

Application P 7062
WEST MILFORD
HEALTH DEPT.

TOWNSHIP OF WEST MILFORD
DEPARTMENT OF HEALTH

SEP 28 2002
RECEIVED

APPLICATION FOR A PERMIT TO INSTALL
ALTER WATER PUMP AND SUPPLY

Owner's Name Tony DIMENZA
Mailing Address 7 2nd Ave West Milford Phone 7
Location 7 2nd Ave West Milford Block 5702 Lot 7
No. of Realty Improvements
Installation for other than dwelling Number or gallonage
Installer's name SLATER WELL DRILLING INC Phone number
Installer's address 355 NARNICK TRAP HENRI N.J. 07
Size of casing 6 Depth of casing Size & type of pump (H.P.) 1/2
G.P.M. of pump 10 Depth of well 138 Static water level 38 Depth pump to be set 107
(from ground level)
Remarks and/or variances required
Date 9/19/2002 Signed [Signature] performed by
License Number 0999

TOWNSHIP OF WEST MILFORD

Permit No. 7062

DEPARTMENT OF HEALTH

PERMIT TO INSTALL A WATER PUMP AND SUPPLY

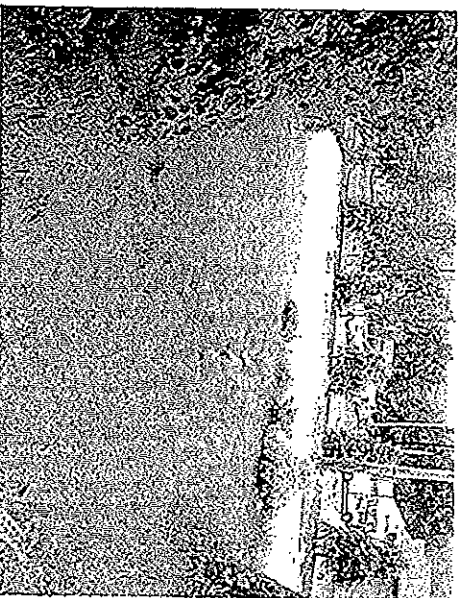
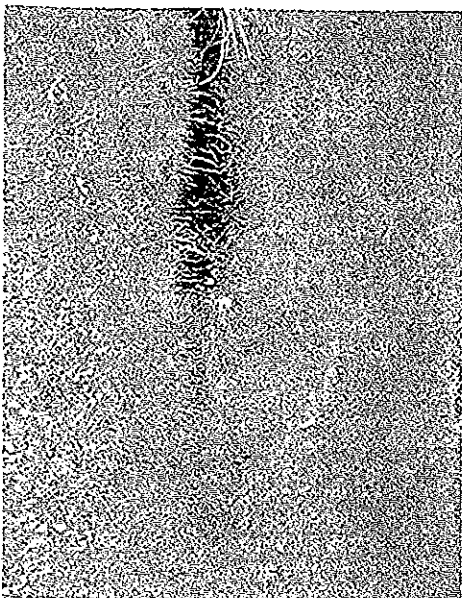
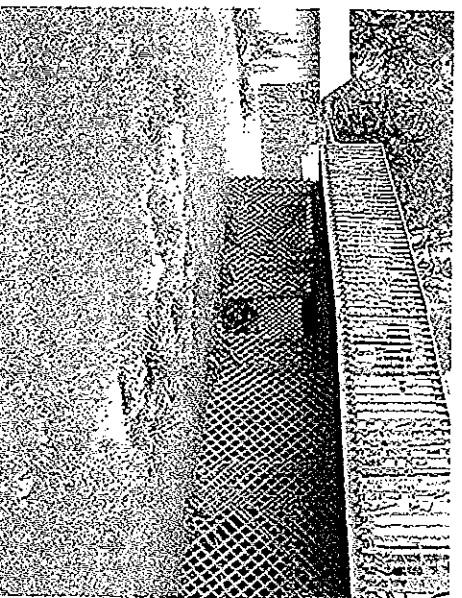
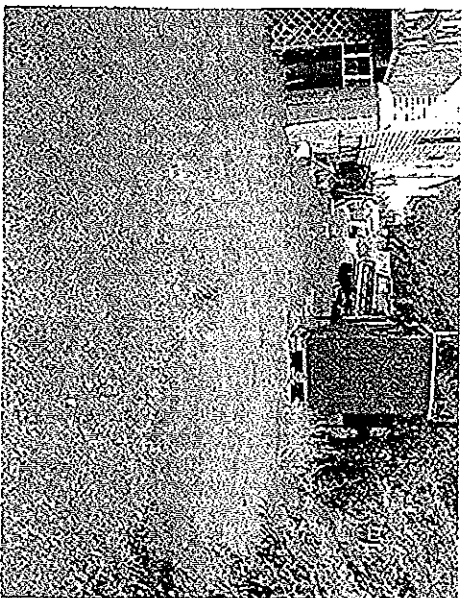
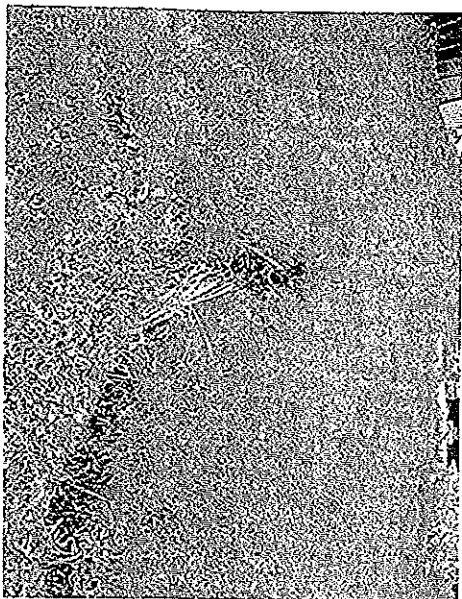
Permission is granted to Tony Dimenza
Applicant's Name
Address Seven 2nd Ave Block 5702 Lot 7
for one No. of dwelling units or other Specify type or gallonage
Installer's Name Slater Well Drilling Inc Tel. #
Installer's Address 355 Wamuck Gap Henri N.J. 07421
Date 9-27-02 [Signature]
Department of Health Inspector

7/22/09

5AM

7 Securus Ave.

5/7/08/17





✓ 1/22/09

5702-17

SWM

Application Filing Fee \$ 2.00

Permit Fee \$ 8.00

Total Fee \$10.00

Application P 2622

TOWNSHIP OF WEST MILFORD

Passaic County, New Jersey

DEPARTMENT OF HEALTH

APPLICATION FOR A PERMIT TO INSTALL WATER PUMP AND SUPPLY
ALTER

Applicant Wm. Montanari

Location 2nd Street Block 337 Lot 5-6

#7 Second Ave. 5702 7

No. of Realty Improvements

Installation for other than dwelling — Number or gallonage

Installer's name John Lindsay Phone number 728-9507

Size of casing 6 Depth of casing 85 ft. Size of pump (H.P.) 1/3 Sub

G.P.M. 8 135 Static water level 10 ft. depth pump to be set 120 ft.
At well bottom Depth of well (from ground level)

Remarks and/or variances required

Date 7/19/72

Signed John Lindsay performed by

Application Filing Fee \$ 2.00

Permit Fee \$ 8.00

Total Fee \$10.00

TOWNSHIP OF WEST MILFORD

Passaic County, N. J.

Permit No.

P 2356

DEPARTMENT OF HEALTH

PERMIT TO INSTALL A WATER PUMP AND SUPPLY

Permission is granted to Wm. Montanari
Applicant's Name

Address or location 2nd Street Block 337 Lot 5-6

for or other

No. of dwelling units

Specify type or gallonage

No certification can be made until a site inspection has been made by a representative of this Department of Health. A water analysis must also and submitted in writing, to this department.

Department of Health of the Township of West Milford

Date 7-22-72

Inspector

Strat of Drill Hole 10
Distance from Bldg. Sewer 85'
Septic
Method of Sealing Casing Grout
All thickness of " 0.25"
Bags of Cement used, 16

WELL DRILLERS CERTIFICATION

Permit No.

W 2622

Owner's Name W.M. MONTANA Block 339 Lot 5-6
8 135 6 71
Gals. per minute (at bottom) Depth of well Size of casing Depth to rock
4 10 45
Depth into rock Static water level (from ground level) Total amount of casing used

Date 6/19/72

Signed [Signature]
Well Driller

Application Filing Fee \$ 2.00

Permit Fee \$ 8.00

Total Fee \$10.00

Application W 2622

TOWNSHIP OF WEST MILFORD

Passaic County, N. J.

BOARD OF HEALTH

APPLICATION FOR PERMIT TO CONSTRUCT
ALTER A WELL

No. of Realty Improvements 1 Other than dwelling

Applicant (print) Wm Montano

Location - Address 7 Second Ave No. Street or Block No. 337 Lots Nos. 5 & 6

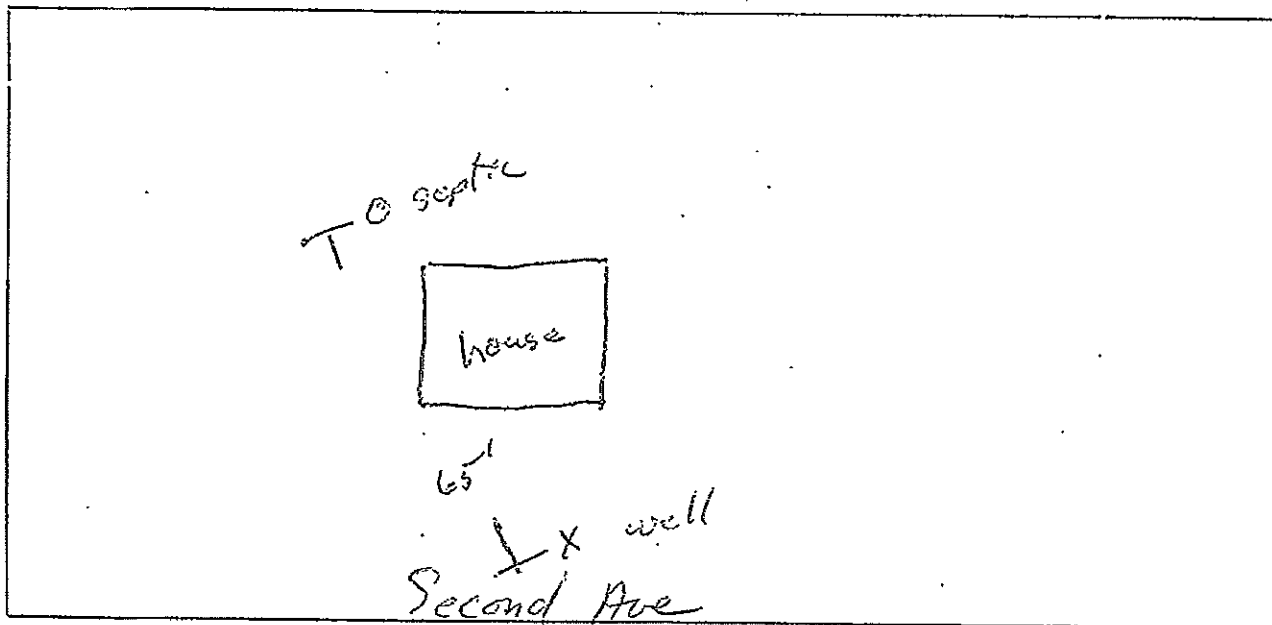
Type of well or source of water supply (Drilled ☒ Driven ☐ Spring ☐ Surface ☐)

If other, specify

Remarks and/or variances required: 50' casing Reap

Performed by Engstrom Drilling Inc. Date 5/27/12

SKETCH OF PROPOSED CONSTRUCTION



Make an accurate sketch showing the following: location of water supply; location of sewerage facilities within 50 feet of the water supply; location of buildings.

The undersigned agrees to construct the said water supply system in accordance with the standards for the construction of water supply systems for realty improvements, prescribed by the New Jersey State Department of Health.

Signed

Bruce E. Perry

Application Filing Fee \$ 2.00

Permit Fee \$ 8.00

Total Fee \$10.00

Permit No.

