

March 6, 2008

## **Township of Colts Neck**

### **Shade Tree Commission March 6, 2008 Meeting Minutes**

The Meeting was called to order at 7:30 PM by Chair Person Eileen Stivala who read the following statement. "As the presiding officer of this meeting of the Colts Neck Shade Tree Commission, I hereby declare that the notice requirements in accordance with the provisions of the Open Meeting Law Chapter 21, P. L. 1995 has been provided in accordance with the Annual Notice Procedures of C 10.4 - 28 of said Act. I further order that this public announcement be placed in the minutes of this meeting.

#### **Roll Call -**

**Commission Members Present** - Eileen Stivala, James Nicoletti, Jennifer Axelrod, Mary Barbagallo, Henry Hammond, Stephen Marx, Ben O'Neill

#### **Commission Members Absent** -

**Staff Present** - J. Stuart Township Board Rep., Julie McGowan Landscape Architect, Al Reed Sec.

**Staff Absent** - Mayor

**Township Committee Liaison Report** - Letters regarding re-assessment are expected to be forthcoming soon reports J. Stuart.

## **New Subdivisions and Site Plans**

- 1. PB # 622 Block 51, Lot 2.22 Due Process Tennis Courts - Block # 51, Lots 2 & 2.22 Major lot plan & variance prints dated 12/30/04. Conditional approval resolution approved 1/6/05. Revised prints required. PB awaiting action by applicant. NC**
- 2. PB # 609 A Green, Block 46, Lot # 10, Route 537 - Conditional approval granted 1/06/05. Revised Prints required awaiting action by applicant. NC**
- 3. PB # 636 Findel, Cedar Dr. - Minor Site Plan - JM report dated 3/06/06 on 12/22/05 prints - open item awaiting PB action and revised prints. NC**
- 4. PB # 638 Sebolt Windsor Place - Prints dated 2/10/06 reviewed. See JM memo of 3/1/06 Awaiting PB action. JM to review NC**
- 5. ZB # 740 Colts Neck Animal Clinic, Hwy # 34 - Awaiting New Plans NC**
- 6. PB # 649 Willow Brook Stables - Block 9, Lot 2.01, Willow Brook Road. - Plans in their present form denied. NC**
- 7. PB # 650 Morgan - Block 30, Lot 13, Rt. 537 & New Street - Recommended new plans NC**
- 8. PB # 651 Shoppes at Colts Neck Block 48, Lot 5.39, 40, Route #34 - Inadequate plans - poor landscaping. Not approved, plans unacceptable.**

9. **PB # 653 Russo - Block 21.05 Lot # 1 Laird Road, Black Swan Farm. (7.04 Acres)** - Landscape plan is not acceptable NC

10. **PB # 656 Galeros** - Not approved as presented.

11. **PB # 659 Guiffre** - J. McGowen memo says acceptable as presented. Sec. To write resolution offered by J. Nicoletti, Seconded by Ben O'Neill - unanimously passed at January 3, '08 meeting.

12. **PB # 660 DeFalco** - Engineering plan submitted insufficient. Shade Tree Commission Requires Landscape Plans. Memo sent to Planning Board so stating. Awaiting New Plans.

13. **Galeros** - Engineering plan submitted is insufficient. Shade Tree Commission Requires Landscape Plans. Memo sent to PB so stating, awaiting New (Landscape) Plans.

14. **PB # Ignazio, Block 51, Lot 2.30 - on 17 Squan Song Lane**

15. **PB # 662 Papetti - Block 45, Lot 3.02 Hominy Hill Road** - awaiting PB action.

16. **PB # 663 Birdsall - Block 46 Lot 16** - Plans not acceptable. Awaiting PB Action. It is noted that Birdsall changed plans but they are still not acceptable.

## **INFRACTIONS & OTHER ITEMS -**

1. **Rivers edge multiple residents having various greenway violations - as follows: *In progress***

A. Parikh - Block 35, Lot 22.24. CEO letter of 9/10/03 reference lights to be removed by 10/10/03. CEO actively pursuing. No landscaping required. JN to follow up with CEO.

