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BOROUGH of GARWOOD
PLANNING BOARD

MEETING of January 14, 2009



Vice-Chair Stephen Greet called the meeting to order at 7:30 p.m. and stated the following:
Adequate notice of this meeting was published in the Cranford Chronicle on January 18, 2008 in accordance with the Open Public Meeting Law. This is a regularly scheduled meeting of the Board.

MOMENT OF SILENCE AND SALUTE TO THE FLAG

ROLL CALL

Present: Mayor Dennis McCarthy, William Severage, Councilwoman Kathleen Villaggio, Sandro Villaraut, Michael Vena, Richard Malcolm, Stephen Greet, William Nierstedt, Robert Montagne,

Absent: None

Excused: Robert Pender, Robert Scherer, Chris LaSpina

Also present were Board Attorney Donald Fraser, Board Planner/Engineer Victor Vinegra and Board Secretary Adele Lewis.

Invitation to the Public to Address the Board

Vice-Chair Greet asked if anyone would like to address the Board.

Bruce Paterson-325 Willow Avenue requested the Planning Board consider a "State of the Planning Board report at the beginning of each year.

RE-ORGANIZATION

Election of Chair

Call for nominations for Chair of the Planning Board for 2009.

A motion was made by Sandro Villeraut to elect Robert Pender as Chair for the Planning Board for 2009. Mike Vena seconded the motion. A call was made for other nominations. There were none. A Motion was made to close nominations and a unanimous single ballot was cast for Robert Pender for Chair of the Garwood Planning Board.

Election of Vice Chair

Call for nominations for Vice Chair of the Planning Board for 2009.

A motion was made by Kathy Villaggio to elect Stephen Greet as Vice-Chair for the Planning Board for 2009. Mike Vena seconded the motion. A call was made for other

nominations. There were none. A Motion was made to close nominations and a unanimous single ballot was cast for Stephen Greet.

Resolution PB-1

On a motion by Kathy Villaggio and seconded by William Nierstedt the Board voted all in favor for the Resolution appointing Donald Fraser Board Attorney to the Planning Board through and including the January 2010 meeting.

Resolution PB-2

On a motion by Sandro Villaraut and seconded by Mike Vena the Board voted all in favor for the Resolution appointing Victor Vinegra/Harbor Consultants the Consulting Engineer/Planner to the Planning Board through and including the January 2010 reorganization meeting of the Board.

Resolution PB-3

On a motion by Sandro Villaraut and seconded by Mike Vena the Board voted all in favor for the Resolution appointing Adele Lewis Secretary to the Planning Board through and including the January, 2010 reorganization meeting of the Board.

Resolution PB-4

Resolution designating the Cranford Chronicle, Westfield Leader and Star Ledger the official newspapers of the Planning Board for the publications of official notices and as the official newspapers to receive notices for the purpose of the Open Public Meetings Act for the year 2009.

Resolution PB-5

Resolution re-adopting the Rules and Regulations, forms and procedures of the Garwood Planning Board.

Resolution PB-6

Resolution adopting the following dates as the designated meetings dates for the Planning Board for 2009. All meetings will be held in the Municipal Building, 403 South Avenue beginning at 7:30 p.m.

<i>January 14, 28</i>	<i>February 25</i>	<i>March 11, 25</i>	<i>April 22</i>
<i>May 13, 27</i>	<i>June 24</i>	<i>July 22</i>	<i>August 26</i>
<i>September 9, 23</i>	<i>October 28</i>	<i>November 12</i>	<i>December 9</i>

And January 13, 2010

**The Chair and Board Secretary shall be authorized to cancel a meeting due to lack of scheduled business.*

All workshop sessions to commence at 7:15 P.M. and all regular meetings to commence at 7:30 P.M. There will be no new applications after 10:00 p.m., no new witnesses after 10:30 p.m.. and the meeting shall be adjourned at 11:00 p.m., unless authorized by the Board.

On a motion by Mike Vena and seconded by William Nierstedt the Board voted unanimously to approve Resolutions number 4, 5, and 6.