TOWNSHIP OF WEST MILFORD

Passaic County, New Jersey

W 2622

DEPARTMENT OF HEALTH

PERMIT TO LOCATE AND CONSTRUCT
ALTER A WELL

Permission is hereby granted James M. Minicini
Name of Owner or Contractor

123456789 Address 337 Block 500 Lot

No. of Realty Improvements none

Other than dwelling none
No. or Gallonage

In order to comply with State Law, Chapter 199 P. L. of 1954, the following is needed in order for this Board of Health to issue Certification.

1. Certificate of site inspection.
3. Well Drillers Certification.

2. Written proof of water analysis.

Department of Health of the Township of West Milford

Date 10/1/54
Executive Officer J. J. Smith

WELL DRILLERS CERTIFICATION

Permit No.

W 2622

Owner's Name James M. Minicini Block 337 Lot 500

Gals. per minute (at bottom) 100 Depth of well 100 Size of casing 4" Depth to rock 100

Depth into rock 100 Static water level (from ground level) 100 Total amount of casing used 100

Date 10/1/54 Signed J. J. Smith Well Driller

INSPECTION REPORT

TOWNSHIP OF WEST MILFORD
Passaic County, New JerseyPermit No. 5019

DATE APPLICATION RECEIVED _____

DATE APPLICATION REVIEWED _____

APPROVED---REJECTED---INITIAL---

COMMENTS: _____

DEPARTMENT OF HEALTH

APPLICATION FOR PERMIT

TO ALTER OR RECONSTRUCT AN EXISTING
INDIVIDUAL SEWAGE DISPOSAL SYSTEMOwner (print) Bill Montano Sr.Mailing Address & Phone 2nd St.Location Address 477 Second St. Block No. 337 Lot No. 576
5702 (7)Dwelling Unit ing - No. of Bedrooms _____ Use: Yearly ☐ Summer ☒ Expansion Attic - Yes ☐ No ☐

Other — Type of Building _____ No. of Persons _____ Gals./person/Day _____ Total G.P.D. _____

Nature of Alteration (Check and supply information requested. When only septic tanks are to be replaced or altered, percolation tests will not be required.)

SEPTIC TANK	GREASE TRAP	DISPOSAL BED	DISPOSAL TRENCH	SEEPAGE PIT
Liquid Cap. <u>1000</u>	Liquid Cap. _____	Width _____	Width _____	Width _____
Material <u>Concrete</u>	Material _____	Length _____	Depth _____	Length _____
Width _____	Width _____	Area Sq. Ft. _____	Area Sq. Ft. _____	Diameter _____
Length _____	Length _____	Distance between _____	Distance between _____	Depth Below _____
Diameter <u>6'6"</u>	Diameter _____	Lines _____	Lines _____	Inlet _____
		Type of Pipe _____	Type of Pipe _____	Area sq. ft. of liner _____

PERCOLATION TESTS

SOIL LOG TESTS

Hole No.	Time in Min. per In.	Number of Tests to Determine Saturation	Depth	Type of Soil Encountered, Depth of Each Type. Note Depth at Which Water or Rock Encountered.

Date of percolation test _____

Remarks and/or Variances Required: _____

I hereby certify that all the information contained herein is accurate and correct and that this information contained herein complies with the Individual Disposal System code or Individual and Semipublic Water Supply code in effect and as adopted by this Township and State Law P.L. Ch 199

Name of Contractor (print) Bruce CorbettDate 9-8-82Signature of Owner or Contractor Bruce Corbett

A hand-drawn site plan of a property. The property is a rectangle with a width of 20' and a depth of 35'. A vertical line runs through the center of the property, labeled '55'' at the bottom. A horizontal line runs through the center, labeled '20'' on the left. A small circle is drawn on the vertical line, labeled '100' gal.' and '24''.

Surrounding the property are various features and dimensions:

- To the left: A horizontal line with arrows at both ends, labeled '20''.
- To the right: A horizontal line with arrows at both ends, labeled '25''.
- Below: A horizontal line with arrows at both ends, labeled '35''.
- Below the 35' line: A horizontal line labeled 'Street'.
- Below the Street: A horizontal line.

The undersigned agrees to construct the aforescribed individual sewage disposal system in accordance with the provisions of an ordinance entitled: "AN ORDINANCE establishing a code to regulate and control the location, construction, use, maintenance, and method of emptying or cleaning individual sewage disposal systems, or other places used for the reception or storage of human excrement, the issuance of permits and providing penalties for the violation thereof.", adopted by the Dept. of Health of Township of West Milford in the County of Passaic and State of New Jersey.

Contractor: _____

Alteration Permit.....\$10.00

New Construction

Permit.....\$20.00

Permit **Nº 5019**

**TOWNSHIP OF WEST MILFORD
PASSAIC COUNTY, N. J.**

DEPARTMENT OF HEALTH

**PERMIT TO LOCATE AND CONSTRUCT OR ALTER AN
INDIVIDUAL SEWAGE DISPOSAL SYSTEM**

Owner's Name _____ Phone _____

Location - Address _____ Block No. _____ Lot No. _____

Contractor's Name _____ Phone _____

In accordance with the provisions of an ordinance entitled: "AN ORDINANCE establishing a code to regulate and control the location, construction, use, maintenance, and method of emptying or cleaning individual sewage disposal systems, or other places used for the reception or storage of human excrement, the issuance of permits and providing penalties for the violation thereof.", or as may be directed by the Dept. of Health & State Law P.L. Ch 199

Dept. of Health of Township of West Milford
in the County of Passaic and
State of New Jersey

Date

Henry J. Scott

Administrative Officer



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Bureau of Environmental Measurements & Site Assessment

380-01

PO Box 420

Trenton, New Jersey 08625-0420
(609) 530-2474

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

BOB MARTIN
Commissioner

DEC 08 2014

Antonio & Teresa Di Menza
10 First Avenue
West Milford, New Jersey 07480

Re: Potable Well Testing at:
7 Second Avenue
West Milford, Passaic County
Block # 5702, Lot # 7

For: Union Valley & Ridge Road Investigation
West Milford, Passaic County
NJDEP Preferred Identification (PI) #: 650655
Sampling Date: October 15, 2014

Dear Antonio & Teresa Di Menza:

I am writing to provide you with analytical results from an untreated water sample collected from your drinking water (potable) well on October 15, 2014. The presence of ground water contamination at the Union Valley & Ridge Road Investigation site prompted the sampling of your potable well.

The sample was analyzed for volatile organics in drinking water by USEPA Method 524.2. The contaminant of concern associated with the Union Valley & Ridge Road Investigation site that could affect the quality of your drinking water is 1,1,2-Trichloroethane (1,1,2 TCA). Since this is the first time that potable well testing was performed at your property, the New Jersey Department of Environmental Protection (NJDEP) requires that the sample be analyzed for the full list of volatile organic compounds and all analytical results be included in this letter and summary table. Therefore, if contaminants unrelated to the Union Valley & Ridge Road Investigation site were detected, these compounds are also reported for your information.

Summarized in the table below is the contaminant that was detected in the water sample collected from your well, along with the applicable standard. The NJDEP Site Remediation Program currently uses the Class II Ground Water Quality Standards when evaluating drinking water quality. These standards may differ slightly from the drinking water standards used to

evaluate public water supplies. Any potable well sampling result that exceeded the applicable standard is presented in bold type.

Analytical Results of Untreated Potable Water Sample		
Compound/Element	Concentration (in ppb)	Standard (in ppb)
Methyl t-butyl ether	3.2	70
Footnotes:		
ppb - parts per billion		
J - Estimated Concentration (if applicable)		
D - Diluted Sample (if applicable)		

RESULTS:

Methyl t-butyl ether was detected at a concentration that did not exceed the applicable standard. However, this contaminant is not related to the Union Valley & Ridge Road Investigation site. Therefore, no additional sampling of the potable well on your property will be conducted as part of the environmental investigation of the Union Valley & Ridge Road Investigation site. However, you should periodically sample your well to monitor the water quality. A copy of this letter is being provided to the local health officer, who can provide advice if needed.

Please note that pursuant to New Jersey's Open Public Records Act (OPRA), all potable well sampling results submitted to NJDEP during this investigation become part of the public record for the Union Valley & Ridge Road Investigation site. NJDEP is obligated to make this information available to any interested party that requests access to it through its Office of Record Access.

If you have any questions regarding this correspondence or remedial activities at the Union Valley & Ridge Road Investigation site, please contact Sue Shannon, Community Relations Coordinator, at 609-292-1156 or Suzanne.Shannon@dep.nj.gov.

Sincerely,



William F. Lowry, Chief
Bureau of Environmental Measurements &
Site Assessment

c: Mike Fitzpatrick, Health Officer, 1480 Union Valley Road, West Milford, New Jersey 07480
Steve MacGregor, NJDEP Case Manager
Sue Shannon, Community Relations Coordinator

WEST MILFORD
HEALTH DEPT.

AUG 13 2009

RECEIVED

Date Produced: 08/03/2009

TOWNSHIP OF WEST MILFORD

The following is the delivery information for Certified Mail™ item number 7108 2133 3935 2781 4339. Our records indicate that this item was delivered on 07/29/2009 at 03:18 p.m. in WEST MILFORD, NJ, 07480. The scanned image of the recipient information is provided below.

Signature of Recipient:



Address of Recipient:

7-2-ND.

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

HealthInspector2@WestMilford.org

From: HealthInspector2@WestMilford.org
Sent: Tuesday, October 20, 2009 12:51 PM
To: CourtAdministrator@WestMilford.org
Cc: HealthDirector@WestMilford.org
Subject: SC 007628-DiMenza, 7 Second Ave. , West Milford NJ 5702/7

Dear Michele,

The health department would like to request a 30-day adjournment for the above referenced complaint. Mr. DiMenza, has done some site remediation to possibly correct the possible malfunctioning system. At this time there is no immediate health hazard on this site.

Like always, the health department will continue to monitor the situation.

If you have any questions, please feel free to contact me at the health department.

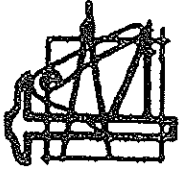
Thank-you,
Susan A. Muhaw, REHS

HealthInspector2@WestMilford.org

From: HealthInspector2@WestMilford.org
Sent: Tuesday, October 20, 2009 12:53 PM
To: CourtAdministrator@WestMilford.org
Subject: DiMenza- SC 007628

Mr. DiMenza is scheduled for court this Thursday, October 22, 2009.

Thank-you again.
Sue



BALLESTER & ASSOCIATES, INCORPORATED

PROFESSIONAL ENGINEERING & PLANNING

1811 UNION VALLEY ROAD

WEST MILFORD, NEW JERSEY 07480

(973) 728-8048 • FAX (973) 728-8351

5702/7 - 7 SECOND
AVE.

October 6, 2009

West Milford Health Department
1480 Union Valley Road
West Milford, N.J. 07480

Att: Mrs. Susan Muhaw, REHS:

RE: SEPTIC

7 First Street
West Milford, N.J.

SECOND AVE CN 10-6-09
B5702 L7

West Milford Health Dept.

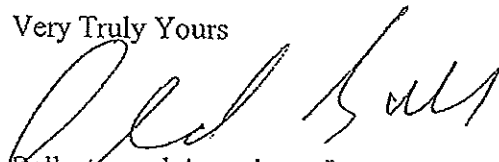
OCT - 6 2009

RECEIVED

Dear Sue;

Per our conversation, the owner of the above referenced premises indicated that the water emanating from the area of the septic on site is from the washer which discharges into the sump pump pit. The owner has agreed to remove the washer from the dwelling and modify the plumbing to the sump discharge. If this does not eliminate the malfunction then further steps must be taken to investigate the septic.

Very Truly Yours

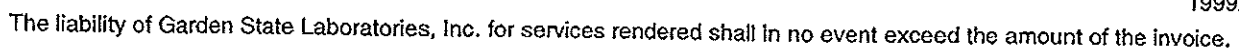

Ballester and Associates, Inc.
Claud Ballester, P.E., P.P.

