

**Planning Board Minutes
Borough of Kenilworth
May 11, 2017**

The meeting began with an affirmation of the Open Public Meetings Act. The schedule of meetings is on file in the Borough Clerks' office, was posted on the bulletin board, and has been mailed to the Local Source, and the Star Ledger.

Pledge of Allegiance was led by Vice Chairman Antonio Cuppari.

Roll Call: Present: Mayor Deluca, Mr. Clementi, Mr. Cuppari, Mr. David, Mr. Grimaldi, Mr. Schielke, Mr. Pantina, Mr. Mazzeo, Mr. Ladauti. Also present were Mr. Bongiovanni, Planning Board Attorney, Kevin O'Brien, Planner. Mr. Picerno was absent.

Approval of April 13, 2017 Minutes

Motion was made by Mr. David, seconded by Mr. Schielke All in favor.

Communications: None

Resolutions: **Application #357
Johnstone Supply
386 Market Street
Block 174, Lot 3**

Motion was made by Mr. David, seconded by Mr. Grimaldi to approve a resolution approving Application #357: Roll Call: Mr. David, Mr. Grimaldi, Mr. Schielke, Mr. Pantina all voted yes.

New Business: **Application Variance 2-17
Rafaele Pugliese
12 North 8th Street
Block 72, Lot 23**

The Attorney for Application #2-17 said that he was advised by Mr. Bongiovanni that the Board is short a member and for that reason he is requesting the hearing be adjourned until June 8, 2017. Mr. Bongiovanni said there will be no further notice to the public on that matter.

Review of Ordinance 2017-04

An Ordinance to Reduce the Requirements Imposed Upon An Applicant
Taking An Appeal From An Action Of The Zoning Officer Within The
Borough of Kenilworth By Amending Articles Four (4), Five (5) And Six
(6) Of Chapter 225 Of The Municipal Code of The Borough

Vice-Chairman Cuppari asked Mr. Grimaldi to read his notes regarding the Planning Board recommendations for changes in Ordinance 2017--04.

Mr. Grimaldi reported Section 225-150B4, instead of the amendment the Council is proposing, the Planning Board's recommendation is to replace \$1,000.00 with \$500.00. The Board had no

objection to Section 225-150A, Section 225-149D. Mr. O'Brien said as far as 150A, if you are going to keep the payment, it has to remain unchanged. Mr. Grimaldi said then we have to reject the 150A. For Section 225-143B(5) the Board's recommendation is to clean up the language to be more pedestrian in nature and a little clearer.

Mr. O'Brien said that if you agree that these provisions should apply to both appeals and interpretations which are very similar in the Municipal Land Use Law then Council for the Council should look at Section 225-143C which discusses interpretations and these other sections should be revised similarly as to an appeal.

Mr. O'Brien said this motion is to find or not find that the proposed zoning ordinance amendment is conforming consistent to the Master Plan.

Mr. Bongiovanni said the Board can do this by roll call.

Motion was made by Mr. David, seconded by Mr. Grimaldi for the Planning Board to accept the proposed ordinance as being consistent with the Master Plan with the Board's suggested changes that were previously stated by Mr. Grimaldi and Planner Mr. O'Brien.

ROLL CALL: Mr. Schielke voted yes, Mr. David voted yes, Mr. Cuppari voted yes, Mr. Pantina voted yes, Mr. Mazzeo voted yes and Mr. Grimaldi voted yes.

Meeting Open to the Public

Motion was made by Mr. David, seconded by Mr. Grimaldi to open the meeting to the public. All in favor.

No one wished to speak.

Motion was made by Mr. David, seconded by Mr. Grimaldi to close the meeting to the public. All in favor.

Comments for the Good of the Board - None

Adjournment

Motion to adjourn was made by Mr. David, seconded by Mr. Grimaldi. All in favor.

Respectfully submitted by:

Kathleen Moschitta
Recording Secretary