

**Town of Dover  
Board of Health, July 11, 2005**

The regular monthly meeting of the Dover Board of Health was held in Town Hall, 37 N. Sussex Street, Dover.

Board President Marie Hoffman called the meeting to order at 7:30 pm and announced that the meeting complies with the requirements of the Open Public Meetings Act and has been duly advertised and posted.

Donna Cook, Board Secretary, called the roll.

**ROLL CALL**

**PRESENT:** Marie Hoffman, Jean Cater, Donna Cook,  
Constance Sibona-Foster, Christopher Chapman,  
Ramiro Gomez

**ABSENT:** Karen Vaughan  
Cynthia Burbridge, Alderman/Liaison

**ALSO PRESENT:** Donald Costanzo, Health Officer

President Hoffman called for a motion to accept the minutes from the June 2005 Regular Meeting of the Board of Health.

**A motion to accept the minutes from the June 2005 Regular Meeting of the Board of Health** was made by Donna Cook and duly seconded by Jean Cater.

**ALL AYES; NO NAYS**

**CORRESPONDENCE:**

1. Letter from Channing Bete Company to the HO dated 6/7/05; re: product review.
2. Letter from Merck Company to the HO dated 6/8/05; re: discount prescription drug program.
3. Letter from Ms. Long to Darlene Kasko, Registrar received 6/15/05; re: thank you.
4. Letter from the Univ. of South Carolina to the HO dated 6/15/05; re: HIV study.

5. Letter from the Morris County Office of Health Management to the HO dated 6/28/05; re: TB control.
6. Letter from Patricia Veres, Esq. to the HO dated 6/28/05; re: licensing pets.

President Hoffman asked if there was any correspondence to discuss.

The HO mentioned the thank you letter from Ms. Long to Darlene Kasko.

### **OLD BUSINESS:**

The Health Officer (HO) distributed the summary of Health Department activities for the past month and discussed with the Board various parts of the report.

Garbage tonnage for June 2005 was 538.13 tons; up from the same month one-year ago by 7.43 tons or 2%.

Garbage sticker receipts for June 2005 were \$4,390.00; up from the same month one-year ago by \$1,111.00 or 34%.

The HO commented that although garbage tonnage appeared to be sharply higher than last month's 466.19 tons, it was only up 2% from the same month a year ago. However, the month of June was a record breaking month for the sale of garbage stickers at \$4,390.00.

Connie Foster stated that residents still put out garbage on weekends without stickers creating unsightly conditions. If it wasn't reported, it would sit out for extended periods of time between pick-ups. Ms. Foster wished that something could be done about this problem on weekends.

The following events/programs were conducted since the June 13<sup>th</sup> Board of Health meeting:

- 6/14 Male Cancer Screening Program.
- 6/21 Germ Busters; Dover Child Care Center.
- 6/21 TOPS (Take Off Pounds Sensibly); First Memorial Presbyterian Church, 51 W. Blackwell St. (every Tuesday evening @ 6:30 pm)

The HO briefly highlighted the TOPS program.

The Health Officer informed Alderman Burbridge that information regarding the Medical Needs Foundation was placed in the public health nurse's referral manual and posted on the Town's web site under links.

At last month's meeting, the Board of Health introduced and passed on first reading two (2) ordinances regarding pet waste removal and wildlife feeding.

The HO informed the Board that the 'pet waste removal' ordinance was introduced on first reading by the Board on June 13, 2005, and published, as required, on June 22, 2005.

Following discussion of the 'pet waste removal' issue, **a motion to pass an ordinance of the Board of Health of the Town, County of Morris and State of New Jersey, amending and supplementing Chapter 395 of the revised general code of the Town of Dover entitled "Animals" on second reading** was made by Marie Hoffman and duly seconded by Christopher Chapman.

**ROLL CALL VOTE  
ALL AYES; NO NAYS**

The HO informed the Board that the 'wildlife feeding' ordinance was introduced on first reading by the Board on June 13, 2005, and published, as required, on June 22, 2005.

Following discussion of the 'wildlife feeding' issue, **a motion to pass an ordinance of the Board of Health of the Town, County of Morris and State of New Jersey, amending and supplementing Chapter 395 of the revised general code of the Town of Dover entitled "Animals" on second reading** was made by Constance Sibona-Foster and duly seconded by Marie Hoffman.

