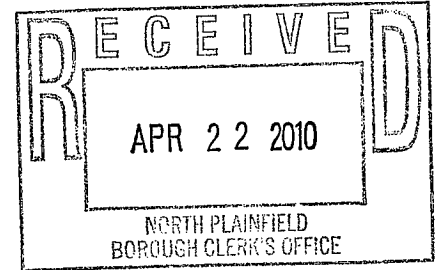


BOARD OF ADJUSTMENT
Minutes of
April 7, 2010

Present:

D'Armiento (arrived 7:35)
Mr. Fowler
Mr. Kuga
Mr. Langenbach
Mr. Lewis
Mr. VanWinkle
Mr. Zarnowski
Chairman Tighe

Absent:



Also present were Attorney Brian Schwartz, Borough Engineer David Testa and Recording Secretary Maryann Thorpey.

Chairman Tighe called the meeting to order at 7:31PM. The compliance statement was read, roll call was taken.

BA-08-008, Peter Beckman, 18 Rockview Terrace, represented by his attorney William Rathjen. Mr. Beckman has decided to abandon the application except for the fence. This action simplifies the application, as it doesn't involve the state. Mr. Schwartz questioned that the application might go to the Planning Board. Mr. Rathjen believes an ordinance in the Borough keeps this application before the Board of Adjustment. Mr. Testa agreed. A variance is not needed, just the approval from the Board. Mr. Schwartz quoted the ordinance.

The fence is considered to be a structure. Mr. Beckman has a letter of interpretation from the state. Mr. Testa said the fence is an "allowable activity" according to the state. It is a chain-link fence. The fence was erected to keep out refuse and animals. It runs along the brook.

Open to the public for questions. No questions.

Mr. Fowler moved to accept the application as revised, Mr. Langenbach seconded. Mr. Schwartz read the conditions. Unanimous approval.

The minutes of March 17 were unanimously approved.

Resolution BA-09-004, Black Rock Realty Advisors. Mr. Fowler questioned page 2 of 5. Mr. Schwartz supported his wording "finding of facts". Chairman Tighe questioned page 3, item #4, age restriction. The Board agreed to delete. Mr. Zarnowski moved to accept the resolution as amended, Mr. D'Armiento seconded. Unanimously approved.

Chairman Tighe reported there is a hearing on the land use appeal on Friday, April 9; and a Redevelopment Forum sponsored by the County on May 26.

Mr. Zarnowski moved to adjourn, seconded by Mr. Langenbach. The meeting adjourned at 8:13PM.