

**BOROUGH OF MOUNT ARLINGTON
LAND USE BOARD MEETING MINUTES
November 12, 2009
6:30 PM**

Meeting called to order at 6:43 p.m. "Pledge of Allegiance" recited.

Roll Call. Present: Simard, Fostle, Hughes, vandenHende, Stanzilis, Sendler, Galate, Ondish. Absent: Windish, Foley, Loughridge, Wilson, Levitt.

Approval of meeting minutes from October 14, 2009. Motion by Simard, second by Hughes. Yes: Hughes, Stanzilis, Galate, Ondish. Minutes approved.

Correspondence:

Discussion of Technical review letter prepared by Board Engineer and dated November 5, 2009 regarding the Barnes Brothers Marina application.

Discussion of retaining the services of the Board's appointed Planner, Donna Holmqvist of Burgis Associates, Inc.

Motion to enter into executive session by vandenHende, second by Fostle. Yes: Simard, Fostle, Hughes, vandenHende, Stanzilis, Sendler, Galate, Ondish. Motion approved.

6:53 – Executive Session

7:23 – Conclusion of Executive Session

Approval of vouchers. Motion by Sendler, second by Simard. Yes: Simard, Fostle, Hughes, vandenHende, Stanzilis, Sendler, Galate, Ondish. Vouchers approved.

Approval of unexpended escrow release, excluding Harry Martin escrow release. Motion by Fostle, second by vandenHende. Yes: Simard, Fostle, Hughes, vandenHende, Stanzilis, Sendler, Galate, Ondish. Escrow release approved.

Approval of Harry Martin unexpended escrow release. Motion by vandenHende, second by Fostle. Yes: Simard, Fostle, Hughes, vandenHende, Stanzilis, Sendler, Galate. Recuse: Ondish. Escrow release approved.

Completeness Review:

Metro PCS, Block 70, Lot 3. 1 Canfield Avenue. Application to obtain approval for expansion of existing telecommunications facility including the placement of four (4) new equipment cabinets and six (6) new antennas onto the existing tower.

Motion to approve application for completeness and schedule hearing for December meeting. Motion by Fostle, second by Simard. Yes: Simard, Fostle, Hughes, vandenHende, Stanzilis, Sendler, Galate, Ondish. Motion approved.

Discussion of Gil zoning appeal.

Selvaggi – a letter may be sent by the Board Secretary informing the applicant that no further adjournments will be made and should they not apply for the required variance before the next scheduled meeting, their appeal will be dismissed and they will be subject to appropriate zoning enforcement.

Motion to direct Secretary to prepare the above requested letter. Motion by vandenHende, second by Sendler. Yes: Simard, Fostle, Hughes, vandenHende, Stanzilis, Sendler, Galate, Ondish. Motion approved.

Completeness Review:

Poskitt, Block 108, Lot 7. 658 Reba Road. Application to obtain approval for construction of a 15' x 22' aboveground swimming pool in a side yard area within the RA-40 zone.

Motion to approve application for completeness and schedule hearing for December meeting. Motion by Hughes, second by Simard. Yes: Simard, Fostle, Hughes, vandenHende, Stanzilis, Sendler, Galate, Ondish. Motion approved.

Review of Ordinance:

Ordinance #26-09 To amend, revise and supplement Chapter 17, “Land Development Ordinance,” of the Code of the Borough of Mt. Arlington to add a section entitled “Enforcement and Violations.”

Motion to deem the ordinance compliant with the Borough’s master plan. Motion by Hughes, second by vandenHende. Yes: Simard, Fostle, Hughes, vandenHende, Stanzilis, Sendler. Abstain: Galate, Ondish. Motion approved.

Motion to adjourn. All in favor.

Meeting adjourned at 7:44 p.m.

Reyna M. Burger – Board Clerk/Secretary