10/6/09
9:15 AM

Claud called

he will send &
put correct address
in letter -
SAM

The liability of Garden State Laboratories, Inc. for services rendered shall in no event exceed the amount of the invoice.
 Certified by U.S. Public Health Service, NJ Dept. of Health, NJDEP #20044, NY Dept. of Health #11550 and PADEP #68-03680





Department of Health
1480 Union Valley Road, West Milford, NJ 07480-1303
(973) 728-2720 Fax: (973) 728-2847
Health@westmilford.org

NOTICE OF VIOLATION

8/26/09 - SURGE.

9/22/09 - "

Date: July 23, 2009

To: Antonio & Theresa Di Menza
7 Second Avenue
West Milford, NJ 07480

four UP

Regarding property located at: 7 Second Avenue, West Milford Township, New Jersey, also known as Block 5702; Lot 7 on the Tax Map of West Milford Township:

An inspection performed on the above referenced property on July 23, 2009, in response to a complaint, revealed the following condition(s): Evidence of sewage is discharging onto the surface of the ground.

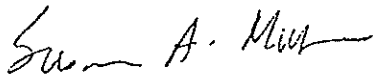
This condition is in violation of: N.J.A.C. 7:9A - "Standards for Individual Subsurface Sewage Disposal Systems"

Corrective action required: Immediately pump the septic tank and investigate the cause of malfunction. The existing septic tank may be used as a holding tank to prevent future surface discharges by pumping as often as necessary, until a permanent repair is made. A holding tank approval is limited to a maximum of 180 days.

No further discharge of sewage onto the ground can occur. Any future septic system malfunctions will result in the issuance of a summons for each day the violation exists, requiring your appearance in West Milford Municipal Court.

If you have any questions, please contact me at: (973) 728-2720, between 8:30 am - 10:00 am, Monday - Friday.

Sincerely,



Susan A. Muhaw, REHS

Sent 07/27/09 Regular and Certified Mail: #91 7108 2133 3935 2781 4339

Department of Health
1480 Union Valley Road, West Milford, NJ 07480-1303
(973) 728-2720 Fax: (973) 728-2847
Health@westmilford.org

NOTICE OF VIOLATION

To: Antonio & Theresa Di Menza
7 Second Avenue
West Milford, NJ 07480

Date: July 23, 2009

found up
appears?
ES?

Regarding property located at: 7 Second Avenue, West Milford Township, New Jersey, also known as Block 5702; Lot 7 on the Tax Map of West Milford Township:

An inspection performed on the above referenced property on July 23, 2009, in response to a complaint, revealed the following condition(s): Evidence of sewage is discharging onto the surface of the ground.

This condition is in violation of: N.J.A.C. 7:9A – “Standards for Individual Subsurface Sewage Disposal Systems”

Corrective action required: Immediately pump the septic tank and investigate the cause of malfunction. The existing septic tank may be used as a holding tank to prevent future surface discharges by pumping as often as necessary, until a permanent repair is made. A holding tank approval is limited to a maximum of 180 days.

No further discharge of sewage onto the ground can occur. Any future septic system malfunctions will result in the issuance of a summons for each day the violation exists, requiring your appearance in West Milford Municipal Court.

If you have any questions, please contact me at: (973) 728-2720, between 8:30 am – 10:00 am, Monday – Friday.

Sincerely,

Susan A. Muhaw

Susan A. Muhaw, REHS

Sent 07/27/09 Regular and Certified Mail: #91 7108 2133 3935 2781 4339

Township of West Milford

Department of Health
1480 Union Valley Road, West Milford, NJ 07480-1303
(973) 728-2720 Fax: (973) 728-2847
Health@westmilford.org

NOTICE OF VIOLATION

Date: July 23, 2009

To: Antonio & Theresa Di Menza
7 Second Avenue
West Milford, NJ 07480

FILE COPY

Regarding property located at: 7 Second Avenue, West Milford Township, New Jersey, also known as Block 5702; Lot 7 on the Tax Map of West Milford Township:

An inspection performed on the above referenced property on July 23, 2009, in response to a complaint, revealed the following condition(s): Evidence of sewage is discharging onto the surface of the ground.

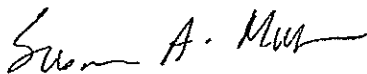
This condition is in violation of: N.J.A.C. 7:9A – “Standards for Individual Subsurface Sewage Disposal Systems”

Corrective action required: Immediately pump the septic tank and investigate the cause of malfunction. The existing septic tank may be used as a holding tank to prevent future surface discharges by pumping as often as necessary, until a permanent repair is made. A holding tank approval is limited to a maximum of 180 days.

No further discharge of sewage onto the ground can occur. Any future septic system malfunctions will result in the issuance of a summons for each day the violation exists, requiring your appearance in West Milford Municipal Court.

If you have any questions, please contact me at: (973) 728-2720, between 8:30 am – 10:00 am, Monday – Friday.

Sincerely,



Susan A. Muhaw, REHS

Sent 07/27/09 Regular and Certified Mail: #91 7108 2133 3935 2781 4339

5/20/17

7/23/19

to

SENS STABLE OVER KLM

NOV -

, 80 DAY etc....

THAT -
SAY...

CONT + REG. MAIL

ASAP

Township of West Milford

copy
Department of Health
1480 Union Valley Road, West Milford, NJ 07480-1303
(973) 728-2720 Fax: (973) 728-2847
Health@westmilford.org

NOTICE OF VIOLATION

Date: July 23, 2009

To: Antonio & Theresa Di Menza
7 Second Avenue
West Milford, NJ 07480

8/26/09 - Surge

9/22/09 - "

four UP

Regarding property located at: 7 Second Avenue, West Milford Township, New Jersey, also known as Block 5702; Lot 7 on the Tax Map of West Milford Township:

An inspection performed on the above referenced property on July 23, 2009, in response to a complaint, revealed the following condition(s): Evidence of sewage is discharging onto the surface of the ground.

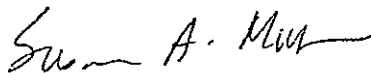
This condition is in violation of: N.J.A.C. 7:9A - "Standards for Individual Subsurface Sewage Disposal Systems"

Corrective action required: Immediately pump the septic tank and investigate the cause of malfunction. The existing septic tank may be used as a holding tank to prevent future surface discharges by pumping as often as necessary, until a permanent repair is made. A holding tank approval is limited to a maximum of 180 days.

No further discharge of sewage onto the ground can occur. Any future septic system malfunctions will result in the issuance of a summons for each day the violation exists, requiring your appearance in West Milford Municipal Court.

If you have any questions, please contact me at: (973) 728-2720, between 8:30 am -- 10:00 am, Monday -- Friday.

Sincerely,



Susan A. Muhaw, REHS

Sent 07/27/09 Regular and Certified Mail: #91 7108 2133 3935 2781 4339

REASON: FROM: DATES OF ADJOURNMENTS: DISPOSITION OF CASE

DISPOSITION OF CASE

COURT ID: 1615 PREFIX: SC COMPLAINT NUMBER: 007628

Municipal Court
West Milford Township
1480 Union Valley Road
West Milford, NJ 07480

Complaint

The State of New Jersey

(Please Print) VS:

Defendant's Name: First Initial Last
Address
City
State Zip Code Telephone

Birth Date: Mo. Day Yr. Sex Eyes Color Height Restrictions

DL #

State Exp. Date

STATE OF NEW JERSEY
COUNTY OF PASSAIC } SS:

Complaining Witness (Name)

of (Identify Dept/Agency Represented) (Badge No.)

Residing at by certification or on oath, says that to the best of his/her knowledge or information and belief, the named defendant on or about the

in WEST MILFORD 1615 County of PASSAIC NJ

did commit the following offense:
According to the discharge of
sewerage only the grading
in violation of (one charge only) (Statute, Regulation or Ordinance Number)

LOCATION OF OFFENSE Describe Location
7 SECOND AVE, W:1

OATH: Subscribed and sworn to before me this day of yr.

CERTIFICATION: I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

(Signature of Complaining Witness) OR (Date)

(Signature of Person Administering Oath) (Signature of Complaining Witness)

PROBABLE CAUSE DETERMINATION FOR ISSUANCE OF PROCESS:

COURT USE ONLY LAW ENFORCEMENT USE ONLY

Probable cause is found for the issuance of this Complaint-Summons

Yes No (Signature of Judicial Officer)

Yes No (Signature of Judge)

YOU ARE HEREBY SUMMONED TO APPEAR BEFORE THIS COURT TO ANSWER THIS COMPLAINT. IF YOU FAIL TO APPEAR ON DATE AND AT THE TIME STATED, A WARRANT MAY BE ISSUED FOR YOUR ARREST.

NOTICE TO APPEAR

COURT APPEARANCE REQUIRED COURT DATE Month Day Year Time AM PM

9-25-09 (Date Summons Issued) (Signature of Person Issuing Summons)

SUMMONS

WEST MILFORD DEPARTMENT OF HEALTH

Complaint received on: 8/6/09 Time: 3:50 PM Block: 5702 Lot: 7

Complaint re: Di Minga Address: 710 FIRST AVE. 2nd Ave.

Phone: _____

Person complaining: Anonymous Address: 2nd Ave.

Phone: _____ Block: _____ Lot: _____

Nature of complaint: _____

8/5 - dug pipe - water draining into
1st Avenue - odor of septic.

Disposition: 8/10/09 Received by: Pat Daly

NOV. issued by S. Mahabjan

8/13/09 - CALLER OWNER - SUMMONS WAS BE-
ISSUED

[REDACTED]

Referred to: _____ Date: _____ Signed: _____

5702-7



TOWNSHIP OF WEST MILFORD

1480 Union Valley Road • West Milford, NJ 07480 • Tel: (973) 728-2840 • Fax: (973) 728-2880

OFFICE OF THE
FIRE MARSHAL

West Milford Health Dept.

February 7, 2013

FEB -7 2013

RECEIVED

Antonio DiMenza
10 First Avenue
West Milford, NJ 07480

Re: 7 Second Avenue

Dear Mr. DiMenza:

This office was informed of some apparent un-safe conditions at the house on 7 Second Avenue, which you own and rent out. I went to the location and found the following:

- The service entrance cable going into the house is deteriorating
- The meter panel shows signs of water leakage
- The fuse panel in the basement shows evidence of water leakage and is mounted above a wet dirt floor
- There is an outlet in the kitchen, which has burn marks on it
- The roof is apparently leaking and has gotten into a light in the front room

In addition, the tenant told me there are three inoperative outlets and an outlet in the family room makes a crackling sound when something is plugged in.

Enclosed is a Notice of Violation and Order to Correct. These matters must be corrected as soon as possible.

Very truly yours,


Fred Stewart
Fire Inspector

RMS:cdh
Enclosure

Via Certified Mail, RRR#9171082133393572823867 and regular mail

Cc: Tim Ligus, Construction Official
Sue Muhaw, REHS



West Milford Township
Complaint Inspection Form

Date Created: 2/7/2013
Date Received: 2/7/2013
Time Received: 11:30:11 AM
Tracking Number: CPT-13-00001

Complaint:

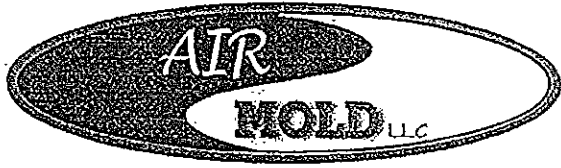
Municipality: West Milford Township Category: _____
Department Origin: FirePrevention Complaint Type: _____
User Origin: Carol Denheyer Status: _____
Assigned to Department: FirePrevention Priority: _____
Assign to User: Fred Stewart Method Received: _____
Private: No

Complaint Summary:

Complaint referred from Health Dept. Inspector Fred Stewart checked location on 1/18/13 and letter sent to owner outlining problems.

