

MINUTES FOR REVIEW AND APPROVAL AT THE  
DECEMBER 21, 2011 MEETING

**MINUTES OF THE MEETING OF NOVEMBER 17, 2011**  
**Delaware and Raritan Canal Commission**

TIME: 10:15 a.m. – 11:45 a.m.  
DATE: November 17, 2011  
PLACE: Canal Commission Office  
Stockton, New Jersey

ATTENDING:

COMMISSIONERS: Vice Chairman Martin Jessen, Mr. David Knights, Ms. Donna Mahon, Ms. Alison Mitchell and Mayor Phyllis Marchand

STAFF: Ms. Marlene Dooley, Deputy Attorney General Lewin Weyl, Ms. Colleen Christie Maloney.

GUESTS: Mr. Bill Bogosian, NJWSA, Mr. Joseph Shepherd, NJWSA, Ms. Linda Barth, D & R Canal Watch, Mr. Robert Barth, D & R Canal Watch

The meeting opened at 10:15 a.m. 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.

MINUTES OF MEETINGS

**Minutes of the Meeting of October 19, 2011**

Ms. Mitchell moved to approve the minutes and Mr. Knights seconded the motion. The minutes were approved unanimously.

REVIEW ZONE ACTIONS

**Review Zone A Projects**

Ms. Dooley noted that one project, 11-3945A Hopewell Homes, which had been placed on the agenda, would not be presented as it was not substantively complete.

The following Review Zone A projects were approved unanimously after Ms. Mitchell motioned for approval and Ms. Marchand seconded the motion.

11-4239 Bank of America  
11-3755C Laceworks Ramp and Windows  
11-3694 Thomas Studio Demolition

**Review Zone B Projects**

Ms. Dooley noted that the lot number reported in the staff report for Breen Color Concentrates (10-4064) dated November 2011 was incorrect. The lot number was verified with the applicant and a revised staff report with the correct lot number (23.03) was provided to the Commissioners.

Ms. Mahon asked for information regarding the number of trees being removed and the landscaping plans for the Hilltop at Princeton project site (11-3258A). Ms. Dooley presented the map and the engineer for the project answered questions by telephone. Ms. Marchand noted both the aspects of the site as an environmentally sensitive area and the project as creating affordable housing for seniors in the community.

The following Review Zone B projects were approved unanimously after Ms. Marchand motioned for approval and Mr. Knights seconded the motion.

11-3341A Princeton Healthcare Fitness Center Modification  
11-3258A Hilltop at Princeton  
05-3272 Handler Estates  
10-4024 Hidden Brook Subdivision  
10-4064 Breen Color Concentrates

**EXECUTIVE DIRECTOR'S REPORT**

Ms. Dooley reported on the staff's monthly workload and incoming revenue. She noted that staff processed 6 Deficiency Letters, 6 Jurisdictional Determinations, and 2 General Permits 1, issued 10 Certificates of Approval, and prepared 9 projects for presentation. She stated that application fees brought in \$23,500 in revenue last month.

Ms. Dooley presented the Commission meeting dates for 2012. Ms. Marchand moved for approval of the meeting dates and Ms. Mahon seconded the motion. The dates were approved unanimously.

Ms. Dooley reported on Commission office coverage for the week of Thanksgiving.

Ms. Dooley reported that the DRCC participated in the development of the Cooperative Stewardship Plan for the Trenton-Hamilton-Bordentown Marsh and signed the Cooperative Stewardship Agreement; we are now being asked to designate a member to the Cooperative Stewardship Council. Discussion ensued regarding the appropriate person to participate and our ability to participate given present limited resources. Ms. Mahon noted that the D & R Greenway website has information and links related to the marsh and the stewardship agreement, plan and council.

Ms. Dooley reported on a memo from the Mayor of Stockton requesting participation by interested parties in a flood task force. There was consensus that the limited resources and staffing of the Commission would make it difficult at the present time to participate; the

Commission will respond with a letter to the Mayor. Ms. Dooley reported that the D & R Canal Park staff and she visited a culvert that the Town believes is on State property and which is of concern to the Town.

Ms. Dooley reported on a draft letter presented by Ms. Edie Sharp of the Delaware River Mill Society which addresses concerns about the safety of the crosswalk, warning lights, and blind curve at which it is located across from the Mill complex. It was determined that the letter will be distributed to Commission members and discussed at the December 2011 Commission meeting.

#### D & R CANAL PARK REPORT

There was no report from the D & R Canal Park.

#### NEW JERSEY WATER SUPPLY AUTHORITY REPORT

Mr. Shepherd reported that all major repairs related to Hurricane Irene and Tropical Storm Lee are complete. He reported that work at the Workhouse was planned to be complete in December. The water supply in the Canal was returned to normal function last week.

Mr. Shepherd reported that sediment in the vicinity of the Prallsville Mill needed to be addressed. A discussion ensued related to dredging where the Canal meets the Wickecheokee Creek. Mr. Jessen explained that this issue was discussed years ago and different solutions were explored but may have been stopped because DEP permits could not be obtained. There was a consensus that the Commission should explore this issue further.

#### NEW BUSINESS

Ms. Mahon reported on the Scheck property and the expense related to converting it to an office. It was determined that the Commission would withdraw its interest in the property.

#### PUBLIC FORUM

Mr. Barth asked for clarification regarding the Commission's representation to the Hamilton-Trenton-Bordentown Marsh stewardship council. It was clarified that Mr. Knights would attend the first meeting.

Mr. Barth invited the Commissioners and public to the Friends of the Canal's canal walk on November 20 starting at Cadwalader Park.

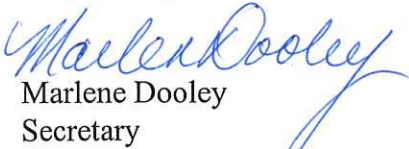
Mr. Barth asked for an update on the Scudders Falls Bridge (Bernard Drive). Ms. Dooley responded that there was no further information on the project. She reported that, to the best of her knowledge, all permits were issued and the design was complete. The DOT was discussing issues related to the materials with their contractor. Ms. Dooley will seek an updated response from DOT for the December 2011 Commission meeting.

Mr. Barth reported on road work being done along Mapleton Road and his concerns that the opportunity for a path had been lost on the east side of the canal in that area. Mr. Knights replied with information regarding the permitting for the construction, the pump station project, and the issues related to the path, Plainsboro and the St. Joseph's Seminary property.

Mr. Barth asked about the DOT assisting with repairs from Landing Lane to Zarephath, as reported in the previous month's minutes. He stated that he was pleased to see new discussion regarding the possible dredging of the Canal at the Wickecheokee Creek.

Ms. Mahon moved to adjourn the meeting and Mr. Knights seconded the motion. It was approved unanimously. The meeting ended at 11:45 a.m.

Respectfully submitted,

  
Marlene Dooley  
Secretary