**ROLL CALL VOTE  
ALL AYES; NO NAYS**

The HO stated that copies of the amended ordinances will be forwarded to the Police Department so that they are aware of the new laws.

**NEW BUSINESS:**

The following programs are scheduled in the forthcoming weeks:

- 7/28 Safe Sitter Program; 9 am – 4 pm; Head Start.
- 8/3 Safe Sitter Program; 9 am – 4 pm; Head Start.
- Aug Sun Safety; Dover Senior Picnic; Water Works Park.

The HO informed the Board that the Town of Dover is currently in the process of revising its garbage and litter ordinances. A committee headed by Alderman James Dodd and comprised of the Town Engineer, Assistant Engineer and Health Officer reviewed all local ordinances regulating garbage and litter.

In the review of the Dover Code, Chapter 242 “Littering”; Chapter 333 “Solid Waste”; and, Chapter 411 “Garbage, Rubbish, Refuse and Litter”, it was noted that ordinances overlapped and in some instances contradicted accepted practices.

All of the language and essence of Board of Health ordinance, Chapter 411, is covered in Chapters 242 and 333. Therefore, the Board is asked to consider deleting Chapter 411.

**A motion to introduce and pass on first reading an ordinance of the Board of Health of the Town of Dover, County of Morris and State of New Jersey, deleting Chapter 411 of the revised general code of the Town of Dover entitled “Garbage, Rubbish, Refuse and Litter”** was made by Marie Hoffman and duly seconded by Donna Cook.

***Discussion:***

The Board questioned the wording of the definition of an ‘approved receptacle’ used in Board of Health Ordinance Chapter 411 slated for deletion. Connie Foster felt the use of the words “waterproof” and “rigid” or “solid” and “tight-fitting lid” to describe garbage containers had merit. The Board agreed and was reluctant to delete the ordinance unless the definition of a garbage container in Chapter 333 could be amended to include those words.

Jean Cater felt that some of the Board of Health ordinance, Chapter 411, was better than the Chapters 242 and 333 and expressed her reservations about deleting the law in its entirety.

The Health Officer stated that he would speak with the Town Administrator before the Board of Aldermen passed amendments to Chapter 333 scheduled for July 12th, and ask that the definition of a “municipal solid waste container” in Chapter 333 be changed to include the words “rigid plastic...” and a receptacle “that is completely waterproof...” and is “furnished with a tight-fitting lid.”

The Board concluded its discussion with the recommendation that the Health Officer speak to the Administrator about amending the definition of a garbage receptacle as stated above.

Donna Cook, Secretary, conducted a roll call vote.

**ROLL CALL VOTE**

Marie Hoffman:	yes
Donna Cook:	yes
Jean Cater:	no
Constance Sibona-Foster:	yes
Ramiro Gomez:	yes
Christopher Chapman:	yes

**THE MEETING WAS OPENED TO MEMBERS OF THE BOARD WHO WISHED TO DISCUSS A PARTICULAR ISSUE.**

Connie Foster stated that she was going to raise the subject of garbage containers during this portion of the meeting but it has already been covered.

**THE MEETING WAS OPENED TO MEMBERS OF THE GENERAL PUBLIC WHO WISHED TO DISCUSS A PARTICULAR ISSUE.**

Alderman Fahy was present at the meeting and wanted to let the Board know that he had a call from a resident about the garbage receptacle rules. The resident was concerned about the ordinance that permits garbage to be placed at the curb 5:00 pm the night before collection.

The resident felt that 5:00 pm the night before collection was an excessive amount of time and allowed animals such as raccoons to tear open plastic bags. The resident thought that 5:00 pm was satisfactory if the container was a solid or rigid container, but suggested that the length of time before collection be reduced if a plastic bag was used.

Chris Chapman stated that he felt that when a resident uses plastic garbage bags that are habitually torn by animals creating a nuisance, they should be compelled by ordinance to use a solid or rigid container with a tight-fitting lid.

The Board discussed issues relating to placing garbage containers at the curb too soon before collection.

Upon completion of the public portion of the meeting, President Hoffman entertained a motion to adjourn the meeting. **A motion to adjourn the meeting** was made by Donna Cook and seconded by Marie Hoffman.

**ALL AYES; NO NAYS**

**MEETING ADJOURNED**