza, East Windsor Township

06-3421 Ewing Independent Living, Ewing Township

07-3497 Central Baptist Church Expansion, Ewing Township

07-3194A Atrium Parking Expansion, Franklin Township

07-3062B Federal Express Package Distribution Center, South Brunswick Township

07-2640A Melbroad Warehouse, South Brunswick Township

07-3496 8A Corporate Park Warehouse, Cranbury Township

Mr. Albert seconded the motion and it passed unanimously.

The Commissioners then discussed the following "A" Zone application:

07-3513 Bridge Street Improvements, Stockton Borough

Mr. Payne wondered why the applicants had chosen vinyl stripping and asphalt versus concrete lines for the crosswalk. He noted that from Lambertville to Trenton they had used concrete edging and asphalt and he wanted it to be consistent. Mr. Haggerty responded that it was actually imprinted asphalt and that it was SHPO approved. Mr. Payne wondered how the material would hold up. He also stated that the concrete worked well as it resembles the color of the path gravel. The engineer, Mr. Findley from Hopewell Valley Engineering said that he hadn't used it personally but that it was DOT approved. A discussion ensued about the lack of water quality treatment on the inlets, as this water is discharged into the canal. Mr. Haggerty stressed that the project had specifically been planned under the acre threshold for stormwater management because there was no room for any stormceptors or other water quality treatment devices. Mr. Payne moved approval for the Bridge Street Improvements; Mr. Knights seconded the motion, and it passed without dissent.

The Commissioners then discussed the following "B" Zone application:

05-3193 Meadow Road Expansion, West Windsor Township

Alison Mitchell had questions about the mitigation for the stream corridor disturbance. Mr. Hahn responded that it was one for one because the roadway constituted a condition of acceptable use. It was noted the applicant was the Township of East Windsor.

The Commissioners then discussed the following "B" Zone application:

06-2306B Presbyterian Home Expansion at Meadow Lakes, East Windsor Township

Ms. Mitchell asked why the DRCC didn't hold an easement to preserve the stream corridor. Mr. Hahn explained that the property had been previously approved and that his predecessor did not, for whatever reason, deed restrict the entire property. He went on to say that the current application did not encroach into the stream corridor, but that it represented an opportunity to correct the lack of conservation easements for the stream corridor and that the applicants had been cooperative.

Ms. Mitchell moved approval of the following 2 "B" Zone applications with conditions recommended by staff:

06-2306B Presbyterian Home Expansion at Meadow Lakes, East Windsor Township  
05-3193 Meadow Road Expansion, West Windsor Township

Mr. Loos seconded the motion and it was approved unanimously.

#### EXECUTIVE DIRECTOR'S REPORT

Mr. Hahn requested that everyone acquire a copy of the draft fee schedule before leaving so they could report back with comments or suggestions. It was agreed that all comments would be submitted by the Commissioner's within 2 weeks time. Mr. Hahn went on to report that the PSE&G settlement had been drafted and that the bridge construction had been deleted in favor of a \$275,000 mitigation fee. He stated further that the design for the East Millstone Canal House had been completed, signed off on by Mr. Payne, from Parks and Dan Saunders from SHPO. Mr. Hahn explained also that there had been some questions about how some of the houses had been constructed in Princeton Nurseries Village. Mr. Hahn said that he would report back on the developments after having looked into it. Mr. Hahn then reported on the dumping of some washed river gravel onto the multi-use path in South Bound Brook. He explained that it was right next to the GAF site and that it was apparently GAF who had dumped it there and no one knew why. Unfortunately, however, it would have to be removed and replaced with I - 5 spec gravel to properly maintain the path.

There was no Canal Park Superintendent's report because Superintendent Patricia Kallesser was not in attendance.

#### WATER SUPPLY AUTHORITY REPORT

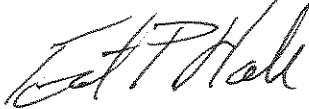
Mr. Shepherd reported progress on the following NJ Water Supply Authority Projects:

Maintenance dredging at Brookville Creek was completed;  
Work on the Prallsville Spillway was being worked on currently;  
Restoration of the Spillway at Station +26 is ongoing; the portodam should be up today.  
The Parkside Avenue Aquaduct repairs are underway. Mr. Shepherd said that it was good to be back. It was noted that Mr. Shepherd spent 100 days in New Orleans and he was welcomed back by those present.

David Knights moved to adjourn the meeting.

John Loos seconded the motion and the meeting adjourned at 10:25 AM.

Respectfully submitted,



Ernest P. Hahn  
Secretary