

***Township of Colts Neck
Shade Tree Commission
Meeting Minutes
May 6, 2004***

Protocol:

Call Meeting to order @ 7:34 PM by Chairman Michael Alagna who read the following Public Meeting Statement. “As 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. 1975 was provided in accordance with Annual Notice Procedures of C10:4 - 28 of said Act. I further order that this public announcement be placed in the minutes of this meeting.”

Roll Call - Members present Mary Barbagallo, Henry Hammond, Jennifer Axelrod, Michael Alagna.

Staff Present - Julie McGowan, George Fessler, Township Liaison James Stuart.

Absent - Rita Ruggieri, Diana Goubeaud

April Minutes - Approved Unanimously by a motion from J.A. which was seconded by M. A.

Township Committee Liaison Report - Mr. Stuart reported on the Weapon Station Earle problem regarding housing being made public on base. Which would cause a sudden un-planned growth in the Colts Neck Population. It will undoubtedly cost a huge sum in legal fees. It is too early to determine if Earle will bend to the needs of the Township. Additionally, Mr. Stuart reported there is a resolution regarding streams feeding into the Reservoir. Beaver Dam complaints regarding Greenway Violations. Also, Photo I.D. Cards are available for the STC use from the Colts Neck Police Department.

Note: Mr. Heath Leski from Marlboro is recognized by the Chair. Mr. Leski is part of Marlboro's team to start their own Marlboro Shade Tree Commission. Mr. Leski was invited back

to learn more of CNSTC efforts to protect existing trees in our township.

New Subdivisions and Site Plans

1. **PB # 570 Conover Ridge Estate - Re: landscaping of Greenways and Removal of 100 year old Oak Trees - STC resolution of 12/09/02 applies - Awaiting new plans for Greenway Landscaping.** *On Hold for Planning Board Action* - It was noted that many trees have been cut down on the property in question. Planning Board Action is required. Prints dated 3/26/04 received and changes are required. JM to follow up. It is feared that the applicant will miss the optimal season for landscape/tree planting.
2. **PB App. #602 - Mumford/Ditmar Farm Minor Subdivision & Minor Site Plan** - Settlement agreement documented in letter dated 12/11/03. All conditions to be satisfied by 5/17/04. GEF to follow up. E.S. & J.M. worked with School Superintendent on landscaping for the new school. Stumps not ground. G.E.F. to follow up.
3. **PB # 532 Shadow Isle Golf Club - Block 46, Lot 1.50, 1.51, 1.52 & 1.1** - Application for New Club House. Landscape Plans dated 9/01/03 apply. Awaiting new landscaping prints, JM to follow up with A.J. Garito. Planning Board gave conditional approval. STC Awaiting prints.
4. **PB # 609 Green Site Plan Waiver** - Conditional approval granted on 12/04/03. 4 sets of Landscaping plans required. Still awaiting revised Landscaping Plans. On hold
5. **PB # 615 Aether Land Development** - Major site plan - Prints dated 03/04/04 received for review. Passed conditional resolution 4/01/04. Awaiting revised prints. Planning Board requires major changes. - Nothing new to date. P.B. says make building smaller to fit the lot.
6. **PB # 604A Baker - Minor site Plan & Variances** - Prints dated 3/30/04 for review. Revised site plan 3/20/04 relocation of sports court. - Awaiting revised plans.
7. **PB # 609A Green - Major site Plan** - prints dated 3/25/04 received for review. On hold awaiting Plans reflecting landscaping requirements consistent with STC Landscape Architect's requirements. Awaiting landscape plans

8. PB # 462B

9. **PB # _____ - Ray's - Plan to tear down restaurant of 6400 sq. ft. and build two more commercial buildings. Awaiting landscaping plans for STC review.**

Infractions and Other Items -

NOTE - * indicates resolution written/ and or correspondence concerning.

Infractions

1. Rivers Edge Multiple residents having various greenway violations - Code Enforcement Officer (CEO) actively pursuing violations. Letter sent by C.E.O. to violators.

