

**Hillsborough Township
Board of Adjustment Meeting
July 18, 2012**

Chairman Leon Krals called the Board of Adjustment Meeting of July 18, 2012 to order at 7:30 p.m. The meeting took place at the Municipal Building in the Courtroom.

Pledge of Allegiance

Notice of Meeting

Chairman Krals announced that the meeting had been duly advertised according to Section 5 of the Open Public Meetings Act, Chapter 231, Public Law 1975.

Roll Call:

Joseph Jaghab – Resigned
John Stamler – Present
Helen Haines – Present
Leon Krals – Present
Walter Dietz – Present

Frank Valcheck – Present
John Sheridan – Absent
Frank Herbert (Alt. #1) - Absent
Shawn Lipani (Alt. #2) – Present
Curtis Suraci (Alt. #3) – Present
Michael Volpe (Alt. #4) – Present

Also in attendance are Mark Anderson, Esq., Board Attorney, Woolson Sutphen Anderson, P.A; William H. R. White, III, PE, Engineer, Maser Consulting; David Kois, Zoning Officer / Assistant Planner; and Lucille Grozinski, CCR.

Acceptance of Minutes

June 20, 2012 – Regular Session Meeting

Vice Chairperson Haines made a motion to approve the regular session minutes of June 20, 2012, which was seconded by Mr. Stamler. This was approved unanimously by all eligible members.

Acceptance of Resolutions

Maryse GELLER – File #BA-12-04 – Block 148, Lot 27 – 103 Hodge Road.

Mr. Suraci made a motion to approve the resolution for *Maryse GELLER – File #BA-12-04*, which was seconded by Mr. Stamler.

Votes in Favor: Mr. Valcheck, Mr. Stamler, Mr. Lipani, Mr. Suraci, Vice Chairperson Haines and Chairman Krals.

Votes Against: None

Board of Adjustment Business

Foss / Martinez BA-11-12 – scheduling of application to 09-19-12 agenda (2011 application)

Mr. Kois explained the applicant's need for an extension.

Vice Chairperson Haines made a motion to reschedule *Foss / Martinez BA-11-12* to September 19, 2012, which was seconded by Mr. Dietz.

Votes in Favor: Mr. Valcheck, Mr. Dietz, Mr. Stamler, Mr. Lipani, Mr. Suraci, Mr. Volpe, Vice Chairperson Haines and Chairman Krals.

Mr. Dietz informed the Chairman that he will not be in attendance on September 19, 2012.

Business from the Floor

None

Public Hearing-Applications

Chairman Krals announced the protocol for the following applications.

Paul GRAPPONE – File #BA-12-06 – Block 207.01, Lot 58 – 52 Walker Drive.

Application WITHDRAWN

CHABAD JEWISH CENTER OF GREATER HILLSBOROUGH, Inc. – File #BA-12-07 – Block 162, Lot 20.01 – 26 New Amwell Road & Block 162, Lot 20.02 – 22 New Amwell Road.

Mr. Anderson, Board Attorney explained that there is a notice issue. Further he explained that without sufficient notice, the Board does not have jurisdiction to hear the application. He suggested that there would be an informal discussion to determine a number of aspects of the applications.

Mr. Dietz asked if the informal conversation would be on the record and testimony.

Mr. Anderson indicated that there is a provision in the land use law for informal review for Planning Boards, but not the zoning Board. Mr. Anderson cautioned the Board that the conversation would be informal and would not include testimony.

Vice Chairperson Haines indicated that she is concerned about having an informal conversation.

Mr. Volpe asked for some clarification about an informal discussion.

Mr. Anderson indicated that it is not clear what the applicant is seeking approval for.

Mr. Dietz noted that it is up to the applicant to be ready.

Mr. Dietz made a motion not to adjourn the application for CHABAD JEWISH CENTER OF GREATER HILLSBOROUGH, Inc. until September 19, 2012, which was seconded by Vice Chairperson Haines.

Discussion of the Motion

- Mr. Dietz noted his concerns regarding the application.

The motion was approved unanimously by all eligible members.

Chairman Krals indicated that the next order of business is for the Board to decide if there will be an informal discussion.

Mr. Kois explained why the Planning Department supports an informal discussion.

Mr. Volpe suggested that the Board Professionals meet with the applicant to discuss the application.

The Board Professionals agreed to meet with the applicant after the meeting.

Mr. Stamler indicated he is uncomfortable with proceeding.

Mr. Dietz made a motion not to proceed to an informal discussion for CHABAD JEWISH CENTER OF GREATER HILLSBOROUGH, Inc., which was seconded by Mr. Stamler. This was approved unanimously by all eligible members.

There was a brief discussion about the next scheduled date.

Steven Sacks-Wilner, Attorney for the applicant agreed to September 19, 2012 as the date of the next hearing for the application.

A resident asked about new notice and availability of the application to review.

Mr. Anderson addressed the questions.

Correspondence

None

Adjournment

Chairman Krals announced the next meeting is September 5, 2012. The meeting adjourned at 8:14 p.m.

Submitted by:
David Kois

Zoning Officer / Assistant Planner
Board of Adjustment Secretary

Approved