Location: 7 SECOND AVE
Street Address 1: 7SECOND AVE
Street Address 2: _____
City: West Milford Township State: NJ Zip: _____
Block: 5702 Lot: 7 Qualifier: _____
Owner: DI MENZA ANTONIO/TERESA/ANTONIO JR
Street Address 1: 10 FIRST AVE
Street Address 2: _____
City: WEST MILFORD State: NJ Zip: 07480
Telephone: _____ Cellphone: _____
Email: _____
Tenant: William Conlon
Street Address 1: 7 Second Avenue
Street Address 2: _____
City: West Milford State: NJ Zip: 07480
Telephone: _____ Cellphone: _____
Email: _____
Complainant:
First Name: William Last Name: Conlon
Street Address 1: 7 Second Avenue
Street Address 2: _____
City: West Milford State: NJ Zip: 07480
Telephone: _____ Cellphone: _____

Complaint Notes:



MOLD
Inspections- Testing-Remediation
RESIDENTAL & COMMERCIAL

CERTIFIED-INSURED-PROFESSIONAL

620 Macopin Road - West Milford, NJ 07480 - 973-208-2288 - Fax: 973-208-2181 - email: bp@airmold.com

December 6, 2012

Mr. W. Conlon

Re: Mold Remediation Proposal
7 Second Avenue
West Milford, NJ

Dear Mr. Conlon:

This proposal addresses the high concentration of mold amplification sites in the crawl space, accessible from rear of premises. There is an incomplete open water drain system on the left and right perimeter that is mostly engulfed with stagnant water. The high moisture content along with stored items, damp wood framing members and other cellulose items are a continual and perpetuating source of mold growth.

The greatest prevention for mold cross contamination is proper containment prior to and during any remediation.

- Seal off the interior sources of air flow to the living area.
- Temporarily install an adequate sized HEPA filtered negative air machine/air scrubber exhausted to the outside.
- Coat accessible contaminated surfaces with a hydrogen peroxide based disinfectant and cleaner.
- Scrub and disinfect contaminated wood framing members with an EPA registered quaternary ammonium chloride fungicide solution.
- Wipe all pipes, utilities and other non-porous items with an EPA registered quaternary ammonium chloride fungicide solution.
- Coat accessible contaminated wood framing members and masonry walls with an EPA registered borate based antifungal solution.
- Fog entire crawl area with an EPA registered antimicrobial fungicide disinfectant.

The owner is to have all smoke, fire and Co2 alarm systems neutralized during this remediation process.

Owner must remove all stored and personal items from the crawl prior to this remediation.

Air/Mold requires electricity and hot water for this remediation process.

Cost of Remediation: \$2,360.00
NJ State Tax: \$ 165.20
\$2,525.20

Terms: Upon acceptance and return of this signed proposal for the work contracted a 50% deposit is required to schedule remediation. The balance is due immediately upon completion.

Page 1 of 2 Pages

NJ Construction License # 13VH02020000 ~ EPA Lead Based Paint # NAT 87045-1
Certified by NATIONAL ASSOCIATION OF MOLD PROFESSIONALS

(7 Second Avenue cont'd)

Air/Mold is not responsible for the repair or replacement of visible or hidden damage beyond the specifications of this proposal. If damage is uncovered in any other areas, repair may be recommended for which a quote will be submitted at that time. Air/Mold cannot and does not guarantee that any damage disclosed and/or proposed for repair to the premises represents all of the damage which may exist in this structure.

For safety reasons no one other than Air/Mold technicians, wearing the proper personal protection equipment, will be allowed in the residence during the remediation process.

Tape and fasteners used to secure the containment material may cause some cosmetic damage to the surfaces they are applied to. This is an unfortunate part of the process and Air/Mold does not accept any responsibility for restoration.

Air/Mold may apply different cleaners and sealers depending upon on site findings and circumstances. Any changes will be discussed with the client.

Please bear in mind that some staining will be visible after this process.

Materials that stay wet longer than 24-48 hours are susceptible to the start of mold growth.

Air/Mold is not responsible or liable for the non-discovery of mold contamination, mold problems or other conditions of the Property, or any other problems which may occur or may become evident after the remediation time and date. Air/Mold is not an insurer or guarantor against water problems, mold problems, or other defects in the Property and improvements, systems, or components inspected. Air/Mold makes no warranty, expressed or implied as to the fitness for use or condition of the systems or components inspected. Air/Mold assumes no responsibility for the cost of repairing any subsequent water problems, mold problems or any other defects or conditions. Air/Mold is not responsible or liable for any future water problems, mold problems, or any other future failures or repairs. **THE INSPECTION AND REMEDIATION DO NOT CONSTITUTE A WARRANTY, GUARANTEE OR INSURANCE POLICY OF ANY KIND. THERE ARE NO WARRANTIES, GUARANTEES OR INSURANCE AVAILABLE OR PROVIDED BY AIR/MOLD. SECONDARY, INCIDENTAL OR CONSEQUENTIAL DAMAGES ARE SPECIFICALLY EXCLUDED.**

Very truly yours,

Bob Puccini CMI, CMR

I hereby accept this proposal

Client Signature

Date

Page 2 of 2 Pages

Township of West Milford

Department of Health
1480 Union Valley Road, West Milford, NJ 07480-1303
(973) 728-2720 Fax: (973) 728-2847
Health@westmilford.org

NOTICE OF VIOLATION

FILE COPY

Date: January 24, 2013

To: Mr. Anthony DiMenza
10 First Avenue
West Milford, NJ 07480

Regarding the property located: 7 Second Avenue, West Milford, West Milford Township, New Jersey, also known as Block 5702 Lot 7, on the Tax Map of West Milford Township:

An inspection performed of the referenced area on January 17, 2013, in response to a complaint, revealed the following violations of West Milford Township Ordinance No. 1991-54-14-2(b) and Chapter 28 of the New Jersey Housing Code:

1. All rooms have evidence of chronic moisture and water damage.
2. Large amount of mold found in basement/crawlspace.
3. Sewage found discharging directly onto ground in crawl space from pipe.

This must be abated IMMEDIATELY! A NJ Professional Engineer must provide the West Milford Health Department details on how this problem will be abated.

Note: All may/may not require a West Milford Township Building Application. Owner is responsible to obtain such information.

Corrective action required:

Unless otherwise noted, you have fifteen (15 days) from your receipt of this letter to abate these violations. Failure to comply with the above will result in the issuance of a summons for each day the violation (s) exists, requiring your appearance in West Milford Municipal Court.

If you have any questions, please contact me at: (973) 728-2720.

Sincerely,



Susan A. Muhaw, REHS

Sent Regular Mail and Certified Mail: 91 7108 2133 3935 7282 2792

cc: Will Conlon, Tenant
Fred Stewart, Fire Prevention

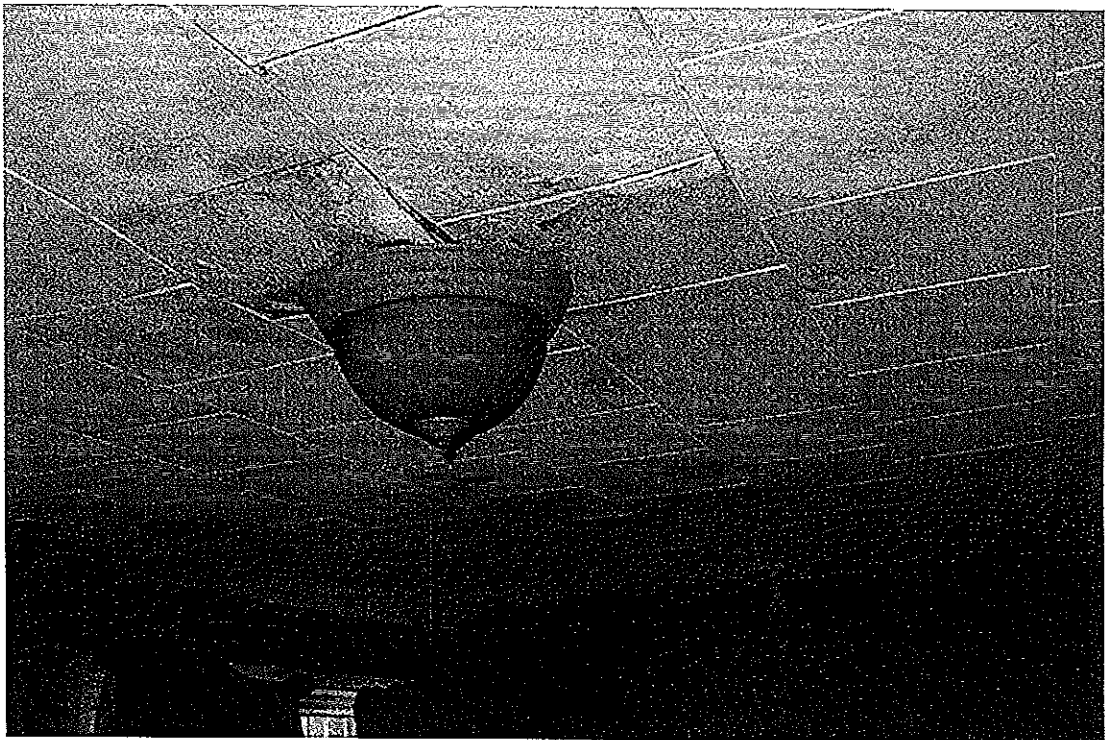
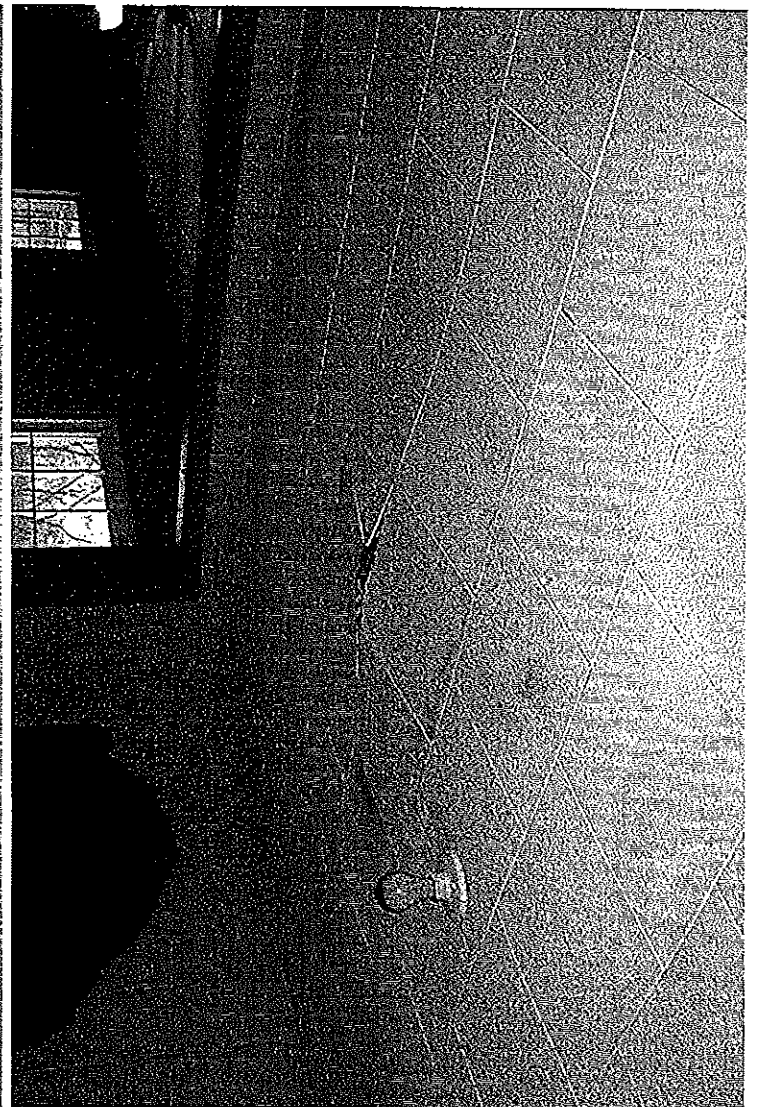
HealthInspector2@WestMilford.org

