

**BOARD OF HEALTH MINUTES  
MARCH 16, 2021**

**THE MINUTES HAVE NOT BEEN FORMALLY APPROVED AND ARE SUBJECT TO CHANGE OR MODIFICATION AT THE NEXT REGULARLY SCHEDULED MEETING.**

**FLAG SALUTE:** Led by Chairman Dave Hansen at 7:05 pm.

**ROLL CALL: BOARD OF HEALTH MEMBERS - Present:** Timothy Berkheiser, Ed Hayes, Sue Rude, Nancie Walker, Dave Hansen

**Also Present:** Chrissy Whitehead, Sussex County Board of Health Inspector; Valerie Ingles, Board of Health Secretary

**Absent:** Barbara Horan, Peggy Bopp and Terry Cassidy

**STATEMENT** – Chairman D. Hansen stated that the meeting was being held in compliance with the provisions of P. L. 1875, Ch. 231, Secs. 4 & 13 the Sunshine Law, adequate and electronic notice of the meeting has been published in the New Jersey Herald being the Sunday and Daily editions as to time, place, and date, and is posted in the usual location of posted notices in the municipal building.

**SWEARING IN OF BOARD OF HEALTH MEMBER**

Timothy Berkheiser – Alt. No. 1: 3-year term (expires 12/31/2023)

Board of Health Secretary V. Ingles administered the Oath of Office to Timothy Berkheiser for a 3 year term as Alternate Number 1.

**CONSENT AGENDA-** All items with an Asterisk (\*) are considered routine and non-controversial by the committee and will be approved by one motion. There will be no separate discussion of these items unless a citizen or Board Member requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

**\*MINUTES:** January 19, 2021

**\*SUSSEX COUNTY HEALTH DEPARTMENT REPORTS FOR  
DECEMBER 2020 & JANUARY 2021**

## Period from 12/01/2020 to 12/31/2020

Date Blk/Lot	Facility	Location	Activity
<b>Activity for (1910) Hampton Township</b>			
12/16/2020 /	Brianne-Needs copy of report-phone call	Friendly's	FOOD D1/Retail Food Establishments - Facilities Correspondence (Christine Whitehead)
12/21/2020 3603/21	Hampton Diner	36 HAMPTON HOUSE RD HAMPTON, NJ 07860	FOOD B1C/Retail Food Establishments - Facilities Inspected - Conditional (Thomas Bailey)
12/28/2020 3501/30.04	K.F.C.	21 HAMPTON HOUSE ROAD (206) HAMPTON, NJ	FOOD B1S/Retail Food Establishments - Facilities Inspected - Satisfactory (Melissa McGill)
12/29/2020 1801/12	Boomers Place	1 ROUTE 521 NEWTON, NJ 07860	FOOD B1S/Retail Food Establishments - Facilities Inspected - Satisfactory (Zachary Faiola)
			<b>Total Food: 4</b>
12/1/2020 1905/2.01		15 VAIL DR	DWR G1EC/Septic Reviews Engineers Certs (Zachary Faiola)
12/1/2020 1905/2.01		15 VAIL DR	DWR G5A/Certificate of Compliance - Wastewater (Zachary Faiola)
12/1/2020 1905/2.01		15 VAIL DR	DWR G1AB/Septic Reviews As Builts (Zachary Faiola)
12/1/2020 3301/7.03		44 PLOTTS RD	DWR G1I/Septic Intake (Tyann Acevedo)
12/4/2020 1301/7		250 LAKEVIEW DR	DWR G1I/Septic Intake (Tyann Acevedo)
12/4/2020 2202/11		103 VALLEY VIEW TERR	DWR G1I/Septic Intake (Tyann Acevedo)
12/9/2020 2202/11		103 VALLEY VIEW TERR	DWR GDB/D Box Inspection (Melissa McGill)
12/10/2020 1903/20		266 NEWTON-SWARTSWOOD RD	DWR G1I/Septic Intake (Tyann Acevedo)

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## Period from 12/01/2020 to 12/31/2020

