

BOROUGH OF MOONACHIE  
BERGEN COUNTY, NEW JERSEY  
BOARD OF HEALTH

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The Regular Meeting of the Board of Health of the Borough of Moonachie is called to order by President M. Cinque in the Kathryn E. Flynn Civic Center on March 14, 2016 at 7:53pm.

President called for the Pledge of Allegiance to the Flag.

ROLL CALL: M. Cinque, B. Garner, L. Martinez, M. Mezzina, K. Surak -present  
Attorney Juan Morán, Maria Schmitt, Health Inspector- present  
Councilwoman Lucille Millar, Liaison to Mayor and Council - present

Secretary stated that notice of the meeting was announced in accordance with the Open Public Meeting Act.

Motion by B. Garner, second by K. Surak to adopt the minutes of February 8, 2016.

ROLL CALL: Cinque, Garner, Martinez, Mezzina, Surak.

All ayes. So ordered.

**COMMUNICATIONS:**

Bergen County Department of Health Services – Report for February 2016.

Registrar of Vital Statistics - Report for February 2016.

Health Consultation – Report for February 2016.

Meridian Environmental Services, Inc.- Notice of Response Action Outcome for Jarem Property, 92 Moonachie Avenue, Block 69/Lot 12.

Envirotactics- Notice of intent for Groundwater Classification Area for AE&A Service Station, 270 Moonachie Avenue, Block 57, Lot 9.

Motion by M. Mezzina, second by B. Garner to file communications.

ROLL CALL: Cinque, Garner, Martinez, Mezzina, Surak.

All ayes. So ordered.

**Report from Health Inspector Maria Schmitt:**

Since the report- Berry Creek, QuickMart and the Graycliff have been inspected. Licenses are almost finished; there are 2 applications on hold for grease trap. There was a complaint about garbage at the one of the mobile home communities, and Maria had to go back to make sure it was cleaned up. Maria is still taking other complaints that are unfounded from the same individual.

C/Millar asked if the restaurant on Moonachie Road was closed. Maria said that the Secretary got a phone call from a new tenant, but they have not received any paperwork yet.

M. Cinque asked about Food Handler's Certificates. Maria said usually they hold the licenses until they get the certificate or have proof of signing up for a class.

**OLD BUSINESS:**

None

ROLL CALL: Cinque, Garner, Martinez, Mezzina, Surak.

All ayes. So ordered.

**NEW BUSINESS:**

County Flu Clinic- signed up for, but there is no date yet.

M. Cinque had a question about the shingles vaccine and if the County offers it.

Maria stated that the County does not; it depends on the individual person if they would need a vaccine.

Discussed the Shingles vaccine.

FINAL PASSAGE OF ORDINANCE:  
ORDINANCE #BH-16-001

**AN ORDINANCE REGARDING PUBLIC RECREATIONAL BATHING**

**WHEREAS**, the Board of Health of the Borough of Moonachie recognize the need to adopt an Ordinance regulating and controlling the operation of Public Recreational Bathing Places located within the Borough of Moonachie for the health, safety and welfare of the public; now, therefore

**BE IT ORDAINED** by the Board of Health of the Borough of Moonachie, in the County of Bergen, that the following Ordinance in the Appendix of the Code of the Borough of Moonachie be and hereby adopted as follows:

**1 AUTHORITY AND ADOPTION OF STANDARDS.**

An ordinance regulating and controlling the operation of public recreational bathing places and the issuance of permits to operate public recreational bathing places as defined in *N.J.A.C. 8:26 et. seq.*, which is adopted herein by reference to same, within the Borough of Moonachie is hereby established pursuant to *N.J.S.A. 26:3-69.1-69.6.* (Ord. #BH-16-001)

**2 TITLE.**

This Chapter shall be known and cited by its title: "Public Recreational Bathing Ordinance". The code hereby established and adopted by this ordinance is in addition to the New Jersey Sanitary Code, Chapter 9, "Public Recreational Bathing" and is referred to in same. (Ord. #BH-16-001)

**3 STATE CODE ON FILE.**

Three (3) copies of this ordinance as well as the said State of New Jersey Sanitary Code, Chapter 26 have been placed on file in the office of the Secretary of this local Board of Health upon introduction of this ordinance and will remain on file until final action is taken on this ordinance for the use and examination of the public. (Ord. #BH-16-001)

**4 PERMIT REQUIRED.**

- a. A Public Recreational Bathing Place, as defined in *N.J.A.C. 8:26 et. seq.*, including but not limited to swimming pools or hot tub/spa, shall not be operated or open to the public until permits have been issued by the Code Enforcement pursuant to *N.J.A.C. 8:26 et. seq.* and the Health Department of the Borough of Moonachie.
- b. The fee for the issuance or renewal of a permit to operate a Public Recreational Bathing place is One-Hundred Dollars (\$100.00), and shall be submitted with the application for the permit.
- c. A permit issued by the Borough of Moonachie under the provisions of this ordinance shall expire annually on March 31 of each year and application for renewal thereof shall be submitted together with the required fee prior to April 1 of each year. Failure to obtain a license prior to April 1 will result in the inability of the establishment to operate subsequent to April 1. Additionally, failure to obtain a license prior to April 1 will also result in a late fee of twenty-five dollars (\$25.00).

**5 DENIAL OR SUSPENSION OF PERMIT**

Permits required by this chapter or code may be denied or suspended by the Health Officer for failure to comply with any of the provisions of this chapter or of the code or any other applicable laws, ordinances or regulations. The Health Officer shall afford the person an opportunity to be heard and shall inform said person of his decision as provided by Section 2.4 of the State Code (*N.J.A.C. 8:26-2.4*).

**6 VIOLATIONS AND PENALTIES.**

- a. Any person who violates any provision of, or order promulgated under, this ordinance shall, upon conviction thereof, be liable for a penalty of not less than one hundred (\$100.00) dollars, nor more than one thousand (\$1,000.00) dollars for each violation. Each day a particular violation continues shall constitute a separate offense. (Ord. #BH-16-001)

The Secretary has presented an affidavit showing that advertisement had been made according to law.

Attorney Morán entered the meeting at 8:05pm.

**PUBLIC HEARING ON ORDINANCE #BH-16-001**

President opened Public Hearing.

No one wishing to be heard.

Motion by L. Martinez, second by B. Garner to close Public Hearing.

ROLL CALL: Cinque, Garner, Martinez, Mezzina, Surak.

All ayes. So ordered.

Motion by M. Mezzina, second by B. Garner to adopt Ordinance #BH-16-001.

ROLL CALL: Cinque, Garner, Martinez, Mezzina, Surak.

All ayes. So ordered.

**PUBLIC HEARING (Regular):**

President opened Public Hearing.

No one wishing to be heard.

Motion by B. Garner, second by M. Mezzina to close Public Hearing.

ROLL CALL: Cinque, Garner, Martinez, Mezzina, Surak.

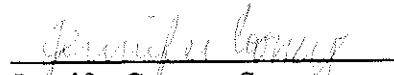
All ayes. So ordered.

Motion by L. Martinez, second by M. Mezzina to adjourn the meeting at 8:09pm.

ROLL CALL: Cinque, Garner, Martinez, Mezzina, Surak.

All ayes. So ordered.

ATTEST:

  
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Jennifer Cooney, Secretary