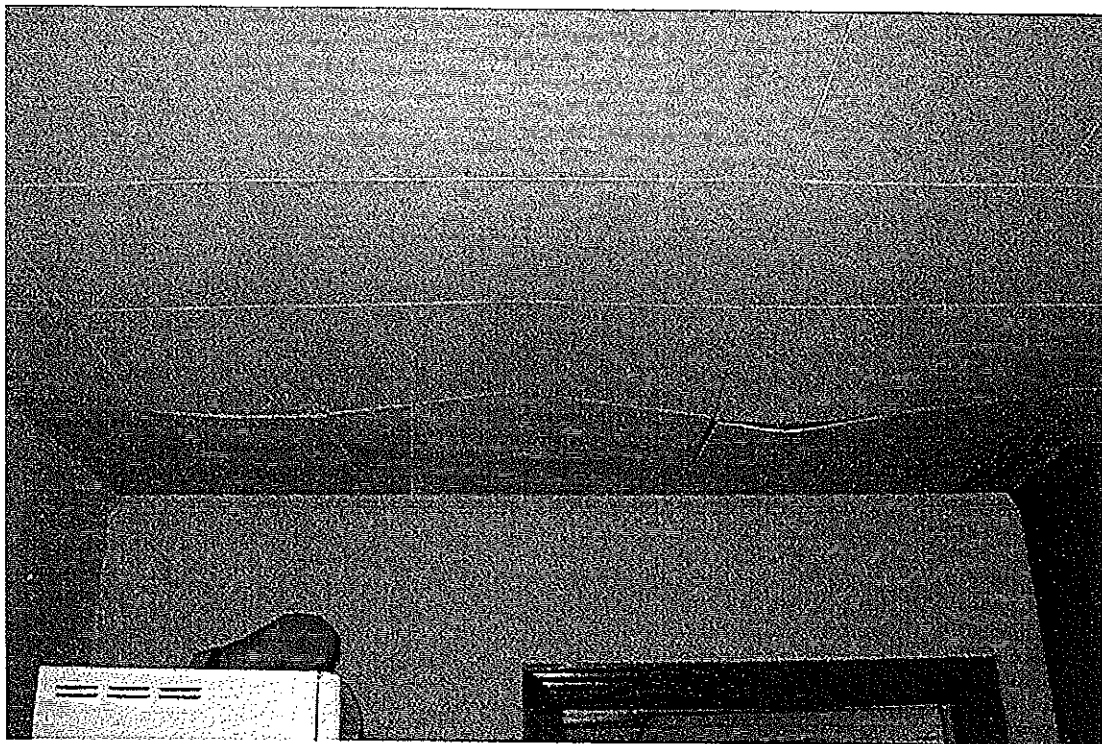
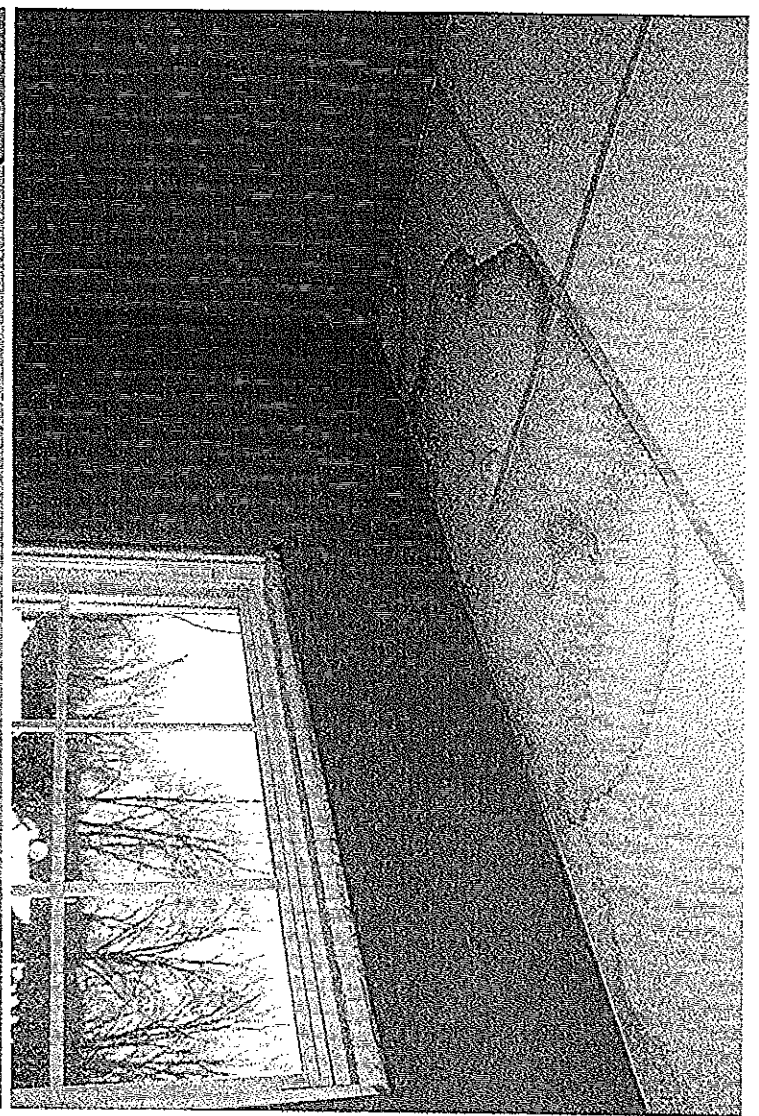
From: HealthInspector2@WestMilford.org
Sent: Tuesday, October 06, 2009 4:31 PM
To: CourtAdministrator@WestMilford.org
Cc: HealthDirector@WestMilford.org
Subject: Request for Two Week Adjournment- 1615 SC 007628- Di Menza

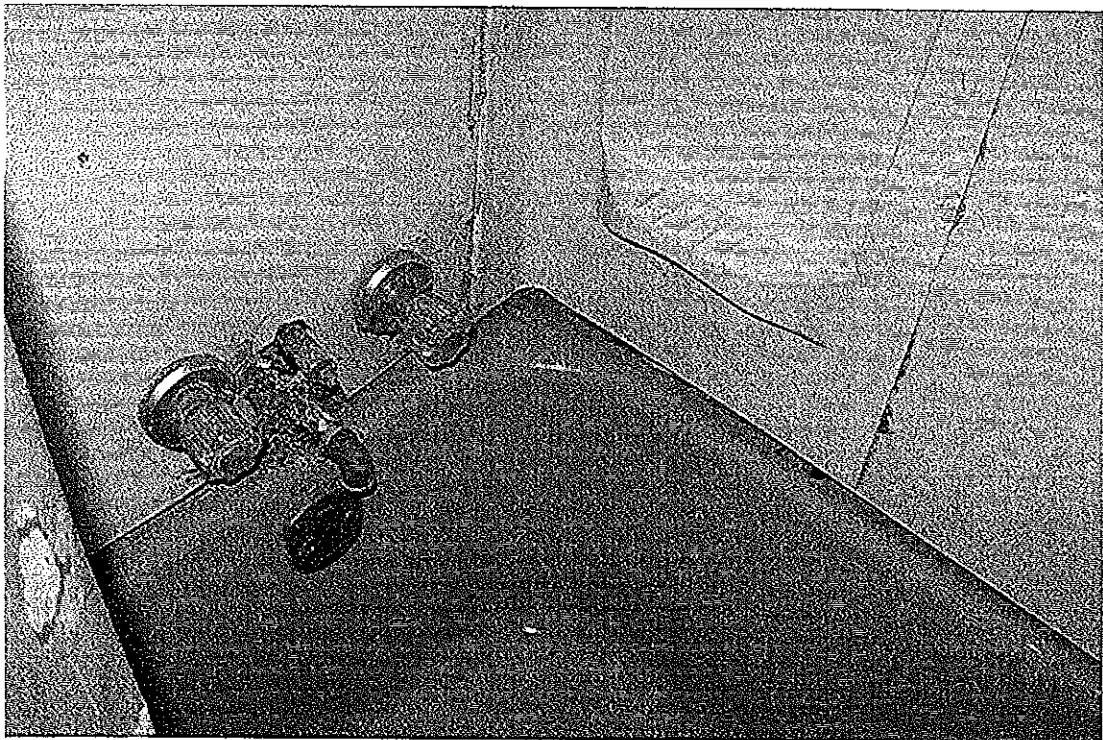
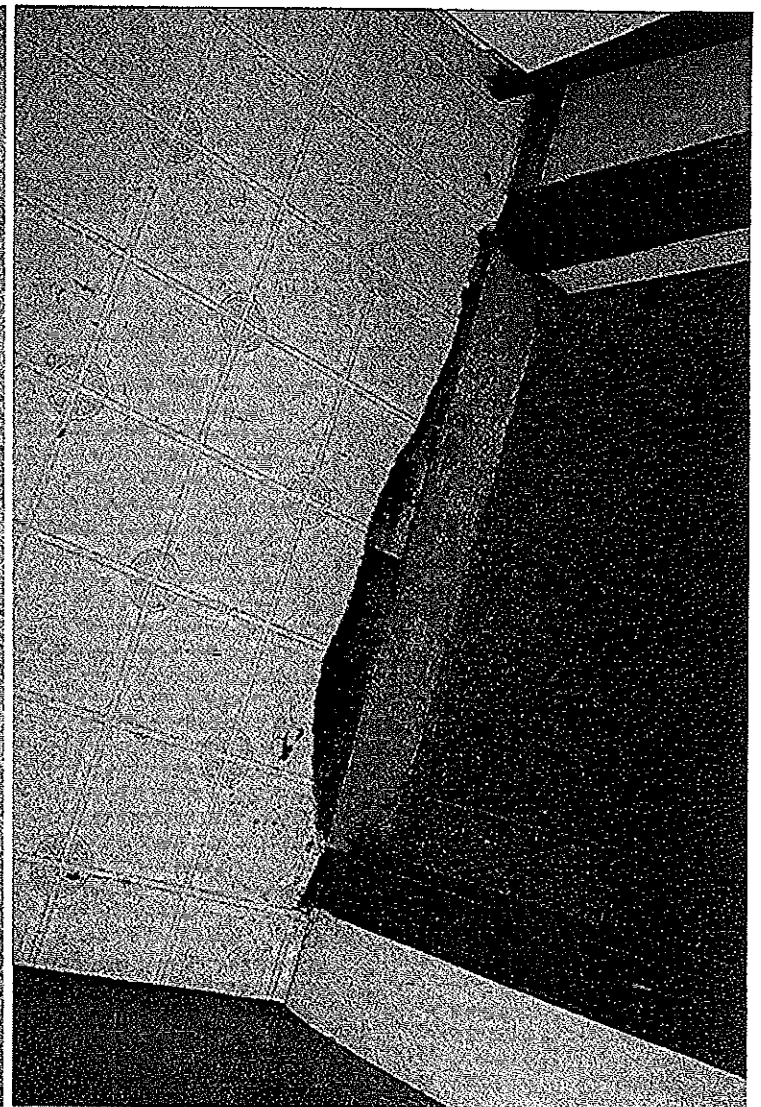
Dear Michele,

