

**DEAL LAKE COMMISSION  
MINUTES – REGULAR MEETING  
MARCH 16, 2006**

**CALL TO ORDER**

Chairman Rokaw called the meeting to order at 7:00 P.M. at the Village of Loch Arbour Municipal Building, 550 Main Street.

After the flag salute, Lorraine Carafa, Clerk, announced that the notice requirements of the c.231, P.L. 1975, have been met by transmitting the notice of this Regular Meeting to the Commission's two official newspapers on January 9, 2006, posting the notice where required and filing a copy of the notice with the Clerk.

The Clerk called the roll:

**ROLL CALL:** Allenhurst - Absent  
Deal - James Rogers  
Interlaken - Lynn A. Parry, Jr.  
Loch Arbour – John Zazzarino  
Neptune – Jerry Meyer  
Ocean Township - John Everson  
Asbury Park - Leonard Rokaw

Also present: Peter Avakian, Engineer; Steve Souza representing Princeton Hydro, LLC, Consultant; and Lorraine Carafa, Clerk.

**Resolution #1:** Approve Minutes, Regular Meeting, February 16, 2006

Offered By: Deal

Seconded By: Ocean

BE IT RESOLVED, That the Minutes of the Regular Meeting of the Deal Lake Commission held February 16, 2006 be and the same are hereby approved as presented. (Allenhurst - no vote).

Recorded vote:

Ayes: Deal; Interlaken; Loch Arbour; Ocean; Asbury Park

Nays: None

Absent: Allenhurst, Neptune

**Resolution #2** – Approve Minutes of Special Meeting – March 14, 2006

Offered by: Deal

Seconded by: Ocean

BE IT RESOLVED, That the Minutes of the Special Meeting held March 14, 2006 be approved as presented.

Recorded vote:

Ayes: Deal; Ocean; Asbury Park

Nays: None

Absent: Allenhurst, Neptune

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**Resolution #2:** Approve Treasurer’s Report and Authorize Payment of Bills

Offered by: Deal

Seconded by: Ocean

**BE IT RESOLVED**, That the following Treasurer’s Report for the month of March 2006 be approved and that the bills be paid:

**BALANCE ON HAND – PREVIOUS MEETING**

CHECKING .....\$18,739.56  
NJ CASH MANAGEMENT .....44,259.63

**TOTAL BALANCE ON HAND .....\$62,999.19**

**RECEIPTS**

Interest from Bank of America .....57.07  
Interest from Cash Management Fund (February).....147.63

**TOTAL RECEIPTS .....\$204.70**

**BILLS PRESENTED FOR PAYMENT – March 16, 2006**

Village of Loch Arbour (March).....\$ 525.00  
The New Coaster, LLC .....45.00  
Princeton Hydro, LLC .....551.98  
Lorraine Carafa – Reimbursement.....4.55  
Hunt Parry, Esq.....600.00

**TOTAL BILLS.....\$1,726.53**

**BALANCES AFTER DECEMBER DISBURSEMENTS**

CHECKING .....\$17,067.10  
NJ CASH MANAGEMENT .....44,407.26

**TOTAL BALANCE ON HAND – March 16, 2006.....\$61,474.36**

**REGIONAL STORMWATER MANAGEMENT GRANT SUMMARY:**

Total Grant Award .....\$135,000.00  
Additional Award (2/2006) – funds not yet received .....10,781.00  
Less: Cumulative expenditures through January 31, 2006 ..... (65,599.61)

**Unexpended grant balance.....\$ 80,181.39**

The Neptune representative arrived during the reading of the Treasurer’s Report.

Recorded vote:

Ayes: Deal; Interlaken; Loch Arbour; Neptune; Ocean; Asbury Park

Nays: None

Absent: Allenhurst

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### **OLD BUSINESS**

1. Terrace Pond - Authorize expenditure for the disposal of dredged sediment - action on this matter was taken at the Special Meeting held March 14, 2006.
2. Regional Stormwater Management Plan/QAPP – Dr. Souza reported that a Streamwalk to map the headwaters of the Harvey Brook area has been rescheduled for Saturday, March 18, 2006. Interested parties should meet at Panera’s on Route 35 at 8:00 AM. The purpose of the walk is to create accurate mapping records to prioritize areas for remediation.