Date Blk/Lot	Facility	Location	Activity
12/15/2020 1301/7		250 LAKEVIEW DR	DWR GDB/D Box Inspection (Maureen Theese)
12/30/2020 3603/24		30 HAMPTON HSE RD RT 206	DWR G4G/Septic Home Inspection Report Review (Melissa McGill)
			<b>Total Septic: 10</b>
12/14/2020 3605/22	Newton Motor Sports, 1910334	Hampton House Road	SDW A3/Safe Water - Facility - Follow/Reinspection (Marcia Chirico)
12/15/2020 2702/16.04	Hampton Township Municipal Building, 1910331	Municipal Complex Road	SDW C1/Safe Water - Complaint Investigation - DEP Referral (Marcia Chirico)
12/15/2020 801/7		96 KEMAH-MECCA LAKE RD	WELL B3/Water System - Plan Review - (Tyann Acevedo)
12/15/2020 3605/22	Newton Motor Sports, 1910334	Hampton House Road	SDW A3/Safe Water - Facility - Follow/Reinspection (Marcia Chirico)
12/16/2020 3605/22	Newton Motor Sports, 1910334	Hampton House Road	SDW A3/Safe Water - Facility - Follow/Reinspection (Marcia Chirico)
12/18/2020 /		312 LONGVIEW ACRES COURT	SWM-NF C2/Solid Waste - Non Facility - Complaint Investigation - Citizen Complaint (Christine Whitehead)
12/21/2020 3603/25.13	Kia, 1910316	20 Hampton House Road	SDW A3/Safe Water - Facility - Follow/Reinspection (Marcia Chirico)
12/21/2020 3603/25.13	Kia, 1910316	20 Hampton House Road	SDW C3/Safe Drinking Water - Complaint Investigation Follow-up 0
12/23/2020 1801/20		45 ROUTE 521	PHN C1/Public Health Nuisance - Complaint Investigation (Melissa McGill)
12/28/2020 1801/20		45 ROUTE 521	PHN E1/Public Health Nuisance - Enforcement Actions (Melissa McGill)
12/29/2020 2802/5		213 HIGHLAND AVE	HZM C1/Hazmat - Emergency Response Action - DEP Referral (Zachary Faiola)

**Period from 12/01/2020 to 12/31/2020**

Date Blk/Lot	Facility	Location	Activity
			Total Other: 11
			Total for December 2020 25

**Period from 01/01/2021 to 01/31/2021**

Date Blk/Lot	Facility	Location	Activity
<b>Activity for (1910) Hampton Township</b>			
1/14/2021 3603/20.04	Advance Auto Parts	40 HAMPTON HOUSE RD HAMPTON, NJ	FOOD B1S/Retail Food Establishments - Facilities Inspected - Satisfactory (Christine Whitehead)
1/14/2021 3501/47	Cafe Serendipity	89 HAMPTON HOUSE RD NEWTON, NJ 07860	FOOD B1S/Retail Food Establishments - Facilities Inspected - Satisfactory (Christine Whitehead)
1/28/2021 1901/6.02	Our Lady of Mt. Carmel	203 NEWTON-SWARTSWOOD RD HAMPTON, NJ	FOOD B1S/Retail Food Establishments - Facilities Inspected - Satisfactory (Christine Whitehead)
			Total Food: 3
1/5/2021 3401/11		109 ROLLING ACRES DR	DWR G5A/Certificate of Compliance - Wastewater (Candice Morgan)
1/5/2021 3401/11		109 ROLLING ACRES DR	DWR G1EC/Septic Reviews Engineers Certs (Candice Morgan)
1/5/2021 3401/11		109 ROLLING ACRES DR	DWR G1AB/Septic Reviews As Builts (Candice Morgan)
1/15/2021 3009/1		118 MEADOW RD	DWR G4G/Septic Home Inspection Report Review (Melissa McGill)
1/15/2021 3401/11		109 ROLLING ACRES DR	DWR G4G/Septic Home Inspection Report Review (Melissa McGill)
1/19/2021 1706/28		26 LAKETOP DR	OPRA SDS/Information Request - Septic System-Parcel (Tyann Acevedo)
1/22/2021 801/1.13		9 COPELEY RD	DWR G4G/Septic Home Inspection Report Review (Melissa McGill)
1/24/2021 3501/10		107 RT 519	DWR G4G/Septic Home Inspection Report Review (Maureen Theese)
			Total Septic: 8