MINUTES

- **MINUTES OF THE December 10, 2008 REGULAR MEETING**

On a motion by Sandro Villeraut and seconded by Kathy Villaggio, the Board voted by general consent to adopt the minutes of the December 10, 2008 regularly scheduled Planning Board meeting.

RESOLUTION

Case # PB08-9 345 North Ave.

Block 114 Lot 1 –Central Business Zone

Applicant: Rimandi Realty, LLC

D-2 Variance granting of the-expansion of a non-conforming Use to expand the "Hands of Life" Karate School in the C/B Zone

Board Attorney Fraser reviewed the Resolution he prepared. He commented that he appreciated the new ordinance requiring a transcript for applications seeking a D variance as it results in a more concise and thorough resolution.

On a motion by William Nierstedt and seconded by Stephen Greet, the Board voted Affirmative (5) Sandro Villaraut, Stephen Greet, William Severage, Richard Malcolm, William Nierstedt to memorialize the Resolution granting D-2 Variance for an expansion of a non-conforming Use to expand the "Hands of Life" Karate School into the basement area in the C/B Zone with the condition that the applicant plant shrubs and obtain the consent of the Police and Fire Dept.

NEW BUSINESS

Zoning Board Annual Year End Report

Adoption of the Zoning Board Annual Year End Report pursuant to N.J.S. 40:55D-70.1

On a motion by Mike Vena and seconded by Sandro Villaraut, the Board voted by general consent to adopt the boards annual year end report.

The Board reviewed the following ordinances:

Certificate of Compliance

On a motion by William Nierstedt and seconded by Stephen Greet, the Board voted Affirmative (7) Sandro Villaraut, Stephen Greet, William Nierstedt, William Severage, Mike Vena, Richard Malcolm, Robert Montagne (2) Abstentions Mayor McCarthy, Kathy Villaggio, to recommend that the governing body adopt the ordinance as written.

Sign Ordinance

The Board reviewed the sign ordinance submitted by Borough Attorney Robert Renaud recommended changes in 106-145 and 106-146

On a motion by Mike Vena and seconded by Stephen Greet, the Board voted Affirmative (7) Sandro Villaraut, Stephen Greet, William Nierstedt, William Severage, Mike Vena, Richard Malcolm, Robert Montagne (2) Abstentions Mayor McCarthy, Kathy Villaggio, to recommend that the governing body adopt the ordinance as submitted to the Planning Board

Board Secretary Adele Lewis will send a memo to the governing body informing them of the board's decision regarding the ordinances.

OLD BUSINESS

Mike Vena stated that he would like to see the Zoning Officer attend at least 1/3 of the Boards meeting. Mr. Vena stated he would like to have the Zoning Officer in attendance for periodic reports on on-going violations.

Board Attorney Donald Fraser stated that the Zoning Officer is employed by the governing body, but could make that request of them.

On a motion by William Nierstedt and seconded by Mike Vena the Board voted All in favor to request that the governing body instruct the zoning officer to attend the planning board meeting quarterly.

Board Secretary Adele Lewis will send the governing body the board's request via memo.

CLAIMS

On a motion by Kathy Villaggio and seconded by Sandro Villaraut, the Board voted by general consent to approve the following vouchers:

\$925.00 to Kasler Associates services rendered in preparing the transportation and circulation element of the master plan.

\$1520.00 to Harbor Consultants for invoice 14039 for construction observation at 710 North Avenue, Garwood North LLC #2

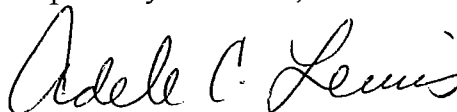
The Board held vouchers by Donald Guarriello and Robert Renaud. Board Attorney Fraser will seek clarification regarding the Board's authority for payment of these claims from the Borough Attorney.

The next meeting of the Board is scheduled for January 28, 2008 in the municipal building.

ADJOURNMENT

There being no further business, the Board adjourned 8:25 p.m.

Respectfully Submitted,



Adele C. Lewis, Board Secretary