He further reported that the RSWMP is reaching Milestone #2. The water quality data, the pollutant load modeling, the qualitative data is being compiled into a report that will probably be ready to submit to DEP by the end of April; Commission members will receive a copy by the next meeting for review prior to that submission. Dr. Souza reported that the in-kind service time is behind the required match for this stage of the project. He strongly urged that the members participating in the Streamwalk and in the Terrace Pond project, including the Mosquito Commission activity, be recorded. Mr. Rokaw asked if the efforts of the public works departments of the various towns could be used for this match purposes. Dr. Souza indicated it could, as long as the activity occurred in the watershed area. The Clerk advised that she will prepare a letter to be sent to the participating towns. Mr. Parry asked if the data collected now and submitted to DEP is reflected with their data now; Dr. Souza replied not until the project is completed. Mr. Avakian asked if the Commission becomes aware of a proposed development in the watershed area, and the current mapping is not adequate to allow the developer to assess the environmental impact on the Lake appropriately, what should the Commission do – Dr. Souza replied that the Commission should supply the developer with the data – a condition of the review or approval.

3. Flume – Peter Avakian reported approximately 16 to 18 sections of Flume has been installed at the correct elevation after having initially been installed incorrectly. This was reported to him by Joe Pallotta, fishermen and lakeside resident, who also brought this to the attention of the DEP.
4. Gatehouse – Mr. Avakian inspected the interior with Gary Giberson and John Moor of Asbury Park. He is finalizing the plans, including the electrification of the sluice gates, at this time. Mr. Avakian will approach the State to see if they will contribute to this rehabilitation.
5. Seaview Square/Ocean Plaza – no change.
6. Lollipop Pond – Dr. Souza reported that the Commission had previously decided to hold off submitting this application until Terrace Pond was completed. Mr. Everson asked what type of permit would be appropriate, GP13 or GP1. Dr. Souza responded definitely not a GP13 as that required extension documentation, but the permit that allows for the desnagging and cleaning of streams. The problem with this project as a cleanup is the limitation the DEP places on the activities conducted. If the intent is to significantly dredge this area, the permit required is a

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**OLD BUSINESS** (continued)

Mr. Zazzarino asked if there were any plans to hold back or slow down the stormwater after these dredging projects, since the cause of the sediment accumulation is not being addressed and will continue to happen. Dr. Souza responded that without controlling the flow of water in the area, planting vegetation alone will not solve the problem. Mr. Zazzarino then asked if a developer could be required to remediate an area by Ocean Township. Dr. Souza reported that the law permits a town to have a mitigation plan that can require a developer to perform a variety of tasks if he cannot meet stormwater management rules within his development site. Mr. Avakian reported that since Neptune Township adopted the Stormwater Management Ordinances two years ago, 135 acres of developed sites are now compliant with Stormwater regulations. Mr. Zazzarino asked if Ocean has adopted the Stormwater Management Plan implementation. Mr. Everson responded that the Plan is completed but the Ordinances are not yet adopted.

7. Fish Stocking - Mr. Rokaw asked Dr. Souza if he had filed the required application for stocking the Lake. He responded that now has the permit and a quote from Muskie Trout Hatchery at \$9,300 (5,000 each 3-4 inch large mouth bass and 50,000 fathead minnow); for one-half the quantity the cost will be around \$5,070 including transport, delivery; supervision to be provided by the Commission in the area of the Sunset Bridge. He recommends performing this stocking in May. Mr. Zazzarino asked if crayfish are a suitable species that would help to control vegetation. Dr. Souza responded that the species is not well suited to Deal Lake. The Clerk asked Dr. Souza to obtain two additional quotes from other sources. Mr. Everson asked if Dr. Souza was familiar with a long, thin fish, light on one side and dark on the other. Dr. Souza stated that they were probably suckers.

8. Terrace Pond – Mr. Rokaw indicated that Mr. Everson was instrumental in moving the Terrace Pond project along and asked him to provide an update. Mr. Everson responded that everything was in place except for the disposal site. Neptune has a site, but the charge is \$5.00/cy. Neptune is also requiring the spoils to be tested. Samples of the material were collected and are undergoing the necessary testing. Upon receipt of negative results, the disposal can continue. Mr. Avakian reported that he met with Neptune officials today regarding this disposal, and if the results of the soil tests are negative as he believes, disposal can continue with the installation of a silt fence at the disposal site. Neptune also requests that Mr. Avakian assist with the DEP notification of this project. To comply with the dewatering requirement, Terrace Pond is being lowered to the extent possible. Mr. Rokaw asked how long this project could be postponed if the test results are not received in a timely manner. Mr. Everson responded that Ocean only has the trucks available until the end of March. Dr. Souza provided documents to the members with the results of prior year's testing for historical purposes. Mr. Meyer asked if dewatering was a problem; Mr. Avakian responded it was not.

**NEW BUSINESS**

1. Dr. Souza supplied copies of general lake information (vegetation control and non- source point pollution) that is suitable for posting on the Commission's website, and will assist residents in the watershed to mitigate the impact of some of their activities on the lake.