**Period from 01/01/2021 to 01/31/2021**

Date Blk/Lot	Facility	Location	Activity
1/8/2021 2702/16.04	Hampton Township Municipal Building, 1910331	Municipal Complex Road	SDW C1/Safe Water - Complaint Investigation - DEP Referral (Marcia Chirico)
1/12/2021 3605/22	Newton Motor Sports, 1910334	Hampton House Road	SDW A3/Safe Water - Facility - Follow/Reinspection (Marcia Chirico)
1/13/2021 3603/25.13	Kia, 1910316	20 Hampton House Road	SDW A3/Safe Water - Facility - Follow/Reinspection (Marcia Chirico)
1/13/2021 3603/9.01	Audi VW, Not currently a PNC	66 HAMPTON HSE RD RT 206	SDW A3/Safe Water - Facility - Follow/Reinspection (Marcia Chirico)
1/15/2021 2702/4	Hampton Township Municipal Building, 1910331	Municipal Complex Road	SDW C1/Safe Water - Complaint Investigation - DEP Referral (Marcia Chirico)
1/15/2021 3603/25.13	Kia, 1910316	20 HAMPTON HSE RD RT 206	SDW C1/Safe Water - Complaint Investigation - DEP Referral (Marcia Chirico)
1/19/2021 2702/4	Hampton Township Municipal Building, 1910331	Municipal Complex Road	SDW C1/Safe Water - Complaint Investigation - DEP Referral (Marcia Chirico)
1/19/2021 2702/4	Hampton Township Municipal Building, 1910331	Municipal Complex Road	SDW C1/Safe Water - Complaint Investigation - DEP Referral (Marcia Chirico)
1/19/2021 3501/30.04	Villa Capri	27 Hampton House Road	SWM-NF C4/Solid Waste - Complaint Investigation - Follow-up (Maureen Theese)
1/26/2021 2702/4	Hampton Township Municipal Building, 1910331	Municipal Complex Road	SDW C1/Safe Water - Complaint Investigation - DEP Referral (Marcia Chirico)
1/26/2021 3603/25.13	Kia, 1910316	20 HAMPTON HSE RD RT 206	SDW C3/Safe Drinking Water - Complain Investigation Follow-up (Marcia Chirico)
			Total Other: 11

## **APPROVAL OF THE CONSENT AGENDA**

Minutes: **A MOTION** was made by S. Rude and seconded by Vice Chairman E. Hayes, with all members in favor, to approve the January 19, 2021 meeting minutes.

### **Sussex County Health Department Report for December 2020:**

Chairman D. Hansen requested that the Safe water Complaint Investigation on 12/15/2020 at Hampton Township Municipal, The Public Health Nuisance Complaint on 12/23/2020 at 45 Route 521 and the DEP Emergency Response Action on 12/29/2020 at 213 Highland Ave be removed from the Consent Agenda for further consideration.

### **Sussex County Health Department Report for January 2021:**

Chairman D. Hansen and N. Walker requested that the Safe water Complaint Investigation on 1/15/2021 at 20 Hampton House Road and the Complaint Investigation on 1/19/2021 at Villa Capri be removed from the Consent Agenda for further consideration.

**A MOTION** was made by Vice Chairman E. Hayes and seconded by N. Walker, with all members in favor, to approve the Consent Agenda as listed above with the items referenced removed for further consideration.

## **CONSENT AGENDA ITEMS TO BE DISCUSSED SEPARATELY**

### **Safe Water Complaint on 12/15/2020 at Hampton Municipal**

Secretary V. Ingles stated that when the routine water sampling was done at the Municipal Complex that the water in the Municipal Building came up positive for total coliform. She had to prepare a level 2 assessment and D. Bayles put together a journal for routine maintenance to the water softener. The filter needed to be changed and possibly caused the issue. The water test came back normal after that. No further action needed.

### **Complaint Investigation on 12/23/2020 at 45 Route 521**

Health Inspector C. Whitehead stated that this was a complaint from the renter at 45 Route 521 that they had no running water. She could not reach her landlord to get the matter fixed. Health Inspector M. McGill attempted to call the owner however there was no answer and the voicemail was full. She reached out to the tenants and provided contact information for the Division of Social Services. She stated that she would try to contact the landlord again and sent a Notice of Violation to the property owner.

### **DEP Emergency Response Action on 12/29/2020 at 213 Highland Ave**

Health Inspector C. Whitehead stated that she didn't have the information at home and asked Secretary V. Ingles to read the report on that complaint. Secretary V. Ingles stated that a resident called in reporting a backhoe leaking some type of oil and that the rain had washed it

into the storm drains. Health Inspector Z. Faiola visited the responsible party and met with the owner who brought him to the backhoe. Z. Faiola did not smell oil and was unable to see any sheen or oil under backhoe. He noted a police cruiser parked out front with damage to the front and grill of the vehicle. He investigated the vehicle as a possible other source. The resident stated that the vehicle was totaled and the insurance company would be by later that day to tow it. No sheen or odor was observed under the police cruiser either. No further action needed.

