

February 16, 2021 Planning Board Live Meeting

Pursuant to the "Open Public Meeting Act," The Sentinel and the South Jersey Times were notified of this meeting. A public notice was posted in the Municipal Building and on the website. The Township of Franklin Planning Board was called to order by Chairman, Joseph Petsch at 7:06 PM with the following members present: Dave Deegan, Heather Flaim, Jim Rohrer, Jim Kelly, Jason Brandt, Kevin Constantine, Joe Szwed, A-2 and Ralph Travaglione. Absent: John Melleady, and James Handy-A-1. Chairman Petsch led in the flag salute. Chairman Petsch states Mr. Szwed will be seated in the absence of Mr. Melleady.

Approve Minutes 1/19/2021

Approve Resolutions: PB20-2 Patrick Bottino Minor Subdivision

Approve Secretary's Report: January 2020 \$0.00

SP20-1 Sahara Sand B6103 L1, 2, 3, 9, 10, 11 Preliminary/Final Site Plan and Renewal of Soil Removal Permit Coles Mill Road

Open Public Portion

Closed Session, If Required

Adjourn

Mr. Borelli swears in Kevin Constantine for a 4 year Planning Board member term. Everyone congratulates Mr. Constantine and Mr. Constantine thanks all for their confidence in him.

Approve Minutes

Upon a motion by Mr. Travaglione, seconded by Mr. Rohrer, all in favor, to approve Minutes of 1/19/21 meeting. Three abstentions: Mr. Kelly and Mr. Constantine. Motion passed.

Approve Secretary's Report

Upon a motion by Mr. Rohrer, seconded by Mr. Kelly, to approve Secretary's Report of January 2021 in the amount of \$0.00.

Roll Call Vote: Mr. Deegan, yes; Mrs. Flaim, yes; Mr. Rohrer, yes; Mr. Kelly, yes; Mr. Brandt, yes; Mr. Constantine, yes; Mr. Szwed, yes; Mr. Travaglione, yes; Mr. Petsch, yes. Motion passed.

Approve Resolution

Upon a motion by Mr. Deegan, seconded by Mr. Travaglione, all in favor, to approve Resolution: PB20-2 Patrick Bottino Minor Subdivision for lot line adjustment/re-division. **Roll Call Vote:** Mr. Deegan, yes; Mrs. Flaim, yes; Mr. Rohrer, yes; Mr. Kelly, yes; Mr. Brandt, yes; Mr. Constantine, yes; Mr. Szwed, yes; Mr. Travaglione, yes; Mr. Petsch, yes. Motion passed.

Motion passed.

SP20-1 Sahara Sand B6103 L1, 2, 3, 9, 10, 11 Preliminary/Final Site Plan and Renewal of Soil Removal Permit Coles Mill Road

Mr. Borelli states all papers for public notice are in order.

Robert Baranowski, Attorney of Hyland, Levin, Shapiro Attorneys at Law states the SP19-1 was approved 10/15/19 and since we acquired Monroe Township properties we have amended plan. Sahara Sand's plan was approved on 1/28/2021 at Monroe Township. Now Sahara Sand is back as we have added lot 1, 7 and 3, we will not leave 3 on this plan as it is residential single-family dwelling is in common ownership. Amended Site Plan with lots 1 & 2 included within overall mining site. Township Engineer, CME Report of 2/5/2021 and 12/22/2020 states this application is deemed complete for tonight and will provide that it is deemed complete. Mr. Baranowski states The Pinelands Commission has reviewed and submitted a Certificate of Filing.

Mr. Petsch asks if Engineer, Mr. D'Armiento and Solicitor, Mr. Borelli are in agreement for completeness. Mr. D'Armiento and Mr. Borelli answer in the affirmative.

Sean Earlen of Sahara Sand is sworn in and states he did add lots to the mining facility from Monroe Side. Mr. Borelli states we received the Certificate of Filing from the Pinelands Commission in January.

