

MINUTES

SEPTEMBER 6, 2011

BOARD OF ADJUSTMENT

LONG HILL TOWNSHIP

CALL TO ORDER AND STATEMENT OF COMPLIANCE

Mr. Gerecht, member, called the meeting to order at 8:20 P.M.

He then read the following statement:

Adequate notice of this meeting has been provided by posting a copy of the public meeting dates on the municipal bulletin board, by sending a copy to the Courier News and Echoes Sentinel and by filing a copy with the Municipal Clerk, all in January, 2011.

PLEDGE OF ALLEGIANCE

ROLL CALL

On a call of the roll the following were present:

Christopher Collins, Member
John Fagnoli, Member
Edwin F. Gerecht, Jr., Member
Maureen Malloy, Member

Michael Pesce, 1st Alternate

Barry Hoffman, Bd. Attorney
Thomas Lemanowicz, Bd. Engineer
Kevin O'Brien, Twp. Planner
Dawn Wolfe, Planning & Zoning Administrator

Excused: E. Thomas Behr, Chairman
Sandi Raimer, Vice Chairman
Felix Ruiz, Member

Richard Keegan, 2nd Alternate

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EXECUTIVE SESSION

It was determined that there was no need to hold an executive session.

OATH OF OFFICE

The Oath of Office was administered to newly appointed Member, Christopher Collins, and newly appointed First Alternate, Michael Pesce.

APPROVAL OF MINUTES

The minutes of May 17, 2011 were approved as written on motion by Mr. Collins and seconded by Mr. Pesce. Mr. Fagnoli abstained as he was not present at that meeting.

The executive session minutes of June 21, 2011 were approved as written on motion by Mr. Pesce and seconded by Mr. Gerecht. Mr. Fagnoli, Mrs. Malloy and Mr. Collins abstained as they were not present at that meeting.

The regular session minutes of June 21, 2011 were approved as written on motion by Mr. Pesce and seconded by Mr. Gerecht. Mr. Fagnoli, Mrs. Malloy and Mr. Collins abstained as they were not present at that meeting.

The minutes of August 2, 2011 were approved as written on motion by Mrs. Malloy and seconded by Mr. Fagnoli. Mr. Collins and Mr. Pesce abstained as they were not present at that meeting.

RESOLUTION OF MEMORIALIZATION

GLENN F. DREYER

32 Valley View Road
Block 13604, Lot 3

#10-03Z

Bulk Variances

The Board of Adjustment memorialized the annexed Resolution of approval for Glenn F. Dreyer (App. No. 10-03Z), as amended, on motion by Mr. Collins and seconded by Mrs. Malloy.

Those in favor: Mr. Collins, Mr. Gerecht, Mrs. Malloy and Mr. Pesce. Those opposed: None.

Mr. Gerecht announced that, due to road flooding, the court reporter scheduled to appear this evening would *not* be present. He also said that, due to the reduced number of Board members present, it has been determined that it may be in everyone's best interest to carry the applications of Richard and Susan Schumann and David and Laura Schelhorn to the next meet of the Board (September 20, 2011). He explained that only 4 members would be able to consider the Schumann application because he had recused himself from that application. With regard to the Schelhorn application, he said that only 5 members are present to consider that application (which entails a d variance for height). He also noted that Mr. Kaufman was not present for the scheduled discussion of the professional review escrow to be collected in regards to his appeal of the Zoning Officer's determination.

Mr. Michael Kates, Esq., on behalf of Mr. & Mrs. Schumann, said that he understood and agreed to carry the request for an amendment to a condition of approval of his clients' to the September 20, 2011 meeting with no further notice.

Mr. Hoffman announced that application of Richard & Susan Schumann (No. 09-08Z) is carried to September 20, 2011, with no further notice.

In response to Mr. Kates, Mr. O'Brien confirmed that his report dated 6/29/11 (version #2) is his latest report.

In response to Mr. Kates, Mr. Lemanowicz confirmed that his latest report is dated 6/16/11.

Mr. Richard Diegnan, Jr., Esq., on behalf of Mr. & Mrs. Schelhorn, agreed to carry the application of his clients' for a d variance (height) and bulk variances to the September 20, 2011 meeting, with no further notice. An announcement to that effect was made.

Mr. Collins stated that he will not be present at the September 20, 2011 meeting, however he wished to announce that he *originally* had recused himself from the Schelhorn application because he is familiar with the Schelhorn's, but is not a personal friend. He explained that their parents are neighbors of his. He said that based upon a subsequent discussion he had with Mr. Hoffman, he then decided *not* to recuse himself.

Mr. Diegnan acknowledged that he was aware of the situation and did not have a problem with Mr. Collins sitting on the application.

Mr. Kates and Mr. Diegnan agreed on the record, to the extent needed, to consent to an extension of time to September 21, 2011.

In response to Mr. Gerecht, Mrs. Wolfe said that she had mailed a copy of tonight's agenda to Mr. William Kaufman so that he was made aware that both the Schumann application and the discussion of the professional review escrow to be collected with regard to his appeal of the Zoning Officer's determination was scheduled to take place this evening.

In response to Mr. Gerecht, Mr. Hoffman said that, while the Board could discuss the professional review escrow matter without Mr. Kaufman being present, it might trigger concern or opposition on his part, but it does not make it invalid per se. However, due to the exigencies of the weather, etc., he respectfully suggested that the Board treat, procedurally, this discussion item the same way the Board dealt with the two public hearings which were scheduled to take place this evening.

After further discussion, Mr. Gerecht suggested that Mrs. Wolfe send a letter to Mr. Kaufman requesting that he advise her if he intends to make a personal appearance at the September 20, 2011 meeting. Mrs. Wolfe agreed to do so.

The meeting adjourned at 8:35 P.M.

DAWN V. WOLFE
Planning & Zoning Administrator

