

BOARD OF ADJUSTMENT MINUTES
Special Meeting - August 16, 2005

A complete record of this special meeting is contained on the audio tape of the meeting which may be listened to at the Bernardsville Municipal Building. Information on how to obtain a transcript can be had by contacting the Administrative Officer of the Zoning Board of Adjustment.

1. Call to Order
2. Statement by Presiding Officer: Adequate Notice
3. Roll Call

Members present were Mr. Berman, Mr. Biba, Ms Buchanan, Mr. Foster, Mr. Hagen, Mr. Negri, Mr. Palomaki and Mr. Salisbury. Members absent were Mrs. Dee, Mr. Greenebaum and Mrs. Shea. Mr. Palomaki stepped down at 7:40 p.m.

Also present were John T. Lynch, Esq., Board attorney; Robert Brightly, P.E., Ferriero Engineering, engineering consultant; Ronald Graiff, P.E. R.F.E. for the Board; and Duggard Kimball, P.P., planning consultant for the Board

4. Communications

Mr. Foster noted that the NJ Planner, August-September 2005 was distributed to the Board members.

5. Minutes - None

5. Vouchers

John T. Lynch, Esq.: Hollo, Appl. #05-09 (escrow), \$379.00; Morante, Appl. #05-10(escrow), \$262.00; Ferrante, Appl. #05-12 (escrow), \$247.50; and Bailey, Appl. #05-13 (escrow), \$247.50 for a sub-total of \$1,136.00; Ferriero Engineering: Far Hills Country Day School, Appl. #03-19 (escrow), \$315.00; Omnipoint, Appl. #03-22 (escrow), \$472.50; Verizon, Appl. #04-15 (escrow), \$105.00; Ziwot, Appl. #04-19 (escrow), \$105.00; Weichert, Appl. #04-20 (escrow), \$420.00; Molinari, Appl. #04-21 (escrow), \$105.00; Habitat for Humanity, Appl. #04-24 (escrow), \$420.00; Kleinstein, Appl. #05-02 (escrow), \$157.50; PCJ, Appl. #05-03 (escrow), \$420.00; and Tantleff, Appl. #05-04 (escrow), \$236.25 for a sub-total of \$2,756.25; P. David Zimmerman, P.P.: PCJ, Appl. #05-03 (escrow), \$1,482.31; and Hollo, Appl. #05-09 (escrow), \$31.25 for a sub-total of \$1,514.56. The total is \$5,406.81.

Mr. Biba moved the listed vouchers be sent to the Council for payment from the escrow accounts and Mr. Palomaki seconded. The roll call vote was:

Mr. Berman	yes	Mr. Hagen	yes
BOARD OF ADJUSTMENT MINUTES		p. 2	August 16, 2005

Mr. Biba	yes	Mr. Negri	yes
Ms Buchanan	yes	Mr. Palomaki	yes
Mr. Foster	yes	Mr. Salisbury	yes

7. Resolutions - None

8. Applications

Omnipoint, Stirling Road; Block 100, lot 2.16, R-4 Zone - use variance - taller cell tower, equipment - revised plans: 100 ft. tower (use), new cabinets, etc. Carried from June 27, 2005

Gregory Czura, Esq., representing the applicants; Omnipoint, NEXTEL, Verizon
Renu A. Shevade, Esq., representing the applicant: Cingular
Vishal Kataria, P.E. for Cingular
Christopher Nevill, P.P. for the applicants
Ronald Graiff, P.E., R.F.E., for the Board
Duggan Kimball, P.P., for the Board
Lois Palomaki, 39 Stirling Road, objector
Kathy Pierce, 7 Holly Ridge Road, objector
James Riley, 26 Stirling Road, objector
Anthony Palmisano, 1 Stirling Road, objector

) - proposed PCS coverage (Stirling Road) - Cingular; C/A-4(1) - proposed cellular coverage (Stirling Road) - Cingular; C/A-5 - proposed coverage (DPW) at 165 ft.; C/A-6 - proposed coverage (DPW) at 155 ft.; C/A-7 - proposed coverage in cellular at 155 ft. (DPW); C/A-8 - proposed coverage in cellular at 165 ft. (DPW); A-17 - overall site plan; A-18 - Sheet SP-2 of the submitted plan; A-19 - Sheet SP-6 of the submitted plan; A-20 - photo of existing Verizon antennae; A-21 - 3 photos of possible antennae - cut sheet; A-22 - photo of tree antennae in Randolph, NJ

Mr. Czura summarized what has been testified to and described the testing at the DPW site. He said the applicants are now presenting new plans with a shorter monopole with all four companies.

Ms Shevade led Mr. Kataria through a review of his previous testimony. He then introduced the information on tests at the DPW site. Mr. Graiff then questioned Mr. Kataria using the material he and been sent by the applicant. Board members also questioned Mr. Kataria. Mr. Graiff made a presentation of his conclusions about the DPW site and answered questions from the Board, Ms Shevade and the public. Mr.
BOARD OF ADJUSTMENT MINUTES p. 3 August 16, 2005

Graiff and Mr. Kataria left the meeting.

Mr. Nevill returned as a witness and testified about the new site plan with the shorter monopole and the new antennae for the 4 companies, since Cingular has been added to the plans. He presented some pictures of possible antennae and one of a 'stealth' or tree antennae array. Questions were asked by Board members, Mr. Lynch and the public.

The matter was held to October 18, 2005 at 7:30 p.m.

The transcript of this matter is attached.

9. Old Business
10. Review of application and checklist
Due to the length of the testimony this item has been postponed.
10. New Business
11. Comments from Members
12. Comments from Staff
13. Adjournment

Mr. Negri moved the meeting be adjourned at 11:20 p.m. and Mr. Salisbury seconded.

Respectfully submitted,

Joy W. Vavrek
Administrative Officer

8-16mins.05