

**MINUTES
Of the Township of West Milford
ZONING BOARD OF ADJUSTMENT**

**JANUARY 27, 2009
REORGANIZATION MEETING**

PLEDGE

The Attorney asked all in attendance to join in the Pledge of Allegiance.

Stephen B. Glatt, Board Attorney presided over the Reorganization Meeting of the Zoning Board of Adjustment. The meeting was opened at **7:22 p.m.** with the reading of the Legal Notice.

OATH OF OFFICE

Mr. Glatt administered the oath of office for Board Members Barry Wieser Citizen 2 who has a term through December 31, 2011 and Frank Curcio, Citizen 5 who has a term through December 31, 2012. They were appointed to the Zoning Board of Adjustment at the Township Council Reorganization Meeting of January 1, 2009.

Mr. Glatt administered the oath of office for Board Members James Olivo term ending 12-31-09 Alternate #1 and Vivienne Erk term ending 12-31-10 Alternate #2 both of whom were appointed to the Zoning Board of Adjustment at the Township Council Reorganization Meeting. All new members were asked to sign their oaths.

ROLL CALL

Present: Ada Erik, Francis Hannan, Barry Wieser, Frank Curcio, Arthur McQuaid, Gian Severini, Robert Brady, James Olivo and Vivienne Erk.

Also Present: Stephen Glatt, Board Attorney, William Drew, Planning Director, Richard McFadden, Township Engineer and Denyse Todd, Board Secretary.

Absent: None.

NOMINATIONS

Mr. Glatt asked for nominations for Chairman, Vice Chairman and Secretary for the period ending 12/31/09.

Nomination Ada Erik to nominate Robert Brady as the Chairman of the Zoning Board of Adjustment.

Second by Gian Severini

Mr. McQuaid commented that Mr. Brady has done a wonderful job as Chairman of the Board for all of these years all were in agreement.

There being no other nominations for Chairman, Ada Erik moved to close and confirm. Arthur McQuaid Second.

Roll Call Vote:

Yes: Robert Brady, Ada Erik, Francis Hannan, Barry Wieser, Frank Curcio, Arthur McQuaid, Gian Severini, James Olivo, Vivienne Erk.

No: None.

Abstain: None.

Motion carried.

Mr. Glatt turned the meeting over to Mr. Brady the Chairman.

Motion by Robert Brady to nominate Arthur McQuaid as Vice Chairman

Second Ada Erik

There being no other nominations for Vice Chairman, Ada Erik moved to close and confirm.

Second Gian Severini

Roll Call Vote:

Yes: Robert Brady, Ada Erik, Francis Hannan, Barry Wieser, Frank Curcio, Gian Severini, James Olivo, Vivienne Erk.

No: None.

Abstain: Arthur McQuaid

Mr. McQuaid thanked the Board.

Mr. Brady presided over the remainder of the meeting and thanked the Board members for their support.

Mr. Brady asked for nominations for Secretary.

Ada Erik nominated Denyse Todd

Second by Gian Severini

Gian Severini moved to close and confirm

Roll Call Vote:

Yes: Robert Brady, Ada Erik, Francis Hannan, Barry Wieser, Frank Curcio, Arthur McQuaid, Gian Severini, James Olivo, Vivienne Erk.

No: none

The Board Appointments for the calendar year through December 31, 2009.

Motion by Ada Erik to appoint Stephen Glatt as Board Attorney

Second Gian Severini

There being no other nominations for Board Attorney there was a motion and second to close and confirm.

Roll Call Vote:

Yes: Robert Brady, Ada Erik, Francis Hannan, Barry Wieser, Frank Curcio, Arthur McQuaid, Gian Severini, James Olivo, Vivienne Erk.

No: none

Motion by Ada Erik to appoint William H. Drew, P.P., AICP as Board Planner

Second by Robert Brady

There being no other nominations for Board Planner there was a motion and second to close and confirm.

Roll Call Vote:

Yes: Robert Brady, Ada Erik, Francis Hannan, Barry Wieser, Frank Curcio, Arthur McQuaid, Gian Severini, James Olivo, Vivienne Erk.

No: none

Robert Brady, Chairman requested an addendum to the agenda for an appointment for the Board Engineer. In the past it has been the Township Engineer and Mr. McFadden was not appointed to be the Township Engineer as of yet.

Ada Erik moved to close and confirm.

Mr. Glatt explained to the Board he had a discussion with the Township Attorney regarding Mr. McFadden. Mr. Semrau, the Township Attorney explained that Mr.

McFadden was a hold over. By the Board appointing him as the engineer, it would assure the Board of having one since the majority of the applications require the engineer. He is on the salary of the Township so he is being paid.

Mr. Brady commented that Mr. McFadden has assisted the Board very much so in the past.

Motion by Robert Brady to appoint Richard McFadden as the Board Engineer.
Second by Arthur McQuaid

Mr. McQuaid wanted to say that Mr. McFadden helps the citizens of the Township as well as the Board and it is appreciated.

Mr. Glatt suggested that Article IV of the By-laws be amended for the Engineer appointment. Presently it does state any appointments necessary however, so there is no issue regarding the appointments.

Mr. Brady feels that the by-laws should be more specific.

Roll Call Vote:

Yes: Robert Brady, Ada Erik, Francis Hannan, Barry Wieser, Frank Curcio, Arthur McQuaid, Gian Severini, James Olivo, Vivienne Erk.

No: none

Motion by Ada Erik to nominate the Herald News and The Record as the Board newspapers.

Second by Barry Wieser

Francis Hannan recused himself from this roll call vote.

Robert Brady moved to close and confirm.
Ada Erik Second.

Roll Call Vote:

Yes: Ada Erik, Barry Wieser, Frank Curcio, Arthur McQuaid, Gian Severini, James Olivo, Vivienne Erk, Robert Brady

No: none

Francis Hannan recused himself from the vote.

There was a motion and a second to adopt the meeting schedule.

Roll Call Vote:

Yes: Ada Erik, Francis Hannan, Barry Wieser, Frank Curcio, Arthur McQuaid, Gian Severini, James Olivo, Vivienne Erk Robert Brady.

No: none

Mr. Brady nominated Mr. Drew to prepare the Annual Report to Mayor and Council.

Motion by Ada Erik
Second by Barry Wieser

Roll Call Vote:

Yes: Ada Erik, Francis Hannan, Barry Wieser, Frank Curcio, Arthur McQuaid, Gian Severini, James Olivo, Vivienne Erk Robert Brady.

No: none

Mr. Brady introduced Dorrie Fox, the Land Use Administrator to the Board of Adjustment.

Mr. Brady welcomed all and thanked Mr. McQuaid the Vice Chairman.

Mr. McQuaid wanted to comment regarding the Annual Report that Open Space money should be used to purchase the small lots in lake communities and either sell them to adjacent properties or to make a park but do something so they cannot be considered when building. Mr. Brady agreed. There will be additional discussion at the regular meeting.

Motion by Ada Erik to adjourn the Reorganization Meeting of January 27, 2009

Second by Barry Wieser

All in favor to adjourn the Reorganization Meeting.

Meeting adjourned at 7:53 p.m.

Respectfully submitted,

Denyse Todd, Secretary
Zoning Board of Adjustment