

*The **Regular Meeting of the Berkeley Township Planning Board** was held at 7:30 p.m. on March 15, 2012 in the Meeting Room of the Municipal Building, 627 Pinewald-Keswick Rd. Bayville.*

Mayor Amato led the Flag Salute and read the public announcements.

Roll Call, Present were Paul Kaywork, Robert Winward, Francis Siddons, Jack Wiegartner, Mayor Carmen F. Amato Jr., Dominick Lorelli, Anthony DePaola.

Absent were Cathy Demand and Brian Gingrich.

Professionals in attendance were Gregory McGuckin, Board Attorney, Alan Dittenhofer, Board Engineer, Stanley Slachetka, Board Planner, Linda Sullivan-Hill, Board Certified Reporter, Patricia A. Osborne, Board Secretary.

Dominick Lorelli was sworn in as new Planning Board member.

Appointment of Chairman

1. Chairman

Nomination to appoint Mr. DePaola as Chairman made by Mayor Amato, seconded by Mr. Wiegartner. No further nominations.

Motion to close nominations made by Mr. Wiegartner, seconded by Mr. Winward.

Roll Call on the nomination, all in favor, motion carried.

Mr. DePaola has been appointed Chairman of the Planning Board.

Vouchers for Approval:

<i>Remington, Vernick & Vena</i>	<i>\$ 8,067.50</i>
<i>Mr. McGuckin, Esq.</i>	<i>\$1,067.00</i>
<i>Ernst, Ernst & Lissenden</i>	<i>\$195.00</i>
<i>Maser Consulting</i>	<i>\$272.00</i>
<i>Birdsall Consulting</i>	<i>\$ 475.00</i>

Motion to approve vouchers made by Mayor Amato, seconded by Mr. Wiegartner, With exception to the Maser bill. The Maser Consulting bill will be withdrawn from payment for review.

Motion to approve carried.

Old/New Business

1.

Attorney Fred Wiedeke, representing Mr. Albert Krill, applicant for Roto-Rooter PB#11-670- application of approval dated November 3, 2011, resolution of approval December 1, 2011, application stated that several items of conditions in the written Resolution were incorrect. Mr. Wiedeke came before the Board to amend the Resolution. The Resolution was approved under review of the Maser Consulting and Mr. Liston, the previous professional for the Board. Mr. Wiedeke presented several items for correction. With consideration, the current Professional had not reviewed this application. Several Board members were not comfortable approving the proposed amendments without the professionals' option. Mr. McGuckin and Mr. Dittenhofer chose not to comment without review of the application. Mr. Wiedeke suggested that the Professionals review the application and return next month for amendment approvals.

Mr. McGuckin stated that the transcript would be necessary to make a decision and that would be at the expense of the applicant. Mr. Wiedeke agreed and stated that he would follow through and come back in April for final decision.

- 2. Discussion and Comment on new proposed Ordinance No. 2012- 06-OA, Amend Chapter XXX, Article V Entitled "Provisions Applicable to Both Planning Board and Zoning Board of Adjustment." Adding "Educational Fee"

As follows:

35-7.11 Educational Fee

a. All applicants submitting an application to the Planning Board or Zoning Board of Adjustment for review shall pay a fee in the amount of \$25.00 to the Township to defray the cost of tuition for those persons required to take the course in Land Use Law and Planning as required pursuant to PL 2005, c. 133, unless exempted in Section 2.

b. Exemptions to Educational Fee Payment.

- 1. Board of Education
- 2. Charitable, philanthropic, fraternal, and religious nonprofit organizations holding a tax exempt status under the Federal Internal Revenue Code of 1954
- 3. Disabled persons, or a parent or sibling of a disabled person as defined NJSA 40:55D-8

Consideration to advise Council to approve amended Ordinance as stated. No changes applied.

Motion to approve amended Ordinance as written made by Mr. Wiegartner, seconded by Ms. Siddons.

Motion carried.

M. Consideration of Application

- 1. **Applicant:** James Maffia PB#12-002
Type of Application: Minor Subdivision
Block: 1568 **Lots:** 14, 15 & 17
Address: 206 Redwood Drive
Project: 2 Two Lot Subdivision
Attorney: Fred Wiedeke, Jr.
Engineer: Charles Surmonte, PE
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Action: Public Meeting, discussion and Consideration of Application.

James Maffia, Applicant sworn in.

A-1 Exhibit- Photos set of 5 photos

Mr. Wiedeke introduces the application, stating that the applicant is seeking waivers to omit curbing and sidewalks, remaining consistent with neighborhood. Shade tree and Utility Easement requesting waiver.

This application is requesting to re-subdivide three existing lots into two conforming lots. Currently a single family dwelling exists.

No variances required. 148sq. ft. is on waterfront. The plan will be revised to state lot area of 6,532 sq. ft.

The Board request applicant submit grading plan with proposed structure, must be approved by the Engineer.

Board granted waivers with recommendations from the Mr. Dittenhofer.

Mr. Maffia stated that off street parking will accommodate two vehicles.

Mr. Maffia agrees to submit plans with new lot line.

No further comments from the professionals.

Public portion open for comment- no comments- public portion closed.

Motion to approve application with conditions stated and consistent with Engineer's and Planner recommendations. Motion to approve made by Mr. Amato, seconded by Mr. Kaywork. Motion to approve carried.

Motion to adjourn meeting made by Mayor Amato, seconded by Mr. Wiegartner, motion carried, Meeting adjourned.

Respectfully submitted,

*Patricia A. Osborne
Board Secretary*

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