

**BOARD OF ADJUSTMENT
BOROUGH OF BERNARDSVILLE
January 17, 2011 Minutes
7:30 PM PUBLIC MEETING**

1. Adequate Meeting Notice: Read into the record by Chairman Biba. Mr. Biba acknowledges new member Diana Kramer, as Alternate # 2. Ms. Kramer was administered the Oath of Office by Mr. Lynch.
2. Roll Call: Members Present: Chairman Biba, Vice Chairman Greenebaum, Mr. Negri, Ms. Dee, Mr. English, Ms. Kramer and Ms. Lincoln. Members absent: Messer Omlor, Peterson, Sailliard and Ms. Robertson.

Professionals present: Attorney John Lynch, Engineer Robert Brightly and Consulting Planner Robert Michaels.

3. Approval of Minutes: January 4, 2011 – Carry to January 17 meeting.
4. Communications: None
5. Resolutions: None
6. Pending Applications:
 - Application 10-1: Verizon Monopole: 171 Washington Corner Rd. B: 20 L: 9. Continued from December 20. Extension granted. The time is 7:35 PM

Transcripts are available upon request in the office of the Administrative Officer. Hearing concluded 10:30 PM

7. New Applications: None
8. Old Business: [Ms. Lincoln recused herself for this discussion]
 - Discussion: Correspondence regarding BOE Landscaping Mr. Lynch referred to a letter prepared by Jim Knox, Esq. to the Planning Board, which essentially said that the BOE will work with the NPC and Borough professionals and officials to devise an accepted plan. The matter will not be returning the Board.

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Mr. Biba stated that Mr. Lincoln from the NPC was willing to attend tonight's meeting to present proposed planting plan, but in light of this correspondence there was no need for the presentation.

9. New Business:

- 2010 Annual Report and Joint Meeting Date with Governing Body

Mr. Omlor was thanked and credited for the report that was prepared.

Motion to accept the 2010 Annual Report: Mr. Negri

Second: Ms. Lincoln

Voice Vote: All members present voted in the affirmative.

10. Bill List: None

11. Comments from Members: Ms. Dee presented a 2007 form entitled Application Hearing Procedure Check list that was prepared by former Chairman William Foster. Ms. Dee suggested that new members as well as applicants receive copies to enable a better understanding of the hearing protocol. Ms Lyons was advised to provide copies to all members and at future meetings have this posted in the Chamber next to the Agenda and include a copy with future applications.

12. Comments from Staff: Ms. Lyons was questioned about pending application and noted that in 2010 four new applications were received but have not yet been heard. Ms. Lyons will work with Mr. Zimmerman to determine which of the future hearing dates these applications can be scheduled for hearings.

13. Adjournment: Time is 10:55PM

Motion to adjourn: Ms. Lincoln

Second: Ms. Dee

Respectfully submitted,

Teresa Lyons, Administrative Officer

Minutes approved: _____

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