**B. Bisignano** - Block 35, Lot 22.23 - CEO letter of 11/13/03 violations to be removed by Oct 1, 2003. JN to follow up with CEO. Letter sent requesting Bisignano or Bisignano representative requested to attend STC Meeting to develop restoration plan to area cleared of under-story and removal of stairs leading down to water edge of reservoir. Mr. Bisignano attended the STC public meeting and agreed to cooperate with STC requirements to restore under-story to natural state, and develop a plan to minimize run off to reservoir while under-story grows back. He also agreed to remove stairs to reservoir. He asked why he was being singled out and was told that he is not the only one being approached regarding violations. It just happens that he is the first in line of many offenders who also will be notified to remove all violations and restore natural conditions as necessary to prevent precipitation run off into water supply (reservoir).

**C. Damusjian** - Block 35, Lot 22.18 - CEO letter dated 10/16/03 with action by 11/01/03. No action observed by 11/01/03. CEO & JN to follow up.

**D. Vulpis/Lionette** - Block 35, Lot 22.19 - CEO letter dated 10/16/03. Need to consult lawyer regarding STC's nest move. CEO and JN to follow up.

**E. Aprilante** - Block 35, lot 22.20, CEO sent letter dated 10/16/03. Mrs. Aprilante called GEF saying "Fire caused damage." Need to consult lawyer regarding STC's next move. CEO & JN to follow up. Property inspection required.

2. **Shor - Block 27, Lot 10, Bluebell Road - Fence and structure in Conservation Easement and wetlands, groundcover shrubs and trees cut.** CEO sent letters dated 3/11/04 & 4/15/05. CEO and GEF and DEP representative met with Mr. Shor. He is to proceed with the wetlands problem first. CEO and JN to follow up.

3. **PB # 633 Clemente # 9 Western Drive, Block 10, Lot 9.6 - Greenway easement and site violation.** On 6/29/05, GEF and AJ Garito discussed 6/02/05 print with Township Committee. They agreed to land swap and other changes. PB approved with conditions. Revised prints required. NC JM to check with T. Anfuso.

4. **Naddeo #6 Orchard Lane, Block 34, Lot 16.4** - Cut trees and ground cover in greenway behind lot. GEF, HH, JM, & JN and CEO working with owner on resolution. Mr. Naddeo attended STC meeting in October and agreed to comply with restoration plan. Restoration work currently in progress. HH to follow up. ES wrote a letter to Mr. Naddeo suggesting replacement of deer damaged tree which will likely die and suggested protection solutions to further control deer damage. To be inspected by JN & JA. NC

5. **Figaro, Michel # 153 Cedar Drive** - Cut large tree in conservation easement JM & JA to report on site visit and make recommendations for restoration. NC ES will write letter to Mr. Figaro asking that he replace the large 36 inch caliber tree that was removed with five 3 inch caliber white oaks. Locations will be flagged by JM and suggested planting by 15 May '06. NC Letter sent to Mr. Figaro informing him that 5 trees should be planted by May 15, 2007 to avoid further action against him. It is duly noted that the trees planted are NOT white oak trees and Mr. Figaro is in violation.

6. **DeFalco, Robert # 26 Twin Lake Drive, Block # 48, Lot 20.13** - **Landscape easement violation.** - Off Bond. Tax Map 7.05, 6/05/05. JN, GEF visited site - GEF needs to review with JM and follow up. Violation notice served 11/06/05 and on site visit with GEF. Mr. DeFalco to replace rails in fence but not to Remove any more brush or ground cover. Discuss restoration procedure. JM will determine what is to be planted after a visit to the site. JM to follow up w/letter. Need Landscape plan. Memo sent to T. Anfuso so stating.

7. Mr. Cooley from Revolutionary Road attended meeting and brought a red oak gall. He was concerned for a tree that is loaded with these galls and will probably not live. Sadly, he learned that nothing can be done to save tree and prevent this malady in other red oak trees.

## **Committee Reports**

**Violations Complaints and “other” item resolution subcommittee.**

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**Pools - No Report**

**Public Lands Committee Report - Street Trees, Town Hall, Park** - H Hammond reports that trees will be ordered for planting on Township property using any remaining funds in budget.

**Lands, Greenways, Conservation acres, and Landscape easements.** - No report

**STC Member's Reports & Questions -**

**Meeting adjourned @ 8:45 PM - Motioned by H. Hammond , seconded by Ben O`Neill**

**Respectfully Submitted -**

**A. W. Reed, STC Secretary**