

**MINUTES
BOROUGH OF LAVALLETTE
REGULAR MEETING OF THE PLANNING BOARD**

Wednesday, January 24, 2007 – 7 P.M.

Chairman William Zylinski presiding.

Roll Call:

Councilman Walter La Cicero - present
William Zylinski, Chairman - present
Joseph Baginski, Vice-Chairman- present
Robert Korb – present
Leonard Calderaro- absent

Rosangela Zaccaria – present

Attorney: Terry F. Brady, Esq., Board Attorney - present

Public Notice Announcement:

This is the Borough of Lavallette Planning Board meeting of January 24, 2007. Adequate notice of this meeting has been given as required by Chapter 231 Public Law 1975, commonly known as "The Sunshine Law." The date, time and place of this meeting was posted on the bulletin board located in the Borough Hall, filed with the Borough Clerk, and supplied to the Ocean Star, one of the official Borough newspapers.

Flag Salute: Chairman Zylinski lead the audience in the salute to the flag.

Review of Resolutions to be Memorialized:

None

Review of Minutes:

The Board reviewed the minutes of the Meeting of January 10, 2007. There were no corrections.

Old/New Business:

Councilman LaCicero stated that due to legal issues and the overturning of the election by the Court, he suggested that the vote on the Chairman nomination be repeated since the second on that nomination was made by a member whose seat on the Board was vacated by the Court.

There was Board consensus that all the positions voted on at the January 10, 2007 meeting be re-done.

Councilman LaCicero nominated William Zylinski as Chairman, seconded by Mr. Baginski. Roll call vote was taken. Councilman LaCicero, yes-, Mr. Baginski- yes, -, Mr. Korb, yes-, Mrs. Zaccaria, yes-,

Mr. Zylinski, yes. Motion carries.

Councilman LaCicero nominated Joseph Baginski as Vice-Chairman, seconded by Mr. Zylinski. Roll call vote was taken. Councilman LaCicero, yes-, Mr. Zylinski, yes-, Mr. Baginski, yes-, Mr. Korb, yes- Mrs. Zaccaria, yes. Motion carries.

Councilman LaCicero made a motion appointing Terry Brady, Esq., of the firm Mulvaney, Coronado & Brady as Planning Board Attorney for the year 2007, seconded by Mr. Korb. Roll call vote was taken. Councilman LaCicero, yes-, Mr. Korb, yes-, Mr. Baginski, yes-, Mrs. Zaccaria, yes, Mr. Zylinski, yes.
Motion carries.

Mr. Baginski made a motion appointing O'Donnell Stanton, Toms River, as Engineer for the Planning Board for the year 2007, seconded by Mr. Korb. Roll call vote was taken. Mr. Baginski, yes-, Mr. Korb, yes-, Councilman LaCicero, yes-, Mrs. Zaccaria, yes-, Mr. Zylinski, yes. Motion carries.

Councilman LaCicero made a motion appointing Rosemary Robertson a Planning Board Secretary for the year 2007, seconded by Mr. Baginski. Roll call vote was taken. Councilman LaCicero, yes-, Mr. Baginski, yes-, Mr. Korb, yes-, Mrs. Zaccaria, yes-, Mr. Zylinski, yes. Motion carries.

Chairman Zylinski noted that there are only five members present and Councilman LaCicero is unable to vote on the D variance application. The Board further discussed that it appears there will be no new Board members appointed until after the March 13, 2007 Special Election, and in addition, some present members will be on vacation. Based on the foregoing, the Board agreed and directed the Secretary to cancel the Workshop Meetings in February and March, and the Regular Meeting in February. Chairman Zylinski stated there are two cases on this evening and the offer to continue those should be made to the applicant since there is a shortage of Board members sitting.

Mr. Baginski asked Councilman LaCicero the status of the Ordinances the Board had forwarded on to the Mayor and Council. The Councilman responded that two are moving forward and he was pleased to see the letter of support from the Lavallette Business Association for the Ordinance relating to the Business Zone and he believes that there will be further discussion at the next meeting.

The letter from the Lavallette Voters and Taxpayers was discussed. It was agreed that it would be a good idea for the Association to send a representative to the Planning Board meetings and report to the Association, and that minutes when prepared, and approved by the Board, will be placed for review at Council meetings. The Board Secretary was instructed to prepare a response letter to be signed by Chairman Zylinski.

Review of Cases:

Application No. 18-06- Edmund and Ruth Lazzara-110 Trenton Ave., Block 51.01, Lot 9

The property is located on the southeast intersection of Trenton Avenue and NJ State Highway No. 35, Southbound and contains 3,053.3 square feet. The property is located in the Residential A District. The site currently contains a one and a half (1 ½) story frame dwelling that will be demolished and the applicant is proposing to construct a new two (2) story frame dwelling. The new construction will require bulk variances.

Councilman LaCicero stated he has a problem with this case since the property is a corner lot and requires two front yards and the parking requirement is not addressed.

Application No. 13-06 – Robert & Joanne Giuffre & Beverly DeFino- 23 Trenton Ave., Block 24, Lot 28

The property is located on the north side of Trenton Avenue, approximately 100 feet east of the intersection of NJ State Highway No. 35 Northbound (a/k/a Grand Central Avenue). The site contains 5000 square feet and is located in Residential A District. The site currently contains a 2-story dwelling in the rear of the site and the remains of a single family dwelling in the front of the property. According to the application, the applicants were doing renovations to their front house and the building collapsed during construction. The applicant wishes to continue the building following the initial plans.

The Board recessed at 7:25 p.m.

PUBLIC MEETING:

Chairman William Zylinski presiding

Roll Call:

Councilman Walter La Cicero - present
William Zylinski, Chairman - present
Joseph Baginski, Vice-Chairman- present
Robert Korb- present
Len Calderaro - absent

Rosangela Zaccaria - present

Attorney: Terry F. Brady, Esq., Board Attorney- present

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Approval of Minutes:

A motion was made by Mr. Korb, seconded by Mr. Baginski to approve the minutes of the Meeting of January 10, 2007. All present voting in favor.

Public Hearings:

Application No. 18-06- Edmund and Ruth Lazzara-110 Trenton Ave., Block 51.01, Lot 9

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E. Allen MacDuffie, Esq., stepped forward and stated he represents the applicants on both cases scheduled for this evening and he was present when this was discussed earlier. He stated he has no problem with continuing the cases until March and he will waive all time frames on behalf of his clients.

It was also decided that the Board Engineer re-review Application No. 18-06, 110 Trenton Avenue as there appears to be some error with regard to the set-backs.

Old/New Business:

None further.

Adjourn:

On motion by Mr. Korb, seconded by Councilman LaCicero, all voting in favor, the public meeting was adjourned at 7:40 P.M.

Respectfully submitted,

Rosemary Robertson
Secretary