January 5, 2011

TOWNSHIP OF DENVILLE
BOARD OF ADJUSTMENT
MINUTES

January 5, 2011

The Board of Adjustment of the Township of Denville held its reorganization meeting on Wednesday, January 5, 2011. The meeting was held in the Municipal Building, 1 St. Mary's Place and commenced at 7:00 P.M.

Secretary Probasco read NOTICE OF PUBLIC MEETING.

ROLL CALL:

Present: Arthur Korn, Roger Spiess, Mark Wilson, James Rodimer, Kevin Scollans, Sally Dankos, John Murphy, Frank Passucci, Sean Ryan

Absent: None

Prof. Present: Larry Weiner, Esq.

Secretary Probasco announced the re-appointments and terms of James Rodimer, John Murphy, Sean Ryan and Frank Passucci by the Council. Councilman Don Kuser is the council liaison to the ZBOA.

Larry I. Wiener, Esq. announced that the Oath of Allegiance had been administered to Mbrs. Rodimer, Murphy, Ryan and Passucci and notarized same.

Before nominations were made, Mbr. Murphy thanked Mbr. Rodimer for his work over the past two years as chairperson.

Mbr. Rodimer opened for nominations for the position of Chairperson of the Board.

A motion was made to nominate Mbr. Scollans to serve as Board Chairperson by Mbr. Dankos and was seconded by Mbr. Murphy.

No other nominations were heard and the nominations were closed.

Roll Call: Ayes – Dankos, Murphy, Spiess, Wilson, Korn, Rodimer, Scollans

Chairman Scollans opened nominations for the position of Vice Chairperson of the Board.

A motion was made to nominate Mbr. Murphy to serve as Board Vice Chairperson by Mbr. Scollans and was seconded by Mbr. Dankos.

No other nominations were heard and the nominations were closed.

Roll Call: Ayes – Scollans, Dankos, Spiess, Wilson, Korn, Rodimer, Murphy

PROFESSIONAL COMMENTS:

Mbr. Scollans thanked the board members for their nomination and accepted the position of chairperson. Chr. Scollans acknowledged Councilman Kuser was present and stated he would be the council liaison to the ZBOA. Chr. Scollans then thanked past Chairs Rodimer, Dankos and Korn. Councilman Kuser wished the board good luck.

MINUTES:

December 1, 2010

Motion to adopt the minutes as submitted was made by Mbr. Murphy, seconded by Mbr. Korn and unanimously approved by all members able to vote.
PURCHASING:
Motion to pay voucher(s) submitted by Larry I. Weiner dated December 1, 2010 subject to the availability of funds, was made by Mbr. Korn, seconded by Mbr. Ryan and unanimously approved by all Members present.

Motion to pay voucher(s) submitted by William Denzler & Associates dated December 7, 2010 subject to the availability of funds, was made by Mbr. Korn, seconded by Mbr. Ryan and unanimously approved by all Members present.

RESOLUTIONS:
Appointment of Board Attorney for the Year 2011
A motion was made to appoint Larry I. Wiener, Esquire Board Attorney for the year 2011 by Mbr. Spiess, seconded by Mbr. Murphy and unanimously approved by all members able to vote.

Appointment of Board Secretary
A motion was made to appoint Denean Probasco Board Secretary for the year 2011 by Mbr. Spiess, seconded by Mbr. Murphy and unanimously approved by all members able to vote.

Designation of Newspapers and Notices
A motion was made to adopt the resolution by Mbr. Korn, seconded by Mbr. Murphy and unanimously approved by all members able to vote.

Schedule of 2011 Meeting Dates
A motion was made to adopt the resolution by Mbr. Korn, seconded by Mbr. Murphy and unanimously approved by all members able to vote.

Adequate Notice of Meetings
A motion was made to adopt the resolution by Mbr. Korn, seconded by Mbr. Murphy and unanimously approved by all members able to vote.

Minutes of Meetings
A motion was made to adopt the resolution by Mbr. Rodimer, seconded by Mbr. Dankos and unanimously approved by all members able to vote.

Liaison to Planning Board
Arthur Korn volunteered to be the liaison to the Planning Board. Mbr. Murphy made a motion to appoint Mbr. Korn as liaison, seconded by Mbr. Wilson and unanimously approved by all members able to vote.

BA 10-40        Frank & Suzanne Giacobbe
113 Ford Road
Block 70201, Lot 16
A motion was made to adopt the resolution by Mbr. Rodimer, seconded by Mbr. Dankos and unanimously approved by all members able to vote.

BA 10-41        Jose & Luminita Burdier
6 Parks Road
Block 31202, Lot 3
A motion was made to adopt the resolution by Mbr. Rodimer, seconded by Mbr. Dankos and unanimously approved by all members able to vote.

BA 10-24        Short Family Agency
26 Bloomfield Avenue
Block 50305, Lot 207
A motion was made to adopt the resolution by Mbr. Rodimer, seconded by Mbr. Dankos and unanimously approved by all members able to vote.

PUBLIC HEARINGS:
BA/PSP/FSPV 10-39: RMDJ Realty, LLC
Block 50003, Lot 2.12 – Jeffrey Brown Terrace
Block 50003.01, Lots 6.10, 6.12, 6.15 and 6.16
Old Boonton Road
Secretary Probasco announced to the public that the public hearings for the above application would be carried without further notice to the February 2, 2011 meeting.
BA/SPC 09-18: W&L Associates, LLC  
423 Main Street  
Block 41307, Lots 2 & 8  
Secretary Probasco announced to the public that the public hearings for the above application would be carried without further notice to the March 2, 2011 meeting.

BA/PSP/FSPV 10-42: Surgery Center of Northwest Jersey, LLC  
21001, Lot 1 & 7  
3130 Rt. 10W - Denville Commons  
Secretary Probasco announced to the public that the public hearings for the above application would be carried without further notice to the February 2, 2011 meeting.

NEW BUSINESS
Chr. Scollans referenced some general housekeeping. Stated that mandatory training exists for all board members and that he would like copies of all the board members certifications. As protocol, requested that the chair not be circumvented on questions to maintain order on the board for a professional image. Further requested that the board attorney be the only one to interject out of sequence and to ensure that the legal process is followed. Mbr. Rodimer advised Chr. Scollans that he could swear applicants in and Chr. Scollans stated he was aware. Chr. Scollans added that the board members should work with applicants on the application as is, but should not be redesigning from the dais.

Motion to Adjourn.

___________________________________ __________________  
Denean Probasco, Board Secretary Date Approved