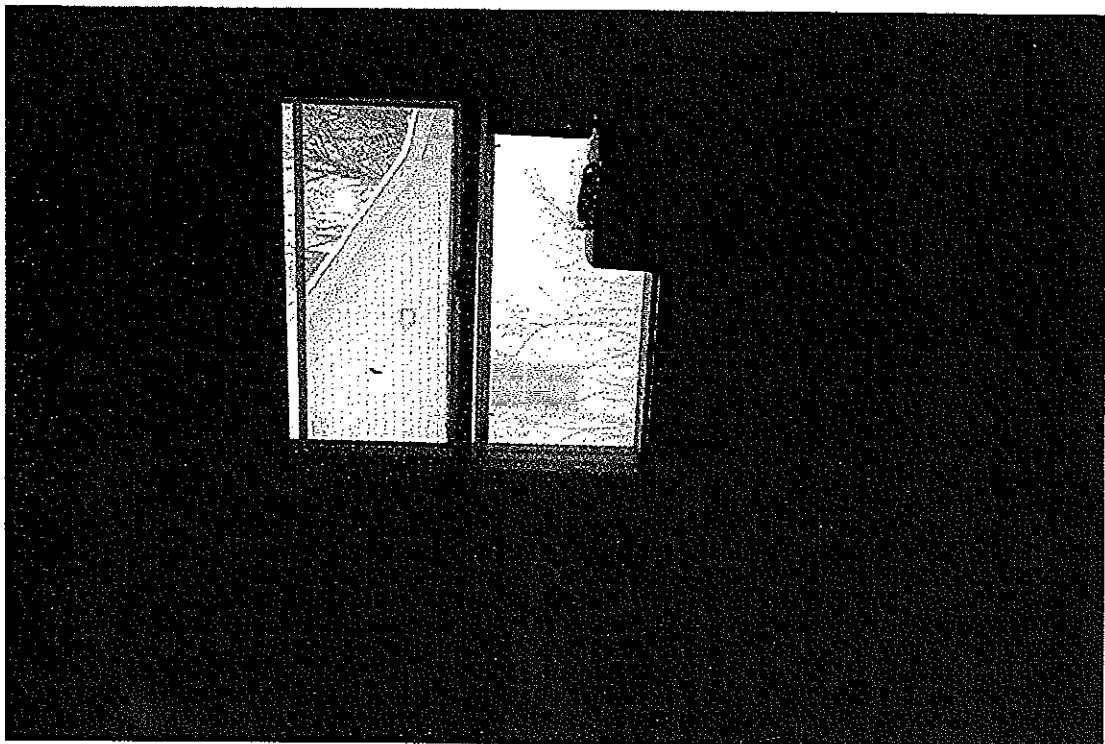
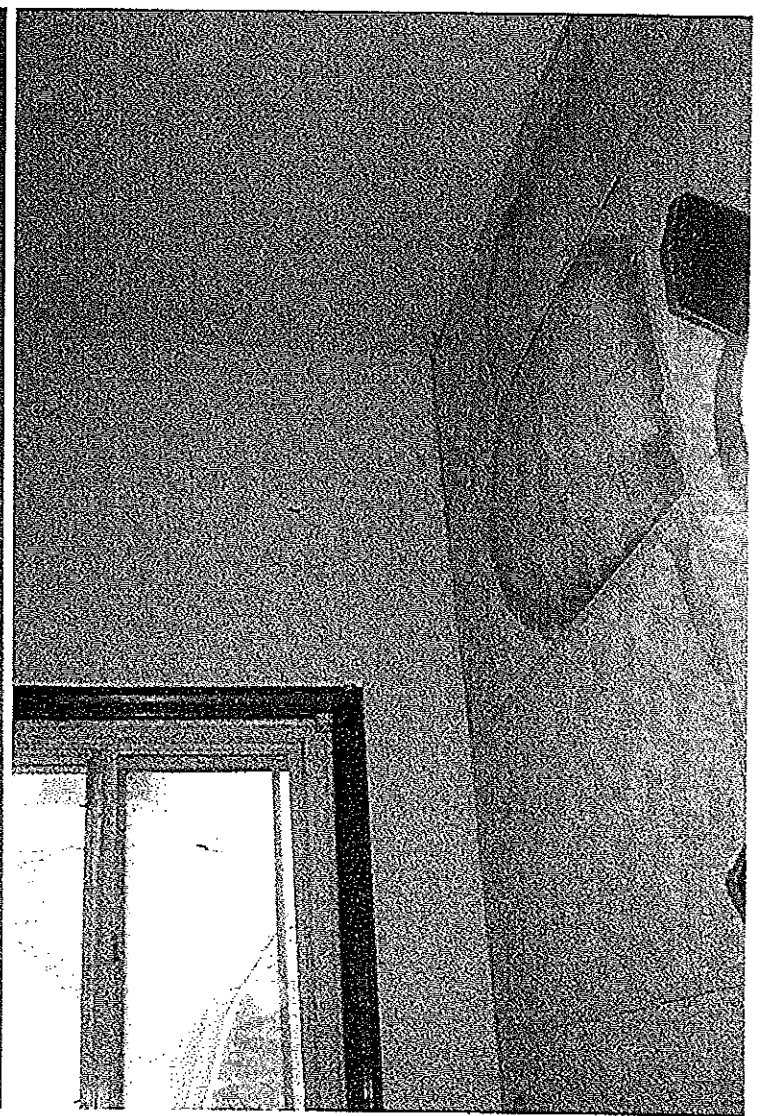
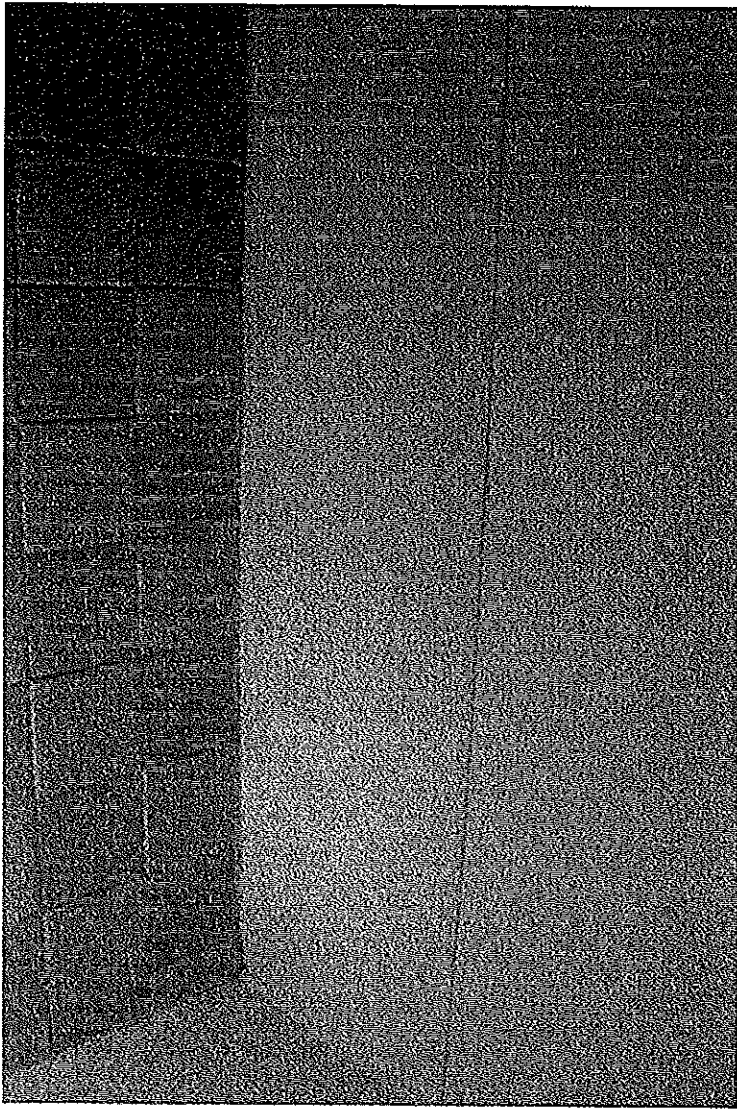
The health department would like to request a two week adjournment for the above referenced complaint. Mr. Di Menza has obtained a licensed professional engineer to address the situation. He is currently working on some methods to alleviate the discharge onto the ground. There is no sewage discharging onto the ground at the present time. The health department and his design engineer, Claud Ballester, P.E., will be monitoring the situation.

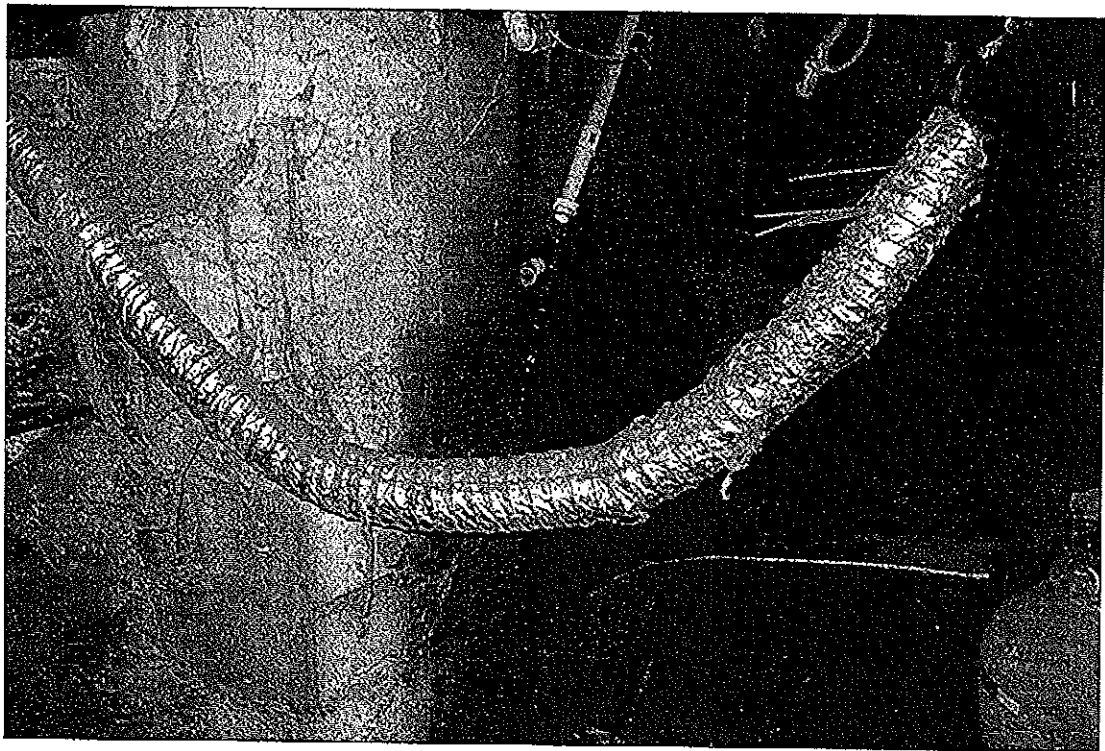
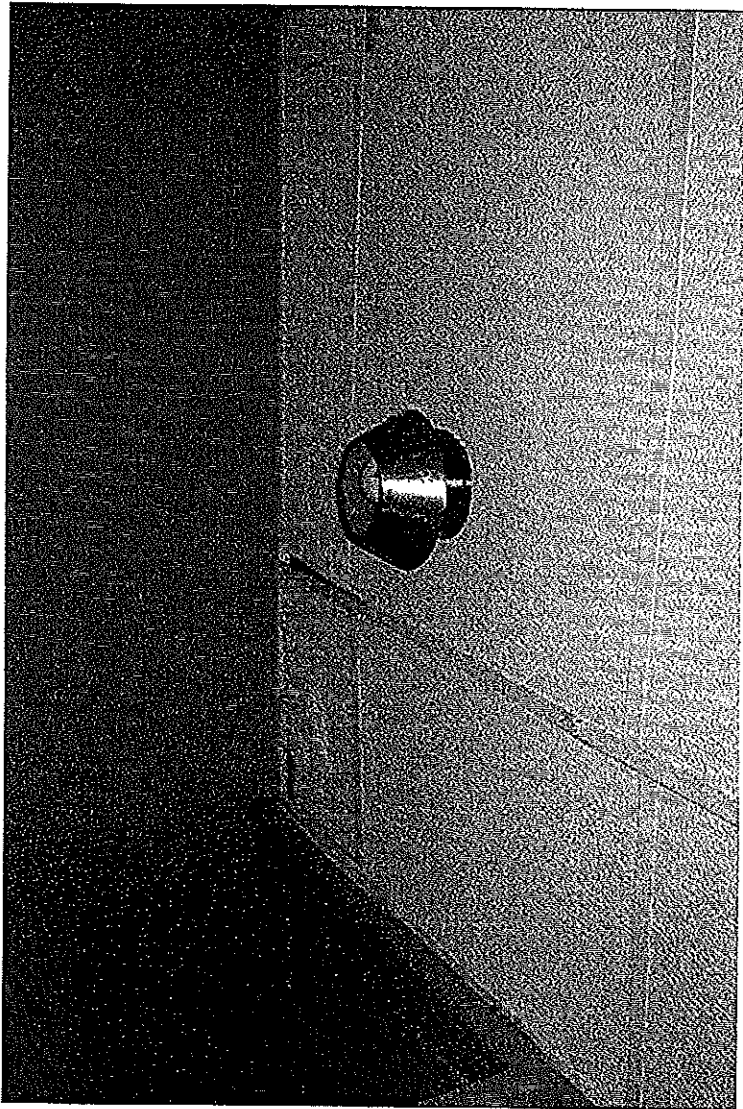
Thank-you,
Susan A. Muhaw, REHS