List of Violations -

- (a.) **Romano** Block 35, lot 22.22 J.M. report of 8/1/03. Landscaping required. GEF to follow up with CEO.
- (b.) **Parikh** Block 35, Lot 22.24, CEO letter of 9/10/03 reference lights to be removed by 10/1/03. CEO actively pursuing. No landscaping required. GEF to follow up with CEO.
- (c.) **Bisignano** Block 35, Lot 22.23 - CEO letter of 11/13/03, violations to be removed by Oct.1,2003 GEF to follow up with CEO.
- (d.) **Damusjian**, Block 35, Lot 22.18 - CEO letter dated 10/16/03 with action by 11/01/03. No action as of 11/03/03. CEO & GEF to follow up.
- (e.) **Vulpis/Lionette** - Block 35, Lot 22.19 - CEO letter dated 10/16/03 Vulpis called GEF informing that Property was sold to **Lionette** on 4/16/03. Need to consult with lawyer regarding STC's next move. CEO & GEF to follow up.
- (f.) **Aprilante** Block 35, lot 22.20, CEO sent letter dated 10/16/03. Mrs. Aprilante called GEF on 10/20/03 saying "fire caused damage". Need to consult lawyer regarding STC's next move. CEO & GEF to follow up.

2. Forest - Western Drive (Easement and Greenway) Violations - J.M. & GEF to follow up

3. Saada - 46 Orchard Lane (clearing of Greenway) - GEF sent letter to Dr. Saada dated Oct 20, 2003 with completion date of Nov 15, 2003. CEO issued summons. Settlement agreement in process. 7 May 2004 meeting with JM scheduled.

4. **Primrose Lane - Lombardo** - Salt damage to Greenway. CEO sent letter dated 11/13/03 requiring soil replacement and replanting of trees and grass. CEO, GEF, JM to follow up. Lombardo letter of 1/6/04 to JM stated completion by 5/15/04

5. **Rogers Block 21, Lot 3.1 Laird Road** - CEO letter of 1/2/04 to Rogers. CEO, GEF, & JM visited site and discussed resolution with Rogers. CEO, GEF & JM to follow up.

6. **Zuppichine, 8 meadows Run Drive** - ATV damage in Greenway. CEO letter of 1/21/04 addresses violation. Restoration required. CEO, GEF & JM to follow up.

7. **Vaccaro 61 Cross Road** - Removal and replacement of two large trees. Agreement signed 4/01/04 and \$300. 00 check received from Mr. Vaccaro. All work to be completed by 6/01/04. GEF to follow up.

8. **Vlanos 20 Seedling Drive** - Report of Greenway Violation - GEF, JM & CEO to follow up. Violations present. CEO to write letter. (Greenway Markers are Missing.)

9. **Shor - Block 27, Lot 10.2 Bluebell Road** - Fence and structure in Conservation Easement and wetlands, ground cover and shrubs/trees cut. CEO sent letter dated 3/11/04. CEO & GEF inspected property. 4/15/04 CEO & GEF and DEP representative met with Shor. He is to proceed with DEP Wetlands violation first. CEO & GEF to follow up. Awaiting DEP resolution.

10. **Nix, Paul 1 Western Drive Block 100, lot 9.2** - Cut Greenway, Markers Missing. CEO to write letter.

11. **Deangelis, Frank 20 Beaver Dam Road Block 35.4 Lot 12** - ATV path in Greenway. - some ground cover and brush cut. CEO letters dated 4/15/04 & 4/21/04 apply. CEO JM & GEF to follow up. Visited site and owner. He agreed to plant 7 evergreens and keep off Greenway.

12. **Besculides, Damian - Block 35.4, Lot 11** - Beaver Dam Road. - Greenway violation. CEO, JM & GEF to follow up. CEO letter of 4/21/04 applies. Visited site & owner agreed to stop mowing Greenway and to keep off of Greenway. Case Closed.

13. **Trust, Sylvan, Block 35.3, Lot 13 Beaver Dam Road - Greenway violation**. CEO letter of 4/21/04 to violator. CEO, JM & GEF visited site & owner has put up fence on property lines. Case Closed.

Proposed "Tree Preservation Ordinance"

The Tree Preservation Ordinance is going forward. Separate

committee meetings are being held to draft a sound proposal which should hold up in court if challenged and be acceptable to Township Committee. -On Hold Awaiting DG response.-

ARBOR DAY - Eileen Stivala and Julie McGowan reported on the successful landscaping engineered by the STC teamwork of Stivala and McGowan and the reported able assistance of local vendors who donated time and material as well as some of their staff. *Accolades to the Stivala McGowan team for their talents and extra efforts.*

See attached resolutions.