### **Safe Water Complaint Investigation on 1/15/2021 at Kia**

Secretary V. Ingles explained that this report appeared to just be correspondence. The Kia dealership was previously known as Newton Kia/Kia of Sussex but has changed names and is now called Major Kia. The owner of the dealership also changed hands and opened remotely. There were no water results in for the 2<sup>nd</sup>, 3<sup>rd</sup> and 4<sup>th</sup> quarter of 2020, which the Health Department was told that the building was vacant during that time.

### **Complaint Investigation on 1/19/2021 at Villa Capri**

Health Inspector C. Whitehead stated that this was a complaint about the amount of debris located behind Villa Capri Pizza. She stated that the Chinese restaurant showed Health Inspector T. Bailey where around the dumpster area and also on the ground behind the strip mall. T. Bailey observed long rolls and pizza. He spoke with Villa Capri owner Mike Collins and asked him to have the bread, pizza and other food debris removed from the ground. He informed M. Collins that as the owner of the business that he is responsible for keeping his area clean. T. Bailey also followed up by contacting the NJ Conservation Officer Adam Merritt to determine if this area is part of the Federal Wildlife Refuge. Mr. Merritt also spoke with M. Collins regarding the importance of keeping the Wildlife Refuge clean and to prevent attracting bears and other animals to the area. T. Bailey went back to check on the area and observed the entire area was cleaned up. No further action needed.

**A MOTION** was made by S. Rude and seconded by Vice Chairman E. Hayes, with all members in favor, to approve the items removed from the Consent Agenda.

### **OLD BUSINESS**

#### **1. Update: 2019 Retail Food Establishment Licenses, Vending Machine Licenses & Pet Shop/Kennel Licenses: Valerie Ingles, Board of Health Secretary.**

Secretary V. Ingles stated that the Newton Vet is the only place to not doing their annual licensing to date, they owe their 2021 Kennel License. Chairman D. Hansen stated to give the Newton Vet a violation.

### **NEW BUSINESS**

T. Berkheiser stated that he attended the Recreation Committee meeting last month and concern was brought up regarding the use of the park well and concession stand. He stated that V. Ingles sent over the file on everything done to do with the well at the park since the new well

had been installed so that he could review it. He asked if there was any sort of plan as to how to get the well up and running.

Chairman D. Hansen stated that the next plan is to try to run a service line to the park from the DPW. The Township Engineer would need to do pressure tests and cost estimates to see if that would be possible. He stated if that wasn't an option then possibly having a UV light system installed.

T. Berkheiser suggested using the NJ Local Board of Health as a resource for help. He suggested possibly looking into more professional help as to why the water in the back keeps failing.

Vice Chairman E. Hayes suggested that maybe the DPW could use the water from the well in the park for their big DPW jobs i.e. the street sweepers and washing trucks. He stated that otherwise they do use a lot of water during the day and then if the water was being run in the evenings and weekends as well that it may be too much on one well.

Chairman D. Hansen stated that the next Board of Health meeting would be in May via Zoom.

## **CORRESPONDENCE**

### **1. New Jersey Local Board of Health Membership Renewal For 2021**

A **MOTION** was made by T. Berkheiser, and seconded by Vice Chairman E. Hayes, with all members in favor, to approve the 2021 full board membership to the New Jersey Local Board of Health Association for \$95.

### **2. GZA GeoEnvironmental Inc., Remediation update for Gasarama of Newton.**

Chairman D. Hansen stated that the spill occurred on 8/1/2005. This notice was for the 2<sup>nd</sup> remedial action. Benzine had been spilled and the best course of action was to let it degrade naturally. The concentration has been going down. There will be about 7 years of additional testing.

## **PUBLIC SESSION**

Public Session Open. No Public Comment. Public Session Closed.

## **ADJOURNMENT**

A **MOTION** was made by S. Rude, and seconded by N. Walker, with all members in favor, to adjourn the meeting at 7:33 PM.

Respectfully submitted by,

Valerie L. Ingles, Board of Health Secretary