



TOWN OF CLINTON
INCORPORATED APRIL 5, 1865
43 Leigh St., P.O. Box 5194
Clinton, N.J. 08809-5194
(908) 735-8616 FAX (908) 735-8082

Board of Adjustment

Minutes of the Town of Clinton Board of Adjustment reorganization meeting and regular meeting held on January 23, 2012 at 7:30pm in the Municipal Building at 43 Leigh Street Clinton, New Jersey 08809

Secretary Allison Witt called the Reorganization meeting to order at 7:30pm and read the "Administrative Statement" and the "Statement of Adequate Notice":

"Meetings are held on the fourth Monday of each month when an application is pending before the board. The application must be filed at least 21 days prior to the meeting date. Meetings begin at 7:30pm and are adjourned no later than 10:30pm. Fees are charged on a per meeting basis".

"Adequate notice of this meeting has been provided indicating the time and place of the meeting with the proposed agenda, which notice was posted, made available to the newspapers and filed with the clerk of the Town of Clinton in accordance with Section 3(d) of the Public Laws of 1975".

Oaths of Office:

Mr. Feldmann, Ms. Wetherill, Mr. Carberry were previously sworn in.

ROLL CALL:

Present: Berson, Carberry, Feldmann, Gallo, Sailer, Smith, Recame, Wetherill

Absent: Trepkau

Election of Chairman:

A Motion was made by Ms. Wetherill, seconded by Mr. Berson, to nominate Carol Gallo as Chairman:

All Ayes. Motion Carried.

Chairman Gallo proceeded to run the meeting.

Election of Vice Chairman:

A Motion was made by Mrs. Wetherill, seconded by Mr. Sailer, to nominate Bill Berson as Vice-Chairman:

All Ayes. Motion Carried.

Appointment of Board Attorney:

A Motion was made by Chairman Gallo, seconded by Mr. Berson, to appoint Mr. William Caldwell as the Board's Attorney for the 2012 calendar year

All Ayes. Motion Carried

Be it Resolved that William Caldwell, Esq. from Carter, Van Rensselaer & Caldwell is hereby appointed to serve as the Board of Adjustment Attorney for the Town of Clinton and;

Whereas there exists a need for the performance of the statutory legal services for the year 2012 for the

Town of Clinton Board of Adjustment and;

Whereas funds are or will be made available for this purpose to be certified by the local finance officer and;

Whereas the contract for Professional Services was awarded pursuant to the Fair and Open Process.

Now Therefore, Be Resolved by the Town of Clinton Board of Adjustment as follows:

The Mayor and Council are hereby authorized and directed to execute an agreement with William Caldwell, Attorney for 2012.

Notice of this action shall be printed once in the Hunterdon Review.

A Motion was made by Ms. Wetherill, seconded by Mr. Berson, to adopt the Board of Adjustment Professional Resolution for William Caldwell:

Roll Call Vote:

Ayes: Berson, Carberry, Feldmann, Gallo, Recame, Sailer, Smith, Wetherill

All Ayes. Motion Carried.

Appointment of Board Engineer:

A Motion was made by Chairman Gallo, seconded by Ms. Wetherill, to appoint Robert Clerico, from Van Cleef Engineering as the Board Engineer for the 2012 Calendar Year:

All Ayes. Motion Carried.

Be it Resolved that Robert Clerico is hereby appointed to serve as the Board of Adjustment Engineer for the Town of Clinton and;

Whereas there exists a need for the performance of the statutory Engineer services for the year 2012 for the Town of Clinton Board of Adjustment and;

Whereas funds are or will be made available for this purpose to be certified by the local finance officer and;

Whereas the contract for Professional Services was awarded pursuant to the Fair and Open Process.

Now Therefore, Be resolved by the Town of Clinton Board of Adjustment as follows:

The Mayor and Council are hereby authorized and directed to execute an agreement with Robert Clerico, Engineer for 2012.

Notice of this action shall be printed once in the Hunterdon Review.

A Motion was made by Mr. Berson, seconded by Mr. Carberry to adopt the Board of Adjustment Professional Resolution for Robert Clerico:

Roll Call Vote:

Ayes: Berson, Carberry, Feldmann, Gallo, Recame, Sailer, Smith, Wetherill

All Ayes Motion Carried.