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**NEW BUSINESS** (continued)

2. Dr. Souza submitted a “request for proposal” for weed harvesting for the member’s review. The area in question is 5 to 8 acres, with a mandatory site visit before bidding.
3. Dr. Souza also submitted a memo summarizing a meeting that occurred with the DOT regarding the Route 66 and 35 areas for historical review purposes (July and September 2004).
4. Dr. Souza reported that the Commission could not apply for a 319H (mitigation) grant this year since the RSWMP has not yet been approved by the DEP. Dr. Souza suggested that although the plan is due in September, the Commission might want to consider filing for a no cost time extension given the DEP’s delay in reviewing and approving the elements of the plan so far. He also suggested contacting Fish and Wildlife (Federal) as an alternative funding source. Mr. Meyer asked if U.S. Fish and Wildlife would fund the proposed lake-stocking project; Dr. Souza responded that they get involved in habitat management only.

Dr. Souza advised that he would be unable to stay until the end of meeting and left at this time – 8:30 PM.

There being no further business, and UPON MOTION of Interlaken, seconded by Ocean, carried, that the meeting be opened to the public for comments. The Chairman commented that in all his years of service, he didn’t recall seeing this many people at a meeting, and hoped that the public was responding to the Commission’s website, [www.deallake.org](http://www.deallake.org).

Claire Krause, 32 Ballard Drive and David Buehler, also Ballard Drive, were present to discuss a problem with a property located across the lake in Asbury Park where the owner appears to be illegally filling in the area behind the home, and there is a large accumulation of debris and trash also on the property adjoining the lake. Ms. Krause indicated that she spoke with the property owner, the Asbury Park Code Enforcement Officials and the City Manager to no avail. Ms. Krause showed pictures of the property to the Commission members. After a discussion, the Deputy Chairman advised that the Commission has no enforcement authority and Mr. Parry indicated that Freehold Soil may be a source of information, if not enforcement. Ms. Krause and Mr. Buehler were advised that the illegal fill and other matters fall under the DEP’s jurisdiction.

Sol Harrah, 42 Ballard Drive, asked if there was any progress with the purchase of the weed harvester. The members responded that there was no progress to report, although the matter had been brought to the attention of Freeholder Robert Clifton.

Stella Monaghan, Ballard Drive, identified an area near Wickapecko and Bimbler where there is a large accumulation of debris accumulating along the Asbury side. If accessible, the area will be identified during the clean-up with the inmates from May 1 to May 5, inclusive. The Chairman asked if Mrs. Monaghan will participate in the scheduled clean-ups; she indicated that she would try.

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PUBLIC HEARING (continued)

Brian Mullins, Ocean Township, identified an area of Hollow Brook near his home where there are fallen trees. He further stated that he would get the chainsaw and remove the trees in the area himself if the Brook could be lowered. Mr. Avakian indicated that a lowering permit was necessary. Mr. Avakian agreed to go out with Mr. Mullins to do an informal survey of the area. Mr. Mullins also asked if stocking some of the smaller areas of the lake with sterile carp would help to control the vegetation in the area. Mr. Avakian indicated that he would forward information from Dr. Souza on this matter. After further discussion, the members agreed to seek funding for a clean-up in the Hollow Brook area.

Dan Moore, 600 Lakeview Avenue, Wanamassa, asked if the fish stocking matter was still open for discussion. He asked that Terrace Pond be included in the fish-stocking area. The Chairman agreed that the Commission would try to do this. Mr. Moore indicated that the lake that used to feed Terrace Pond no longer exists, but the stream bed still exists and is the source of much of the silt entering Terrace Pond. Until the stream bed is addressed, Terrace Pond will continue to silt up. The members also suggested that these residents address their comments to Ocean Township who continues to allow the unabated development with no stormwater regulations that apply to commercial development. Mr. Avakian reviewed the stormwater management requirements and deadlines for compliance, however, he did state that these regulations will not retroactively apply to already approved projects.

Bob Jaroszewski, Wanamassa, suggested that another area be identified for fish stocking because there are many cormorants in the area suggested and they will eat the newly stocked fish. He further stated that he was having a hard time getting enough volunteers to assist with the April 15, 2006 clean-up, and he suggested some areas for the inmates to clean up in May. The Chairman suggested that those present attempt to recruit lakefront residents to participate in the clean-ups. The Asbury Park Fishing Club will be working at the east end of the lake on April 15.

Mr. Rokaw thanked everyone for coming. There being no further comments, and UPON MOTION of Interlaken, seconded by Loch Arbour, carried, that the public hearing be closed. There being no further business, and UPON MOTION of Ocean, seconded by Loch Arbour, carried, that the meeting be finally adjourned at 9:30 PM.

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LORRAINE CARAFA,  
Commission Clerk