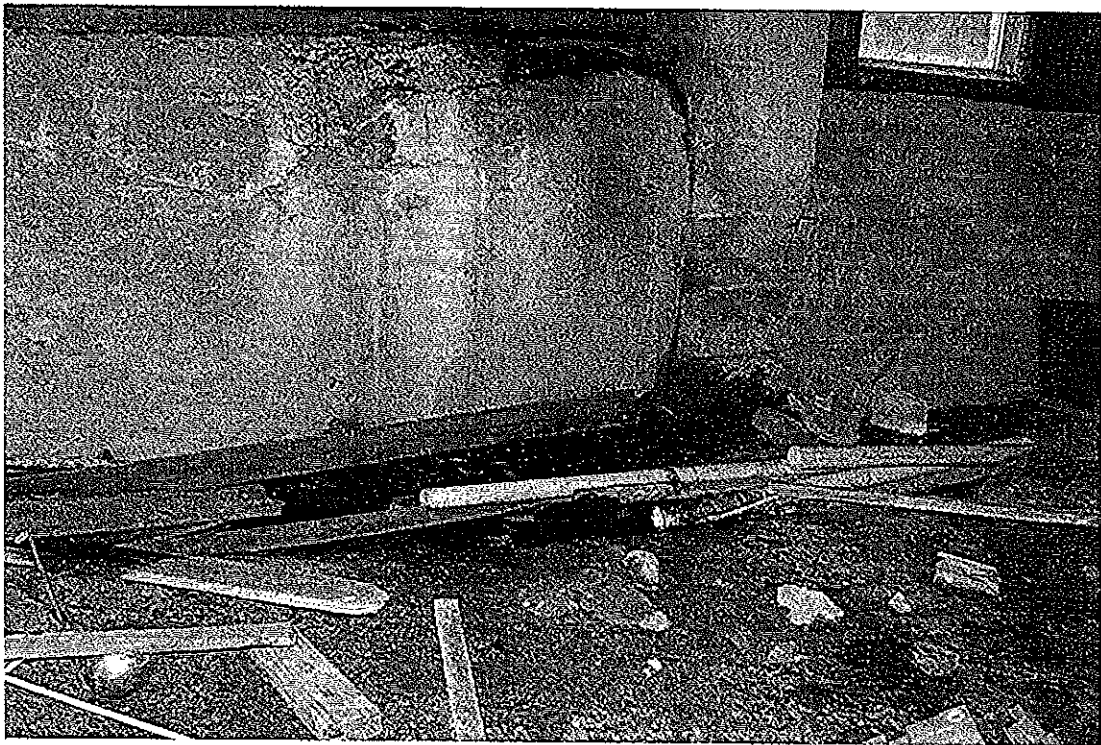
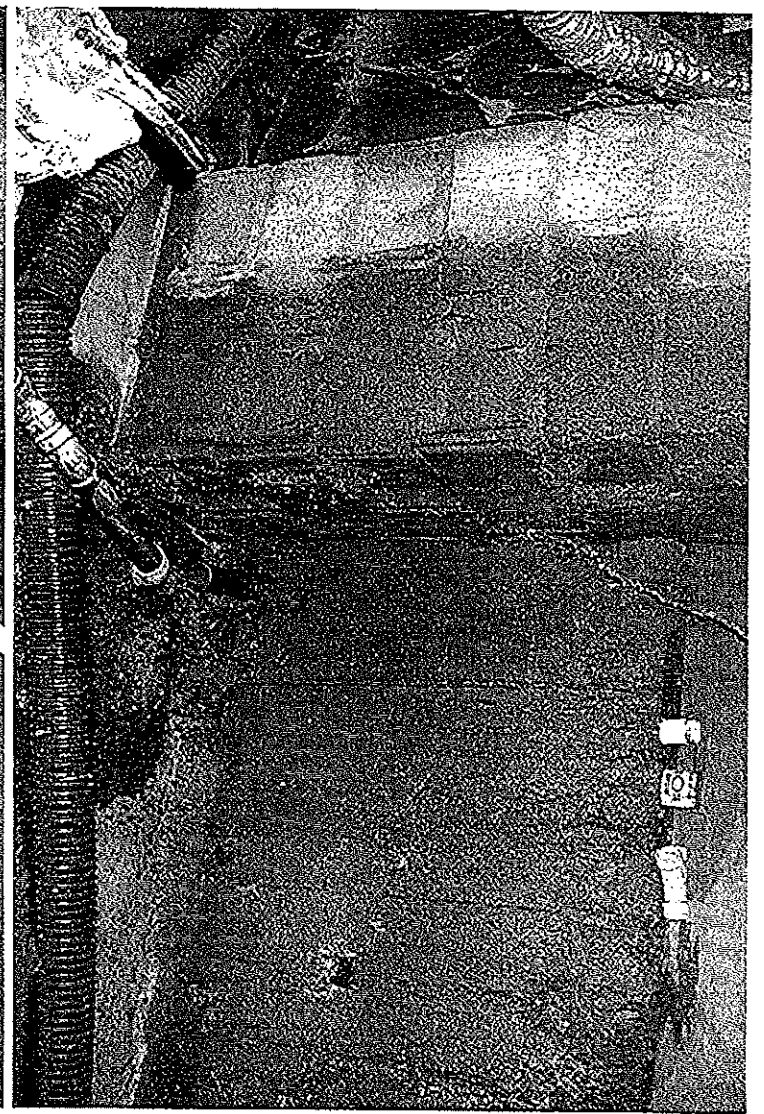
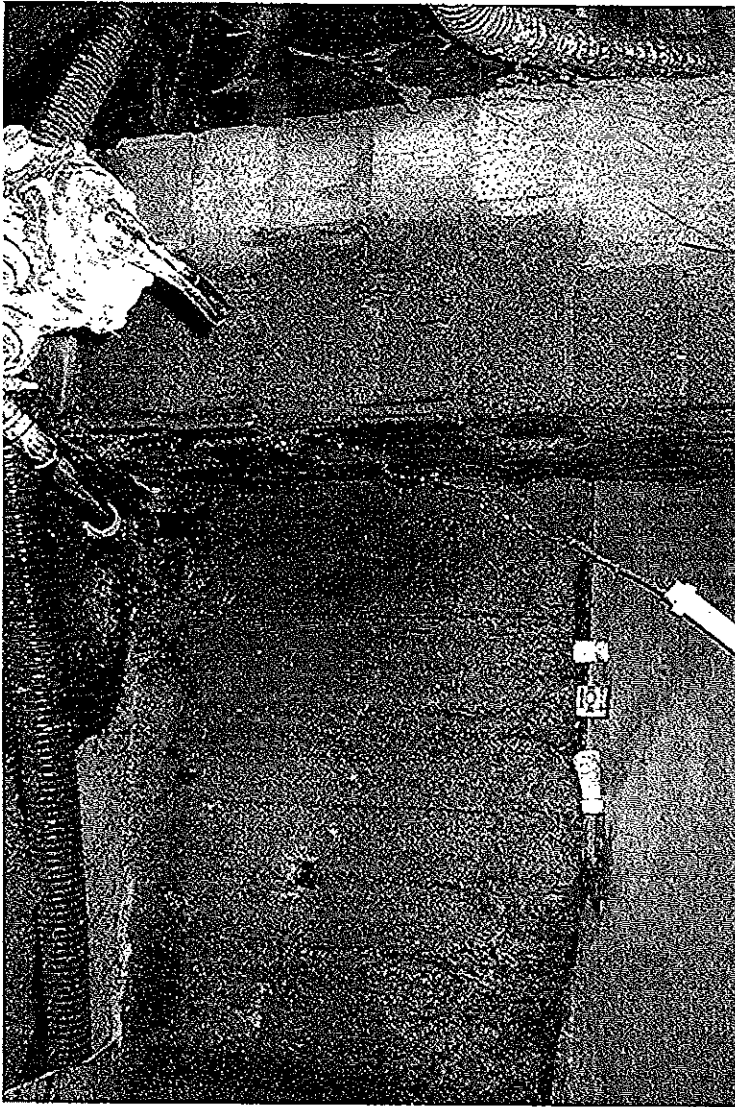


