

**MINUTES
BOROUGH OF LAVALLETTE
REORGANIZATION MEETING OF THE PLANNING BOARD
Wednesday, January 13, 2010 -7 P.M.**

Chairman Howard presiding

Roll Call:

Lionel Howard-present
Joseph Baginski - present
Anthony Cataline- present
Rosangela Zaccaria - present

Barbara Brown - present

Public Notice Announcement:

This is the Borough of Lavallette Planning Board meeting of January 13, 2010. 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 official Borough newspapers, the Ocean Star and the Ocean County Observer.

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

New Business:

Chairman Howard announced that Christopher Parlow had been reappointed as the Class II member, Councilwoman Filippone as a Class III member, William Zylinski and Leonard Calderaro were appointed as Class IV members and Joseph Palinsky was appointed as Alternate No. 1 member, and Vincent Marino was appointed as Mayor LaCicero's Designee.

Chairman Howard asked the newly appointed members to step up and be sworn in. Chairman Howard swore in all the newly re-appointed Board Members. After the swearing in ceremony, the members took their seats as Planning Board members.

Approval of Minutes:

On motion by Mr. Parlow, seconded by Mr. Baginski, the minutes of the regular Meeting of December 10, 2009 were approved, with minor changes.

Review of Resolutions:

Application No. 7-09- Donald Oriolo, 25 Sturgis Road – Variance Application

Old Business:

Mrs. Zaccaria wanted to congratulate the Board members and thanked the Mayor and Council for adopting the new Business District Ordinance.

Mr. Baginski stated he had a call from Mrs. Kelly who told him she was attending the Council meeting as she had a problem regarding parking.

Mr. Baginski also attended the Council meeting and was present for the discussion.

Chairman Howard commented that this is a tourist town in the summer and parking problems go along with people utilizing the local business establishments and that is economically good for the town.

Councilwoman Filippone reported that it was a unanimous Council decision. There was some discussion about the Business Association being made aware of the new ordinance. Councilwoman Filippone stated she will ask Councilman Horan to present the Ordinance to the Business Association meeting in February.

Roll Call:

Vincent Marino - Mayor LaCicero's Designee- present

Lionel Howard, Chairman - present

William Zylinski, - present

Councilwoman Joanne Filippone- present

Christopher Parlow, Business Administrator – present

Joseph Baginski, - present

Rosangela Zaccaria - present

Anthony Cataline- present

Leonard Calderaro- present

Joseph Palinsky - present

Barbara Brown - present

Mr. Howard asked for a nomination for Chairman for the year 2010. Mr. Calderaro nominated Lionel Howard as Chairman, seconded by Mr. Zylinski. Roll call vote was taken. Mr. Calderaro, yes-, Mr. Zylinski- yes, Mr. Marino, yes-, Mrs. Filippone, yes-, Mr. Baginski, yes-, Mrs. Zaccaria, yes-, Mr. Cataline, yes-, Mr. Parlow, yes-, Mr. Palinsky, yes-, Mrs. Brown, yes-, Mr. Howard, yes-. Motion carries.

Mr. Howard took the Chair.

Chairman Howard asked for a nomination for Vice-Chairman for the year 2010. Mrs. Zaccaria nominated William Zylinski, seconded by Mr. Baginski. Roll call vote was taken. Mrs. Zaccaria, yes-, Mr. Baginski, yes-, Mr. Marino, yes-, Mrs. Filippone, yes-, Mr. Calderaro, yes-, Mr. Zylinski, yes-, Mrs. Zaccaria, yes-, Mr. Cataline, yes-, Mr. Parlow, yes-, Mr. Palinsky, yes-, Mrs. Brown, yes-, Chairman Howard, yes. Motion carries.

Chairman Howard asked for a motion for Secretary for the year of 2010. Mrs. Filippone nominated Rosemary Robertson, seconded by Mr. Palinsky, with all present voting in favor. Motion carries.

Chairman Howard asked for a resolution to nominate Terry Brady, Esq., of the firm Coronato, Brady & Kunz, Esqs., 12 Madison Avenue, Toms River, NJ 08754, as Legal Counsel for the year

of 2010.

A motion was made by Mr. Zylinski, seconded by Mrs. Filippone. All present voting in favor. Motion carries.

Chairman Howard asked for a resolution to nominate Michael O'Donnell, of the firm O'Donnell, Stanton & Associates, 1705 Route 37E, Toms River, NJ 08754 as Planning Board Engineer for the year of 2010. A motion was made by Mrs. Zaccaria, seconded by Mrs. Filippone. All present voting in favor. Motion carries.

Chairman Howard asked for a resolution to appoint the Ocean Star and the Asbury Park Press as official newspapers for the year of 2010. Motion was made by Mr. Cataline, seconded by Mr. Baginski. All present voting in favor. Motion carries.

Chairman Howard asked for a resolution to adopt the Planning Board Procedures for the year of 2010, with minor changes. Motion was made by Mrs. Filippone, seconded by Mrs. Zaccaria. All present voting in favor. Motion carries.

Chairman Howard asked for a resolution approving the meeting dates for the year 2010. A motion was made by Mr. Zylinski, seconded by Mr. Marino to adopt the schedule of meeting dates for 2010. All present voting in favor. Motion carries.

Application No. 7-09- Donald Oriolo, 25 Sturgis Road – Variance Application

The property is located at the north west intersection of Pershing Blvd. and Sturgis Road. The property is located in a Residential B District and contains 4,952 square feet. The subject lot is the result of a three lot minor subdivision that was granted to Oriolo by the Planning Board on March 9, 2005, Resolution of Approval #16-04. The approved subdivision created three fully conforming lots. No variances were requested at the time of the subdivision. The minimum lot size has since been amended to 5,000 square feet in a Residential B District as of March 26, 2007 by Ordinance. As proposed, the applicant will remove the existing dwelling located on Lots 12.02 and 12.03 and is requested variances to relocate the house and construct a garage on the subject premises.

This application was heard and denied on December 10, 2009. The Resolution was scheduled to be memorialized on January 13, 2010. An attorney for the applicant through the Board Attorney, requested that the applicant be given the opportunity to re-address the Board prior to the Resolution being memorialized.

The Board by motion made and passed decided to permit Mr. Oriolo to address the Board on January 27, 2010 as per his request.

The Board secretary advised she was reasonably certain there will be no applications on the Agenda.

Chairman Howard stated the next Workshop meeting is February 10, and he feels there are several items in the Zoning Ordinance (chapter 90) that should be clarified and some are outdated. It was also stated that the Master Plan has to be reviewed every six years.

Adjourn:

On motion by Mr. Parlow, seconded by Mrs. Zaccaria, the meeting was adjourned at 7:55 p.m.

Respectfully submitted,

Rosemary Robertson.
Secretary