Appointment of Board Planner:

A Motion was made by Chairman Gallo, seconded by Mr. Berson, to appoint Carl Hintz from Clarke, Caton & Hintz as the Board Planners for the 2012 Calendar Year:

All Ayes. Motion Carried.

Be it Resolved that Carl Hintz is hereby appointed to serve as the Board of Adjustment Planner for the Town of Clinton and;

Whereas there exists a need for the performance of the statutory Planner services for the year 2012 for the Town of Clinton Board of Adjustment and;

Whereas funds are or will be made available for this purpose to be certified by the local finance officer and;

Whereas the contract for Professional Services was awarded pursuant to the Fair and Open Process.

Now Therefore, Be resolved by the Town of Clinton Board of Adjustment as follows:

The Mayor and Council are hereby authorized and directed to execute an agreement with Carl Hintz Planner for 2012.

Notice of this action shall be printed once in the Hunterdon Review.

A Motion was made by Mr. Feldmann, seconded by Mr. Smith to adopt the Board of Adjustment Professional Resolution for Carl Hintz:

Roll Call Vote:

Ayes: Berson, Carberry, Feldmann, Gallo, Recame, Sailer, Smith, Wetherill

All Ayes. Motion Carried.

Designation of Meeting Nights:

A Motion was made by Ms. Wetherill, seconded by Mr. Berson, to adopt the 2012 annual schedule: (Schedule attached)

All Ayes. Motion Carried.

Meeting Notice Policy:

The board will meet in the Municipal Building at 43 Leigh Street Clinton NJ. The board secretary shall notify the board members of the meeting dates and will post the notice of the meetings on the bulletin board and notify one of the official newspapers of any scheduled meeting. The Chairman of the board can schedule a special meeting at any time he or she wishes and it shall be advertised.

A Motion was made by Mr. Carberry, seconded by Mr. Berson, to adopt the meeting notification policy.

All Ayes. Motion Carried.

Designation of the Official Newspaper:

A Motion was made by Mr. Berson, seconded by Mr. Carberry, to designate the Hunterdon Review, the Hunterdon Democrat, and the Courier News as the official newspapers and the as the HC News as official online news:

All Ayes. Motion Carried.

Administrative Policy Statement:

Meetings are held on the fourth Monday of each month when an application is pending before the board. The application must be filed at least 21 days prior to the meeting date. Meetings begin at 7:30pm and are adjourned no later than 10:30pm. Fees are charged on a per meeting basis. If the meeting must be canceled by the applicant after Friday noon for a Monday meeting and or less then 72 hours before a special meeting, the applicant will forfeit the application fee.

A Motion was made by Mr. Berson, seconded by Mr. Smith, to adopt the Administrative Policy Statement:
All Ayes. Motion Carried.

Public Meeting Resolution:

A Motion was made by Mr. Smith, seconded by Mr. Berson, to adopt the 2012 Public Meeting Resolution (resolution attached):

All Ayes. Motion Carried.

A Motion was made by Mr. Carberry, seconded by Mr. Sailer, to adjourn the reorganization meeting at 7:45pm:

All Ayes. Motion Carried.

Regular Meeting:

Chairman Gallo called the meeting to order at 7:45pm and read the “Administrative Statement” and the “Statement of Adequate Notice”:

“Adequate notice of this meeting has been provided indicating the time and place of the meeting with the proposed agenda, which notice was posted, made available to the newspapers and filed with the clerk of the Town of Clinton in accordance with Section 3(d) of the Public Laws of 1975”.

“Meetings are held on the fourth Monday of each month when an application is pending before the board. The application must be filed at least 21 days prior to the meeting date. Meetings begin at 7:30pm and are adjourned by 10:30pm. Fees are charged on a per meeting basis.

ROLL CALL:

Present: Berson, Carberry, Feldmann, Gallo, Sailer, Smith, Recame, Wetherill
Absent: Trepkau

Approval of Minutes:

A Motion was made by Mr. Carberry, seconded by Mr. Sailer, to approve the minutes of October 24, 2011:
All Ayes. Motion Carried

Chairman Gallo advised the Board that the Town has asked the board to consider appointing an alternate Engineer. Chairman Gallo advised the Board that four firms were interested and the interviews would be held on Friday January 27, 2012.

There being no further business a Motion was made by Mr. Berson, seconded by Mr. Smith to adjourn the meeting at 7:50pm.

All Ayes. Motion Carried.

Respectfully submitted,
Allison Witt Land Use Administrator