

**BOROUGH OF INTERLAKEN
WORKSHOP MINUTES
MAY 15, 2019
7:00 P.M. BOROUGH HALL**

The workshop meeting of the Borough of Interlaken was called to order at 7:03 p.m., by Mayor Nohilly. Sunshine Statement was read by Borough Clerk Reibrich. “The notice of the requirements of the Open Public Meetings Act has been satisfied by forwarding notice to the Coaster and Asbury Park Press. A copy of the notice is posted on the Borough bulletin board and is on file in the Borough Clerk’s office.”

Present: Mayor Nohilly, Council members: Butler, Watson and Fama

Absent: Council President White and Councilwoman Horowitz and Councilwoman Maloney

Also Present: Borough Attorney Richard Shaklee, Borough Engineer/Planner Peter Avakian and Borough Clerk/Administrator Lori Reibrich

1. **ENGINEERING DISCUSSIONS** – *Borough Engineer, Peter Avakian present*

Board Engineer/Planner Avakian reviewed the proposed recommended changes to the Borough Swimming Pool Ordinance. The changes are recommended to better control the impact of pools on the property which they are being developed, as well as on adjacent properties within the Borough. It has been found that in other towns swimming pools are having a significant impact on discharge of ground water from the sites. If discharge cannot be controlled, it has an impact on the Borough infrastructure and on neighboring properties.

Borough Engineer/Planner Avakian highlighted additional changes to the ordinance. The definition of swimming pool was altered to be closer to the controlling issues that are being discussed. An escrow fee was added for the Zoning Application, to be paid by the applicant, so that engineering inspection costs regarding grading or drainage can be paid from the homeowner escrow account.

The applicant must submit a grading and drainage plan prepared by a licensed engineer. With a grading plan, a comparison can be made between existing and proposed conditions. The grading must ensure that it will have no impact on neighboring properties. A full depth soil boring analysis will be required for a groundwater analysis. There are two reasons for this, one pushing the pool into the ground can cause a surge of water to adjacent properties. Two, if a pool is pushed too far down the pool can lift out of the ground. Some pools are equipped with valves to prevent this.

Swimming pools were left in control of the Construction Official. All pools will be required to be in the rear yard, even on a corner lot. Swimming pools shall occupy more than 800 square feet measured at the water surface.

Language was added regarding protective fencing, lighting and amplification of sound.

Pool discharge was addressed. No pool will be drained into or caused to overflowed into the municipal sanitary system or on to public streets. No pool system filter system can be constructed or connected to the municipal sanitary sewer system. The Borough is charged to clean the water that goes into the sanitary systems. There would be an excess fee to the Borough.

Adequate system for surface disposal onto the property of the owner is required. Run off is to be done onto the property of the owner. This may be done with swales and/or possible drains on the property. Pools shall be constructed only as an accessory use to an existing dwelling, no CO will be issued until Construction Official and/or Zoning Official determines that it is compliant with plans.

Pools must be compliant with the swimming pool code of New Jersey and the ordinance gives the ability of the Borough to make inspections by the Code Enforcement Officer or an authorized municipal official.

Penalties consistent with current Borough penalties have been added.

Councilman Butler asked for clarification regarding pool cover requirements when the house is not occupied. Borough Engineer Avakian stated that when the pool is being installed a permit is not needed

to pump out the ground water, but the State of New Jersey and the Construction Official must be notified.

Councilman Fama asked for clarification of the fence requirements.

There was a discussion regarding the Department of Transportation grant of \$200,000 for a road project to include Woodmere Road and Rona Street. Woodmere Road is a smaller street and a quick estimate would bring the cost at \$180,000. Borough Engineer/Planner Avakian recommends doing the full project at Woodmere Road. It is achievable by using the grant. Rona Street is in a little better condition.

There was a brief discussion regarding road remediation options and the possibility of using the grant to do part of the project and the Borough paying for additional work at Woodmere Road and Scarba Street.

Borough Engineer/Planner Avakian was tasked to put proposals and/or estimates together for the various options.

Borough Engineer Avakian left the meeting at this time.

2. **INTERLAKEN PARK** – *led by Councilman Watson*

Councilman Watson led a discussion regarding the Borough Park.

Councilman Watson stated that the Recreation Committee has roughly 19 members. The Recreation Committee has discussed park improvements.

Councilman Watson feels that a new park improvements survey be sent to residents. The last survey regarding the park was sent in 2008. Many new residents have moved into town. Councilman Watson would like to see a long-term plan for the park. This is a public communal use park. There should be a long-term plan for enhancements.

Mayor Nohilly referred to the 2008 survey. The rehabilitation of the tennis court received overwhelming support. The tennis courts were refurbished. There was also data that supported the addition of a tot lot. The tot lot was not re-visited, as the tennis courts required a large budget and took several years to complete.

Various methods of implementing the survey were discussed including content questions, sending it by email, mailings and using stamped self-addressed envelopes. Council would like the responses returned so the information can be vetted and chosen projects can be included in the 2020 Borough budget.

Councilman Watson will put together a proposed survey and return Council.

3. **NEW BUSINESS** – *Items to be considered for future meetings*

Mayor Nohilly opened the floor for public comment.

Mr. Trokan, 514 Bendermere Avenue, stated that it was good that the Borough implement changes to the Swimming Pool ordinance and believes that the Borough should consider implementing an ordinance to control the use of retaining walls.

Mr. Trokan also questioned ordinances to control the placement of swimming pool equipment. Mr. Trokan stated that he feels that his neighbor has equipment that is in violation of the noise ordinance.

Borough Attorney Shaklee believes the current ordinance covers Borough properties but does not think the State code covers residential properties.

Mr. Trokan stated that vibrations from the neighbor's pool equipment noise can be felt in his basement and asked whether he should call his own firm to monitor the noise if the Deal Police could not monitor it.

Borough Attorney Shaklee stated that he could not give legal advice regarding the monitoring.

Mr. Trokan asked if the new pool ordinance would require current non-conforming pools to be remediated. Board Attorney Shaklee stated that the ordinance would be prospective.

Mr. Trokan reiterated his request to Council to consider retaining wall mediation ordinances.

With no further comment the floor was closed.

4. **ADJOURNMENT:** With no further comments from the Governing Body, Councilman Butler made a motion to adjourn, seconded by Councilman Fama and unanimously carried.

	Mayor Nohilly	Council President White	Councilwoman Horowitz	Councilman Butler	Councilman Watson	Councilwoman Maloney	Councilman Fama
Motion to Approve							
Motion to Second				X	X		
Approved				X	X		X
Opposed							
Abstain/ Recuse							
Absent/ Excused		X	X			X	

Lori Reibrich, RMC
Borough Clerk/Administrator