

**MINUTES
BOROUGH OF LAVALLETTE
REGULAR MEETING OF THE PLANNING BOARD
Thursday, November 20, 2014 – 7:00 P.M.**

Chairman Howard presiding

Roll Call: Lionel Howard – present
Jack Sauer, Mayor’s Designee – present
Joanne Filippone – present
Joseph Palinsky – present
Len Calderaro – present
William Zylinski – present
Rosangela Zaccaria – absent
Anthony Cataline – present
Christopher Parlow – absent
Barbara Brown – present
Vincent Marino – absent

T. Brady, Esq. – present

Public Notice Announcement:

This is the Borough of Lavallette Planning Board Regular meeting of November 20, 2014. 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, temporary located in Trailer #1 at 125 Washington Ave., filed with the Borough Clerk, and supplied to one of the official Borough newspapers, the Ocean Star.

Flag Salute: Chairman Howard

Resolutions Memorialized:

Application #17-14, Dario & Antoinette Marcelli, 14 Magee Ave. – Block 10, Lot 17 – Demolish and Rebuild Non-conforming Use – application carried from 9/25/14 – new plot plan dated 10/11/14 and architectural plans dated 10/6/13 – Denied

Application #21-14, Robert Marra, 102 President Ave. – Block 33.01, Lot 7.01 – Reconstruction on a Non-conforming Lot – approved with conditions

Review & Approval of Minutes:

A motion was made by Mrs. Filippone, seconded by Mrs. Brown to accept the minutes of the Regular Meeting of October 23, 2014 with adding a comment page 3. All members present voting in favor. Another motion was made to accept the Minutes of the Executive Session of October 23, 2014, with all member present voting in favor.

Correspondence:

There was a discussion regarding the letter dated November 5, 2014, from Summit Risk Services regarding denial of coverage. Mr. Brady did not know who may have forwarded the litigant's claim to the insurance company. However, he did explain if a plaintiff is seeking financial settlement, there is insurance coverage; but in this case, the plaintiff is seeking a reversal of a decision, there is no insurance coverage.

New Business:

- After reviewing the application to NJDEP for a Waterfront Development Individual Permit – In water – Block 66, Lot 23 – 22 Lavallette Ave., Chairman Howard had specific comments regarding the expansion of the dock. There are concerns that the proposed development might block the channel and perhaps create other safety hazards. The Board agreed that the Secretary would prepare a letter to the Mayor and Council bringing their attention to this issue.
- Copies of the following documents were submitted by the Board Secretary for review by Board members and discussion at a future meeting:
 - 2015 Meeting Dates
 - Planning Board Application
 - Planning Board Rules & Regulations
 - Procedures And Suggestions to Applicants

The Secretary read the proposed updates to the Planning Board *Application* and the *Procedures and Suggestions to Applicants*.

Mrs. Brown posed the possibility of changing our meeting nights to Wednesday's. Mr. Brady did not have a conflict with the first and third Wednesday's of each month. The Secretary will create a new 2015 calendar for the Board's review at the next Meeting.

- Mrs. Filippone handed out the proposed new Ordinance No. 2014-10 (1135). The Board will review for discussion at our December 11, 2014, meeting.

Public Hearing:

Application #16-14, 1605 Grand Central Ave. Units 5 & 6 – 1605 Grand Central Ave. Trust & the Estate of George Hoppe – Block 17, Lot 32.5 – Minor Site Plan

Applicants' attorney requested a postponement to the December 11, 2014, meeting. A motion to approve the postponement was made by Mrs. Filippone, seconded by Mrs. Brown with all members present voting in favor.

Closed Session:

A motion was made to enter into closed session to discuss pending litigation. All present voted in favor. The Board entered into closed session at approximately 8: 15 p.m..

A motion was made by Mrs. Brown, seconded by Mr. Calderaro to adjourn the closed session at approximately 8:20 p.m.

Adjourn:

A motion to adjourn the regular meeting was made by Mr. Sauer, seconded by Mrs. Brown with all present voting in favor. The meeting was adjourned at approximately 8:25 p.m.

Respectfully submitted,

Joyce Deutsch, Secretary