

Unified Planning/Zoning Board of Adjustments Meeting  
February 7, 2011

The meeting was called to order by Ken Cassidy, chairman, and the pledge of allegiance was recited.

Roll call was taken with the following members present: Mr. Buccellato, Mr. Butler, Mr. Cassidy, Mr. Lopez, Mr. McKenna, and Ms. Malanga. Absent were: Mr. Dolan, Mr. Gallego, Mr. Montfort and Mr. Saporito.

Mr. McKenna made a motion to approve the minutes from the December 6, 2010 meeting and Mr. Cassidy second. The board's eligible members all voted in favor.

Mr. McKenna made a motion to approve the minutes from the January 5, 2011 meeting and Mr. Butler second. The board's eligible members all voted in favor.

Resolutions:

Farro Management Resolution- Mr. Cassidy made a motion to approve and Mr. McKenna second. The following roll call vote was taken: Mr. Buccellato-abstain, Mr. Cassidy-yes, Mr. Lopez-yes, Mr. McKenna-yes, and Ms. Malanga-yes.

Board Attorney Resolution- Mr. Cassidy made a motion to approve and Mr. McKenna second. The following roll call vote was taken: Mr. Buccellato-yes, Mr. Butler-yes, Mr. Cassidy-yes, Mr. Lopez-yes, Mr. McKenna-yes, and Ms. Malanga-yes.

Board Engineer Resolution- Mr. Cassidy made a motion to approve and Mr. Lopez second. The following roll call vote was taken: Mr. Buccellato-yes, Mr. Butler-yes, Mr. Cassidy-yes, Mr. Lopez-yes, Mr. McKenna-yes, and Ms. Malanga-yes.

Board Recording Secretary Resolution- Mr. Cassidy made a motion to approve and Mr. Butler second. The following roll call vote was taken: Mr. Buccellato-yes, Mr. Butler-yes, Mr. Cassidy-yes, Mr. Lopez-yes, Mr. McKenna-yes, and Ms. Malanga-yes.

The first application was: Grippi 68 Wyckoff St Block 29, Lot 21.01 & 21.02

The notices were reviewed and approved. Mr. Gemma is the applicant's attorney. Mr. Gemma said they would like to carry the current application over to the next meeting with no re-notice and with extension of time granted. They need time to research and see if there was a prior approval in 2006. If there was then they would withdraw this application and just request an extension of time on that approval. If there was no approval then they would re-submit this application from tonight. Mr. Irene asked if it was a sub-division and lot line adjustment and said he would also research any prior

resolution. Mr. Cassidy made a motion to carry the application to the March 7, 2011 meeting and Mr. Buccellato second. The board's eligible members all voted in favor.

The second application was: Rahman 131 Main St Block 9, Lot 27

The Class 1 & 3 members stepped down. Mr. Irene said that left 4 eligible members who could vote on the application. He stated that if the board hears this matter then all the other members would have to listen to tapes or the board could just wait and hear the matter at the next meeting. Mr. Rahman was upset and said he did not know what to do as he has been waiting on this application. Mr. Irene stated that the application was inadequate in the past and that caused the delay. He then went on to tell the board they had no jurisdiction to hear this tonight so he suggests they carry it to the next meeting. The engineer's letter was also given to the applicant so he can review it in advance of the next meeting. Mr. Cassidy made a motion to carry it to the March 7, 2011 meeting without re-notice and with extension of time granted and Mr. McKenna second. The board's eligible members all voted in favor.

The third application was: Emlerich LLC 126 Main St Block 24 Lots 3, 4, 6, 6.07, 7-9

Mr. Alfieri is the attorney. Mr. Alfieri said they are debating about asking the board to carry the application due to members missing at tonight's meeting. Mr. Irene stated he believes that if there is a quorum then the meeting can be opened and the board can proceed but he has no definitive answer.

After a short break to speak with his client, Mr. Alfieri said they did not want to proceed tonight and risk any problem with the application so they would like to carry it over to the March 7, 2011 meeting with extension of time granted and no re-notice necessary. He stated he anticipates 2 more meetings for this application but if the architect can get the plans done, then they may be able to finish it up in 1 meeting. Mr. Cassidy made a motion to carry it and Mr. McKenna second it. The board's eligible members all voted in favor.

Mr. Cassidy made a motion to adjourn and Mr. McKenna second. The board's eligible members all voted in favor.

The meeting was adjourned at 7:45 p.m.

Respectfully submitted,

Diane Cannon  
Board Recording Secretary