Township of Colts Neck

Shade Tree Commission

June 4, 2009

Meeting Minutes

The Meeting was called to order at 7:40PM 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, Ben O'Neill, Mary Barbagallo, Henry Hammond, Jennifer Axelrod

Commission Member Absent – None

Staff Present – Edward Eastman, Julie McGowan, Al Reed Sec.

Staff Absent – None

Township Committee Liaison Report – Curtis McKittrick application approved by the Township Committee.

DISCUSSION

In an effort to avoid having to cancel regularly scheduled meetings at the last minute because of the inability to field a quorum, having "Alternate Commission Members" was discussed.

Mr.Curtis McKittrick attended our Regular Scheduled April Meeting. Mr. McKittrick, a lifelong resident of Colts Neck is attending Rutgers in pursuit of Landscape Architect Certification. Curtis McKittrick's appointment fills the commission vacancy created by Stephen Marx's resignation when he was transferred out of State.

While out of context with respect to our usual meeting format to allow Mr. Rich Galinski the Code Enforcement Officer (COE), to meet his tight schedule was invited to our meeting in spite of his work overload and another appointment later this evening. The afore mentioned effort was specifically made to expedite the list of long carried infractions (some more than one year old) to be expedited.

1. **Rivers Edge – Rich Galinski will follow up & report back to STC.**
2. **Shore** " " "
3. **Clements** " " "
4. **Figaro** " " "
5. **DeFalco** Julie Located plans and will review
6. **Polino** Resolved
7. **Vanselous** " " "
8. Approved plan received from Kling. – easement cleared and bond posted.
9. **Kurem Shiv, Ranjan** 14 Paddock Lane, Block 7.30, Lot 3.2 – **New infraction,** Rich Galinski to investigate. **NC**

New Subdivisions and Site Plans

The following items have been carried over from 2008.

1. **PB # 636 Findel, Cedar Dr. – Minor Site Plan** – JM report dated 3/6/06 on 12/22.05 prints – open item awaiting PB action and revised prints. JM has new plans and reports DEP is checking. **NC**

2. **PB # 649 Willow Brook Stables – Block 9, Lot 2.01, Willow Brook Road** – Plans in their present form denied. **NC**

3. **PB # 665 Rada, Bluebell, Block 29, Lot 9. (PB approved – needs new plans. NC**

4. **PB # 668 Bonanno – Evergreen, Block 9, Lot 2.09** – Resolution written accepting revised plans showing fence moved and new plantings. Ben "O'" to verify and check for any activity.
[As of this meeting, Ben has been unable to enter private property for inspections since he can not obtain proper identification for this task] **NC**

6. **Mr. Bill Kileen of 37 Acorn Dr.** came to our regular STC Meeting seeking help/relief from a problem he is having. As he stated, a neighbor has changed the topography of his property to such an extent that any water falling as normal precipitation is unnaturally diverted on to Mr. Kileen's property causing water problems that did not exist for years before the neighbor changed the elevation of his land causing the water to be diverted onto Mr. Kileen's property. (J. Nicoletti is aware of some of the details of this problem. J. Nicoletti will contact Mr. Kileen and report on findings at the next STC Meeting. **NC**

7. **PB # 671 Cappola, Clover Hill Road & Moonlight, Block 1, Lot 8.01 and Lot 8.5** – Lot Line Revision – Need Landscape plan **NC**

8. **PB # 672 Trump, Block 46, Lot 1.52** – JM is currently overseeing proposed changes to landscaping and the owner and/or his representative is cooperating with STC recommendations. As presented sizes of plantings are unspecified.
   Sizes are to be as follows.
   - 24 to 30 inch Winter Gem
   - 24 to 30 inch Holly
   - 9 to 10 ft. Norway Spruce
   - 9 to 10 ft. Weeping Cherry
   - 4 inch Cal. Zelcova

   Conditionally approved with the specification of sizes on prints.
   Motioned by J. Nicoletti, Seconded by H. Hammond.
   Unanimously voted yes by the Commission. Resolution issued by secretary. NC full plan expected by September

9. PB # 674 Mc Mahon, Clover Hill Road, Block 7.02 Lot 34.01 **& 34.13** Inadequate as presented. Plans need clarification.

10. **Klatsky PB # 676, Jockey Terrace South, Block 40.05, Lot**

Approved, Resolution required. Offered by J. Nicoletti, Seconded by Mary Barbagallo, Unanimously voted passed.

11. **Casaburi, Michaels Way , Block 51 Lot 1.05 -** After review of plans presented, J. McGowan recommends Conditional Approval if plans are revised to agree. (Architectural and Landscape Plans must match/agree)

12. PB # 679 Seventer, Block 31, Lot 19

INFRACTIONS & OTHER ITEMS

1. Rivers edge multiple residents having various greenway violations – As follows: *In progress* NC

   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.
   c. **Damusjian** – Block 35, Lot 22.18 – CEO letter dated 10/16/03 with action by 11/01/03. No action as of 11/01/03. CEO and 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 next 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.

   NC

2. **Shor - Block 27, Lot 10.2 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 & JN to follow up. **NC**

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. (Land swop never happened.) PB approved with conditions. Revised prints required. *Property needs to be inspected. Mary & Sal Barbagallo & Julie to inspect property.* NC Julie reports progress.

4. **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 that was removed with five 3 inch caliber white oaks. Locations will be flagged by JM and suggest 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 and Mr. Figaro is in violation. To be forwarded to legal to determine course of action. **NC** Awaiting course of action from legal.

5. **DeFalco, Robert # 26 Twin Lake Dr., Block # 48, Lot 20.13- Landscape easement violation.** – Off Bond. Tax map 7.05, 6/05/05. - J. N., GEF visited site.- Needs to be reviewed with J. M. and follow up. Violation notice served 11/06/05 and on site visit with GEF. Mr. DeFalco to replace rails in fence but must not 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.
Secretary to send Mr. Defalco a letter. **NC**

6. Polino, on Williamsberg – STC needs to get Rich Galinski (CEO) to explain violation if any regarding fencing, wall height, and pool built into deck. Deferred until next month NC

Committee Reports –Violations, Complaints and "other" item resolution subcommittee – No report.

STC has requested from Bob Bowden that Rich Galinski come to STC Meetings and will be compensated for his time. This will help all of us to be up to date on matters of concern to the STC. Rich Galinski did not show for this meeting.

Committee Reports

Violations, Complaints and "other" item resolution subcommittee.

Cul-de-sac Sub Committee – No report.

Pools - No report. – Ben O'Neill needs ID to enter private property. Times when he attempted to obtain ID, police station said their equipment to make photos was at schools or was inoperable. Consequently, no action yet.

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. No action says H. Hammond.

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

STC Member's Reports & Questions – Julie McGowan announced that Colts Neck has been awarded "Tree City" for the 15th consecutive year. Secretary's comment, - "All due in no small part because of Julie McGowan's efforts."

Meeting Adjourned @ 8:20 PM - Motioned by James Nicoletti seconded by Henry Hammond.

Respectfully Submitted,

A. W. Reed, STC Secretary