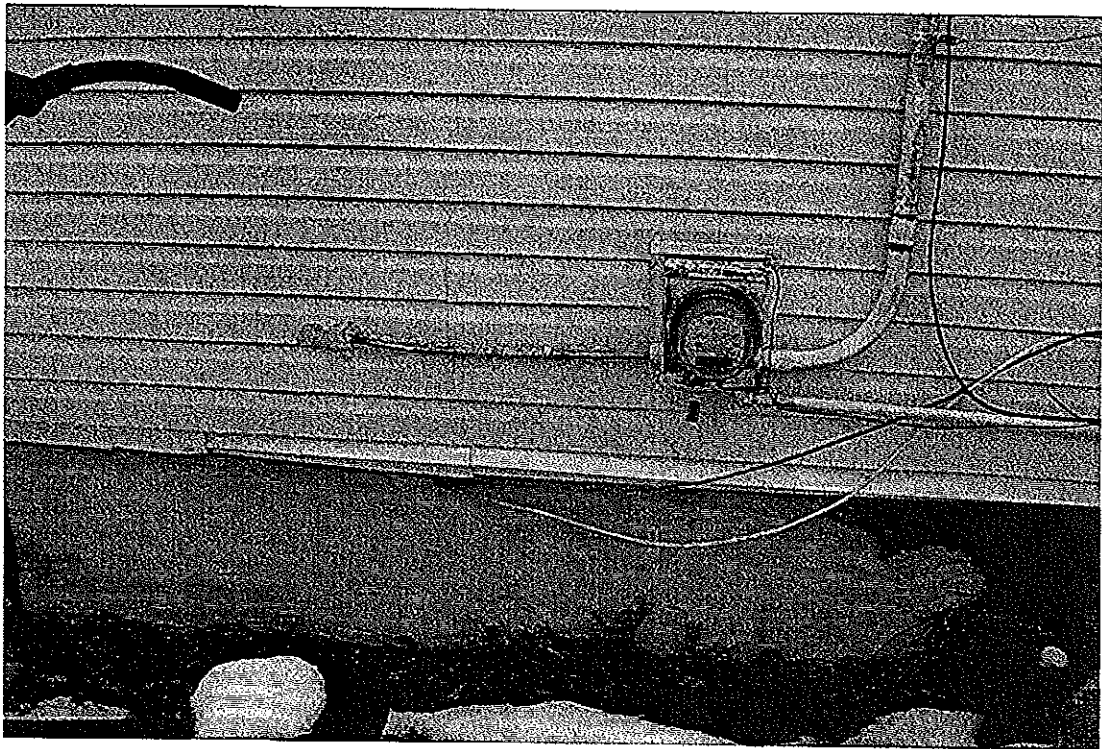
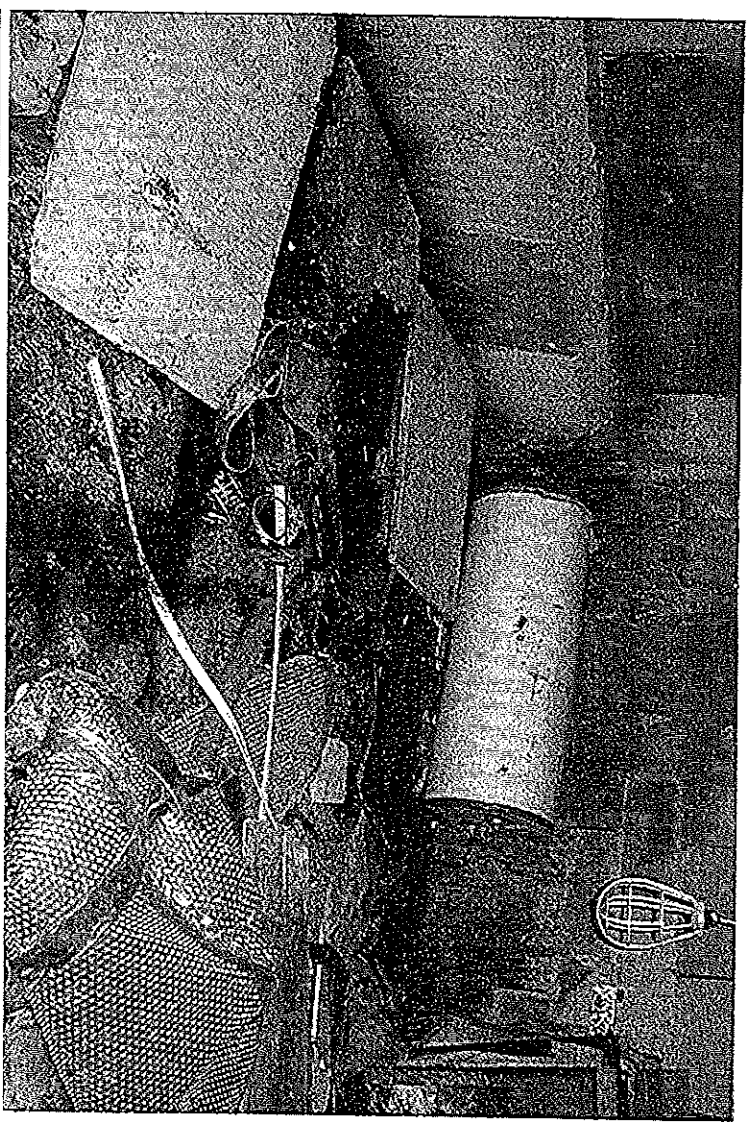
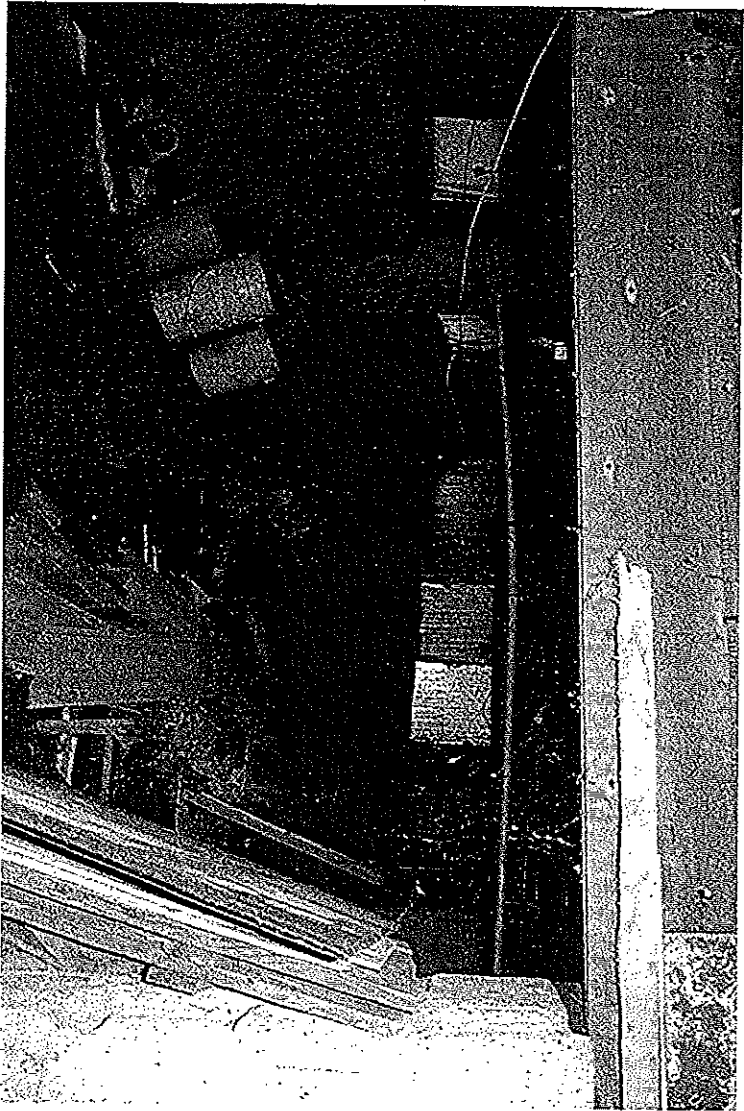












Day AMWZO - [REDACTED]

#7 2nd Ave - (1) - Floor basement /
MLO

(2) Look in LR -
Look in MRK

4-20 PM / WILL CONCLUDE -
[REDACTED]

WEST MILFORD DEPARTMENT OF HEALTH

Complaint received on: _____ Time: _____ Block: 5702 Lot: 7

Complaint re: ^{LANDLORD} ANTONIO DIMENZA Address: 7 SECOND AVE.

Phone: [REDACTED] [REDACTED] [REDACTED]

Person complaining: WILL CONLON, Address: TENANT @ 7 SECOND AVE.

Phone: [REDACTED] [REDACTED] [REDACTED] Block: _____ Lot: _____

Nature of complaint: HOUSING: (1) ROOF LEAK
(2) WATER IN BASEMENT

Received by: _____

Disposition: _____

(1) 1/17/13 - 4:00 PM MEETING

(2) TOLD TENANT TO CALL FIRE DEPT. - ROW S.

(3) LET MESS. AIR F. DEPT TO VISIT - 4:46 PM 1/17/13. ERM

Referred to: _____ Date: _____ Signed: _____

ORDER FOR ORDERLY REMOVAL

West Milford Health Dept.

Tenant's Name: _____
Tenant's Address: _____

JAN 22 2013
RECEIVED

Passaic County

Deming

Landlord

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION, SPECIAL CIVIL PART
DOCKET NO. LT 8803-12

CIVIL ACTION

ORDER FOR ORDERLY REMOVAL

VS

Conlon

Tenant

A judgment for possession having been entered in favor of the landlord and application having been made to the Court by the tenant, and it appearing from the attached Certification that a stay of the Warrant for Removal is appropriate, it is on this 14th day of Jan, 2013 ORDERED THAT:

1. This Order has been entered at the request of the tenant in order to permit a voluntary and orderly removal from the rental premises. However, the judgment for possession shall remain in full force and effect.
2. Execution of the Warrant for Removal is stayed until 11 AM on Jan 21, 2013 and until that time the parties and the Special Civil Part Officer shall take reasonable steps to place and keep the tenant in possession of the rental premises.
3. The judgment for possession and warrant for removal shall be enforced (tenant may be locked out) at 11 AM on Jan 21, 2013 or as soon thereafter as possible. Any personal property belonging to the tenant, including furniture and clothing, that is left on the premises after eviction or the voluntary removal by the tenant shall be considered to have been abandoned, and the landlord may dispose of the property in accordance with New Jersey Statutes 2A:18-72 through 84.
4. The tenant and his/her family and invitees shall not be so disorderly as to destroy the peace and quiet of the building or neighborhood and/or destroy damage or injure the rental premises or building.
5. A copy of this Order with the supporting Certification shall be delivered personally or by regular mail to your landlord's attorney immediately after the judge signs it. If the landlord does not have an attorney you must deliver a copy of the order personally or by certified mail, return receipt requested, to your landlord or property manager immediately after the judge signs it. The landlord may move on 1 day's notice to dissolve or modify this order.

CERTIFIED A TRUE COPY OF ORIGINAL
FILED IN THE OFFICE OF THE CLERK
OF THE PASSAIC COUNTY SPECIAL CIVIL PART
[Signature]

[Signature]
Honorable Richard M. Freid, J.S.C.

Law Offices
Edward P. Azar, L.L.C
Gallant Professional Building
2840 Route 23 South
Newfoundland, NJ 07435

West Milford Health Dept.

JAN 22 2013

RECEIVED

Edward P. Azar, Esq.

Telephone (973) 697-7400

Fax (973) 697-0895

email: azarlawoffice@aol.com

www.edwardazar.com

January 17, 2013

Antonio and Teresa DiMenza
10 First Avenue
West Milford, NJ 07480

Re: DiMenza v. Conlon

Enclosure For Your Information

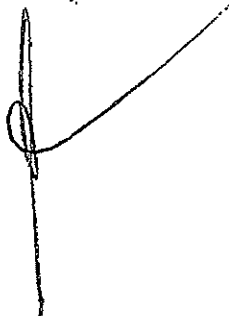
The following is enclosed:

Copy of the Order for Orderly Removal

☐ Pursuant to your request ☐ Pursuant to our conversation

XX For your information to keep you advised of the progress on this matter.

Please contact us if you have any questions, comments or desire more information.

A handwritten signature, likely of Edward P. Azar, is written in dark ink. It consists of a stylized 'E' followed by a long, sweeping horizontal stroke that extends to the right.

Access Mechanical Services L.L.C.

194 Schoolhouse Road

Oak Ridge, N.J.

07438

973-697-7700 Voice 973-915-2609 Fax

Plumbing 11890, Heating, Electrical 15950,

Cooling, And Well Pump Repair And Installation

accessmechanical@gmail.com

www.accessmechanicalservices.com

Estimate

Estimate No:

85

Date:

04 Dec 12

Bill To:

Conlon Will
7 2nd Ave
West Milford
NJ 07480

Description	Quantity	Rate	Amount
Install new external service 150 amp on outside of home . Remove both electric panels under home and extend circuits to exterior . Install 2 ground rods and new ground to meter. Current service is unsafe and we will not service any electric on premise due to unsafe condition of current system . Permit cost not included . 1 year parts and labor	1.00	\$2,500.00	\$2,500.00**

** Indicates non-taxable item - * Indicates single tax item

All pricing is plus local permit cost . Pricing is based on check or cash .
Credit cards are plus 3.2 percent transaction charge.

Subtotal	\$2,500.00
TAX (7.00%)	\$0.00
Card fee (3.20%)	\$0.00
Total	\$2,500.00

"REPAIR LEAKING ROOF":

Date: April 26, 2012

To: Antonio DiMenza (Landlord), 10 1st Avenue West Milford, NJ 07480

Regarding: Rental at 7 Second Avenue West Milford, NJ 07480 (Leaking roofs)

I have asked many times to fix the leaking roofs for more than a five year now. You keep saying you will make the repairs, but the roof has not stopped leaking now more than three places.

Since you haven't fixed the problems the ceiling tiles are coming down and the ceilings are stained in many places all over the house and the light fixture in the living room got wet you told me not to use it anymore. It is your duty to keep rental units safe and in decent condition this is called the *warranty of habitability*.

The warranty of habitability is based upon common sense: in return for paying rent to the landlord, must make sure that the housing is fit to be occupied by the tenant.

The warranty of habitability has been held to include keeping the basic elements of your housing unit in good condition. This includes taking care of physical elements, such as the roof, windows, walls, basement etc.;

In return for my rent money, you are supposed to keep my home livable.

I 'm withholding the rent of \$1453.00 until you make the repairs and the "Building Inspector" approves these roofs. If the inspection reports show serious violations, I will obtain copies of building and health inspector reports.

Sincerely,

William Conlon Tenant @ 7 Second Avenue West Milford, NJ 07480

Cc to the following:

New Jersey Department of Community Affairs at: tschrider@dca.state.nj.us

New Jersey Tenants Organization at: info@njto.org

URBAN LEAGUE at: mdavis@ulmcnj.org

Rental Housing Counseling at: fncnnj1@optimum.net

Fair Housing Act Administration at: lpsmail@dca.state.nj.us

West Milford Township Mayor at: Bieri@WestMilford.org

Tim Ligus Construction Official / Building Subcode Official at: Construction@WestMilford.org

Tim Fisher Building Inspector Building at: Subcode@WestMilford.org

Environmental Health Services at: HealthDirector@WestMilford.org

Robert Puccini at: bp@airmold.com