

**MINUTES OF THE MEETING OF January 19, 2011**

**TIME:** 10:00 AM – 11:30 PM  
**DATE:** Wednesday, January 19, 2011  
**PLACE:** Canal Commission Office  
Stockton, New Jersey

**ATTENDING:**

**COMMISSIONERS:** Chairman David Delvecchio, Vice Chairman Martin Jessen, Messrs. David Knights, John Loos, Ms. Alison Mitchell, and Mayor Phyllis Marchand

**STAFF:** Mr. Hahn and Deputy Attorney General Weyl

**GUESTS:**

Bob Barth, D&R Canal Watch, Canal Society of NJ  
Bill Bogosian, New Jersey Water Supply Authority  
Joe Shepherd, New Jersey Water Supply Authority

The meeting opened at 10:08 a.m. 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.

## REVIEW ZONE ACTIONS

09-3779 Lenihan barn residence

Mr. Loos moved approval, seconded by Mr. Jessen and it was approved unanimously.

10-3727A BMR improvements

Mr Knights recused himself for the discussion and abstained from the vote. Mr. Loos moved approval, seconded by Mr. Jessen and it was approved unanimously.

Mayor Marchand moved approval of the following "B" zones with the conditions as recommended by staff:

10-3987 Vegan Thyme Food Warehouse  
 11-4091 PSE&G 150 How Lane Improvements  
 09-3758 JER/Herring Orchard Subdivision

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

Mr. Loos moved the approval of a resolution supporting the Delaware River Stewardship Initiative being advanced by the Hunterdon Land Trust

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

Ms. Mitchell moved the approval of a resolution that formalizes the requirement for an applicant to perform an alternatives and cost analysis of improving or maintaining the navigability of the Canal when repairing or replacing existing bridges or the construction of new bridges.

Mayor Marchand seconded the motion and it was approved unanimously.

## EXECUTIVE DIRECTOR'S REPORT

Mr. Hahn reported on the staff's monthly workload and incoming revenue. He noted that resolutions had been passed by the Delaware and Plainsboro Townships and Mercer County.

## WATER SUPPLY AUTHORITY REPORT

Mr. Shepherd reported that work on the Rooster Coop spillway was completed and work has begun on the Workhouse Spillway.

Mr. Jessen inquired if the Water Supply Authority had explored the possible installing generators on the Canal to produce hydro power. Mr. Bogosian explained that the NJWSA had recently commissioned a consultant to explore the feasibility of all alternate forms of electric production. Due to the costs associated with connecting to the grid that the Swan Creek lock was the only promising location to provide electric to the Lambertville MUA.

## PUBLIC FORUM

Mr. Barth informed the Commission that Canal Society of New Jersey had published a story on the possible abolishment of the Commission and explained the many accomplishments and benefits of continuing the Commission. He also indicated that Somerville Borough will be considering a resolution in support of the Commission.

Mr. Loos and Mr. Knights discussed the meeting held with Commissioner Martin and Deputy Commissioner Kropp. While Commissioner Martin listened to the facts presented he remained unmoved in his position to recommend abolishing the Commission and based this largely on the Governor's dictate to remove layers of regulation and that he had received two complaints about the Commission approval be required.

Mr. Jessen moved that the Commission adjourn and the motion was seconded by Mr. Loos and meeting was adjourned.

Respectfully submitted,

Ernest P. Hahn  
Secretary

7

8

9  
10