

NEW JERSEY NOISE CONTROL COUNCIL (NCC)
JANUARY 14, 2020
MEETING MINUTES

ATTENDEES

NCC Voting Members: Arnold Schmidt (Chairman, Public Member), Steve Szulecki (Vice Chairman, Public Member, Ecologist), Joseph Lepis (Public Member, Civil Engineer), Randy Hauser (Department of Labor), Salvatore Fama (Motor Vehicle Commission), John Lago (Department of Community Affairs), John Kapferer (Public Member), Dr. Iris Udasin (Public Member, Medical Doctor) and Eric Lieberman (Department of Health).

NCC Non-voting Candidate Members (Pending approval by the Governor's Office): Jack Zybura (Public Member candidate to replace Jerry Feder), Joseph DiFillippo (Public Member candidate to replace John Surnay).

Rutgers and NJDEP Representatives: David Triggs (NJDEP Liaison to the Council) and Michelle Feasel (NJDEP Co-Liaison to the Council).

MEETING MINUTES

John Kapferer motioned to approve the December meeting minutes with Steve Szulecki seconding. All were in favor, so the motion carried.

CHAIR REPORT

- There is no update regarding the NCC member appointments, since the last meeting. David Triggs also had nothing to report.
- Joseph DiFillippo updated the NCC on the Middlesex Borough noise complaint brought up by residents at the last NCC meeting. Middlesex County inspectors responded to the complaint and found that the line-stripping company exceeded the nighttime permissible noise limit. A Notice of Violation was therefore issued, which gives the facility thirty days to comply. If compliance is not achieved within that time frame, a penalty assessment will be issued. The trucks apparently idle in order to mix paint. The facility may also close for the winter.

NEW BUSINESS

N.J.A.C. 7:29 Draft Amendments Stakeholder Meeting Update: The Stakeholder Meeting went well with Norm Dotti and Eric Zwerling doing an excellent job presenting the amendments. NCC candidate member Jack Zybura was also in attendance and provided constructive comments. The overall attendance was low, with four county personnel, an acoustical consultant and a reporter participating. A few people who RSVP'd could not make it. Mr. Triggs, who hosted the meeting, reviewed the stakeholder comments with the NCC. Based on a comment from a stakeholder regarding changes to the field calibration language, Steve Szulecki suggested that something should be added to the guidance document to remind inspectors to keep their meter manual. Mr. Triggs explained the next steps of the rulemaking process, which includes a Proposal Launch Meeting for Rulemaking with Department team members to discuss the

potential social, economic and environmental impact of the draft amendments. Stakeholders were reminded that they could continue to attend Noise Control Council meetings and would have another opportunity to comment when the amendments are published in the New Jersey Register (date not yet set). It was also emphasized that concerns not addressed in 7:29 might be considered as part of the revisions to the Model, which is currently under review.

ANSI vs. IEC References in 7:29: This issue was also brought up at the Stakeholder's Meeting by Mercer County Health Officer Kristin Reed regarding the ANSI standards. After the meeting, Jack Zybura went back to his sound level meter's calibration certificate and saw that no ANSI standards were referenced, just IEC (International Electrical Commission) standards. He therefore recommended including both standards in the Code, so that inspectors would not have to find an equivalent. Since the amendment would be technical in nature, Steve Szulecki motioned to add the IEC equivalent standards to the ANSI standards in 7:29. Joseph Lepis seconded. All were in favor, so the motion passed. The rationale for the update is: ANSI and IEC standards are equivalent, but meter manufactures (many international) cite the IEC standards. Adding it to the Code along with the ANSI standards eliminates any confusion that they could be referencing something not equivalent.

Vehicles Entering and Exiting Sites: Norm Dotti and Steve Szulecki want to meet to discuss the issue and then present their ideas to the NCC. Norm Dotti was absent from this meeting, so the issue was tabled. Joseph Lepis asked why this wasn't part of the revisions to 7:29. Steve Szulecki pointed out that while it is addressed in the Guidance Document, it needs further clarification.

Joseph Lepis thanked the NCC Ex-officio members for their many years of service and contributions to the Noise Control Council's success.

OLD BUSINESS

Model Noise Ordinance Revisions: After discussing the changes presented by Jack Zybura on page 10 of the document, it was decided that the new muffler language voted to be added to Paragraph A. at the December meeting, should also be added to paragraph's B., C., and D., and that the language; "*At all other times the limits set forth in Tables I, II or III do not apply*" be removed from those paragraphs as well as paragraph E. Paragraph's B and C also had a few minor changes made. It was ultimately decided that the wording in paragraph B. needed to be revisited in the future.

John Lago motioned to accept these changes and Joseph Lepis seconded. All were in favor, so the motion passed.

The NCC members determined that "*Excluding emergency work*" should not be used at the beginning of paragraphs A. and B. Eric Lieberman motioned to move the order of the sentence around and John Lago seconded. All were in favor, so the motion carried.

On page 14. Of the document, it was decided that “*{insert name of department} (Health Department)*” be removed. Joseph Lepis motioned to make the change and John Lago seconded. All were in favor, so the motion carried.

EXECUTIVE SESSION

The NCC did not meet in Executive Session.

John Lago motioned to adjourn the meeting and Steve Szulecki seconded. All were in favor, so the meeting ended at approximately 12:00 P.M.

NEXT MEETING

The next meeting is scheduled for Tuesday, February 11th (pending weather) at 9:30 A.M.

Respectfully submitted by Michelle Feasel with edits by David Triggs, NJDEP Liaisons to the NCC.