

Borough of Bernardsville
Planning Board Meeting Minutes
January 21, 2010
7: 30 PM

1. Statement of Adequate Notice by Presiding Officer – Read into record by Chairman Lawrence.
2. Oath of Office Hal Simoff:
Mr. Simoff was absent at the January 5 meeting. Mr. Hoffman administered the Oath of Office. Mr. Simoff is a Class IV member, term of office is 1/2010-12/2013.
3. Roll Call:
Members present: Mr. Knudsen, Ms. Totten, Mr. Simoff, Ms. Foster, Ms. Thompson and Mr. Lawrence

Members Absent: Ms. Rochat

Members Tardy Mr. Graham and Ms. Paluck
[Time of arrival noted in Minutes]

Mr. Simoff and Ms. Paluck did not take their seats at the dais until after the hearing for Application #631.
4. Approval of Minutes: January 7, 2010 Minutes
Ms. Thompson noted amended to the Appointments and Terms of Office of those members administered the Oath of Office at the January 5, 2010 meeting.
Motion to approve as amended: Ms. Thompson
Second: Mr. Knudsen
Voice Vote: All members present voted in the affirmative.
NOTE: Mr. Graham has joined the meeting.
5. Communication not Related to Agenda
None
6. Business of Visitors not Related to Agenda
None

7. Pending Applications/Public Hearings:

Chairman Lawrence suggested that recent information suggests that discussion regarding Application M- 90 will be brief and inquired if Counsel for Application M-90 objected to a switch in the agenda. Legal Counsel expressed no objection.

- A. Sheer Bluff Holdings, LLC/Vandever, 79 Douglass Avenue/487 Mine Brook Road. [Route 202]; Block 28, Lots 47, 48, 56, proposed "Open Space Residential Development", Major Subdivision #M-90, R-1 & R-2 Zones.

Time is 7:46 PM

Mr. Hoffman reported that recent developments in the application include

Board agreed to postpone the application to February 25 at 7:30 PM without further notice.

Time is 7:48 PM

- B. Subdivision, Appl. #631 of Alex Timchula & Leslie Regan; 66 Rippling Brook Way, Block 30, Lot 22.03 – Remand Hearing to consider typical and reasonable conditions per 12/7/09 Order For Judgment of the Superior Court of New Jersey – carried from December 17, 2009.

Time is 7:50 PM

NOTE: Ms. Paluck joined the meeting at 8:10 PM

{ See attached transcripts }

Hearing concluded at 9:30 PM

NOTE: Mr. Simoff and Ms. Paluck have taken their seats at the dais.

8. Report of the Subdivision and Site Plan Review Committee

Motion to accept Report: Ms. Foster

Second: Ms. Thompson

Voice Vote: All members present voted in the affirmative

9. Report of the Evaluation Committee:

Motion to accept Report: Ms. Knudsen

Second: Ms. Paluck

Voice Vote: All members present voted in the affirmative

10. Old Business

Nothing to report.

11. New Business:

A. Ordinance Amendment:

Ms. Thompson suggested that the Board consider the issue of the 30% lot area reduction, contained in the definition noted in the jurisdictional issue of Sheer Bluff. Mr. Zimmerman agreed to speak with Municipal Legal Counsel Jack Pigeon regarding an amendment to the Ordinance for Governing Body consideration at their Monday, January 25 meeting.

B. Payment of Vouchers

Motion to approve Bills List: Mr. Knudsen

Second: Ms. Paluck

Voice Vote: All members present voted in the affirmative with the exception of Mr. Simoff who abstained.

12. Business of Visitors, Second Opportunity

Nothing to report.

13. Adjourn to Executive Session, if necessary, to discuss pending litigation or personnel matters.

No Executive Session

14. Adjournment of public meeting.

Time is 9:45 PM

Motion to Adjourn: Mr. Knudsen

Second: Mr. Paluck

Voice Vote: All members voted in the affirmative

Respectfully submitted,

Teresa Lyons, Recording Secretary

Minutes approved: _____