Mr. Baranowski states site plan has met all requirements

Mr. D'Armiento has no comments, spoke with all professionals.

Mr. Constantine states now that they have additional area for mining, will you increase mining operation. Answer, no, you can only do so much mining at a time.

Mr. Brandt asks if there is any other processed product. Mr. Earlen states it is construction grade sand that goes to asphalt plant.

Mr. Kelly asks about reclamation plan. Mr. Earlen states that reclamation plan is in back of plan, states open space later to be purchased. They closed in Jackson and went to the State.

Upon a motion by Mr. Brandt, seconded by Mr. Constantine, all in favor, to open the Public Portion.

Ervin Green of 4583 Coles Mill Road is sworn and states he owns property to front and back of mining operation. Mr. Green came in prior and states he is being impacted now by silt in sand on top of his fields and if he has no goggles on in April & May with winds he gets grit in his eyes and he wants to know does silt have any cancerous fibers or product on these windy days. Mr. Green states his father built house in 1960's, and house has suffered from vibration but he has never complained. Sahara Sand came in, in the 1970's and asked if they can put a screen up as dust and vibration impacts him.

Mr. Baranowski Attorney states the sand is coming from nature subject to ambient air, Mr. Bruce Jacobs, PE, PP, CME of Gravatt Consulting can answer the sand question. Mr. Baranowski knows Mr. Green has lived there a long time as well as Sahara Sand and felt there was a symbiotic relationship. Mr. Baranowski states truck vibrations comply with all ordinances and will have Mr. Jacobs come up but further states that Mr. Jacobs is not an expert in the medical field. Mr. Petsch asks is there testing going on in the State level on this particular issue or any reason to be concerned.

Mr. Earlen states that like OSHA, we have MSHA which is over this and has no issues they know of. Mr. Kelly asks if any employee have had any medical issues. Mr. Earlen states he is not aware of any conditions.

Mr. Earlen has a dredge with corkscrew and it is sucking through a hose and uses water to separate sand according to weight. water and sand, Waste water goes back in lake.

Mr. Constantine asks has anyone from Sahara Sand ever looked at Mr. Green's residential property or fields and if there anything that can be done to help him out. Mr. Petsch asks if they can look into this and follow up.

Upon a motion by Mr. Brandt seconded by Mr. Kelly, all in favor, to close the public portion as there was no further comment or question.

Mr. Petsch asks that we make Nora and James Craig's letter part of the Sahara Sand record and file, and there was no comment record from the Environmental Commission.

Upon a motion by Mr. Deegan, seconded by Mr. Rohrer, to approve Preliminary/Final Site Plan & Resource Extraction and Soil Removal for Mining with condition that Sahara Sand perform a follow-up with Ervin Green.

Roll Call Vote: Mr. Deegan, yes; Mrs. Flaim, yes; Mr. Rohrer, yes; Mr. Kelly, yes; Mr. Brandt, yes; Mr. Constantine, yes; Mr. Szwed, yes; Mr. Travaglione, yes; Mr. Petsch, yes. Motion passed.

Correspondence

Mrs. Rafuse states all action items were addressed, the remainder of items were informational and points out that The Pinelands Commission is celebrating their 40th anniversary and are sending out emails to spotlight certain items. Mrs. Rafuse also points out the NJ Planner showing Mandatory Training.

Open Public Portion

Upon a motion by Mr. Brandt, seconded by Mr. Constantine, all in favor, to open public portion. No one for question or comment.

Upon a motion by Mr. Deegan, seconded by Mr. Kelly, all in favor, to close the public portion. Motion passed.

Closed Session, Not Required

Adjourn

Upon a motion by Mr. Travaglione, seconded by Mr. Kelly, all in favor, to adjourn the meeting at 7:43 PM.

Sincerely,

E. Lynne Rafuse, Secretary
Planning Board, Township of Franklin