Violations, Complaints and “other” Item Resolution Subcommittee.

Complaint - Mr. Don Mason 48 Lakeside Ave. Nature of complaint -

GREENWAY - Township Committee requested changes in the second page of the Greenway Letter. DG making modifications. 75 ft. buffer discussed per GEF proposal. STC agrees for two entry lots only. Put Greenway letter on hold until resolution of 75 foot strip question is resolved.

Cul-de-sac Sub Committee

All members to inspect their cul-de-sacs after they green out and update charts/Appendix A 3/25/04 issue, and recommend candidates for adoption. H. Hammond says Roundup is available from last years purchase.

Pools No Action this month.

All Other: Street Trees, Town Hall, Park Lands, Greenways, Conservation acres and Landscape Easements - Financial disclosure sheets Due 5/06/04.

Staff Report - H. H. reports that there is a tree to be removed at the Huddy Grave Site. Public Works will handle.

STC Member’s Reports & Questions - None

Meeting Adjourn @ 10:10 PM on motion offered by Henry Hammond, which was seconded by Mary Barbagallo. - Unanimously Carried.

Respectfully Submitted

A. W. Reed Secretary Colts Neck Township
Shade Tree Commission.

**Colts Neck Township Shade Tree Commission
Recommendation to Planning Board
Planning Board Application # 462b
Project Name: Spatial Design
Block # 48, Lot # 21
Address: Route 537
Latest Issue Date of Prints: 5/03/04**

Whereas, the Planning Board has referred Prints for subject application to the Shade Tree Commission for review and recommendations and,
Whereas, this Commission has reviewed the subject prints and associated information and reports,

Now Therefore Be It Resolved that this Commission hereby recommends approval with conditions of subject Prints to the Planning Board.

Be It Further Resolved that the reasons for the recommendation for approval with condition are as follows.

We request revised landscaping prints. We request that the applicant meet with the Township Landscape Architect to discuss changes.

Be It Further Resolved that a copy of this resolution be sent to the Planning Board and a copy be made available to the applicant.

Offered By: Jennifer Axelrod

Seconded By: Eileen Stivala

Roll Call:

Yes: 5

No: None

Abstain: None

Absent: 2

I hereby certify that the above is a true and exact copy of the resolution adopted by the Shade Tree Commission of the Township of Colts Neck at it's meeting held on 6 May 2004.

Date 13 May 2004 Secretary, Colts Neck Township Shade Tree Commission

**Colts Neck Township Shade Tree Commission
Change In Personnel**

Whereas, Diana Goubeaud has requested that she be relieved of the duties of Chairperson of this Commission.

Now Therefore Be It Resolved that this Commission does accept her resignation as Chairperson of this Commission.

Be It Further resolved that Michael Alagna is hereby appointed as Chairman and Eileen Stivala as vice Chairperson of this Commission.

Offered By: Henry Hammond

Seconded By: Mary Barbagallo

Roll Call:

Yes: 5

No: None

Abstain: None

Absent: 2

I hereby certify that the above is a true and exact copy of the resolution adopted by the Shade Tree Commission of the Township of Colts Neck at it's meeting held on 6 May 2004.

Date 13 May 2004 Secretary, Colts Neck Township Shade Tree Commission

Recognition Resolution

**This Resolution Written In Recognition For The
Generous Assistance and Materials Donated by Local
Business and Their Staffs in Support of Colts Neck
Township's Arbor Day Landscaping Of The new
Conover Road School.**

Whereas Mr. Ed Brock of Brock Farms, Inc. made a significant contribution to the success of our Arbor Day Program.

Now Therefore Be It Further Resolved that a copy of this resolution be sent to Mr. Brock and it be entered in the Minutes of the Colts Neck Shade Tree May 6, 2004 Meeting.

Offered By: J. McGowan

Seconded By: E. Stivala

Unanimously Passed.

I hereby certify that this is a true and exact copy of the resolution adopted by the Shade Tree Commission of the Township of Colts Neck at it's regular public meeting held on May 6, 2004

Date 13 May 2004 _____

Alan W. Reed Secretary of the Colts Neck Township Shade Tree Commission
