

**LAND USE BOARD MINUTES**  
**May 2, 2012**

The Tewksbury Township Land Use Board met in a regularly scheduled meeting on the above date in the Tewksbury Elementary School, 109 Fairmount Road East, Califon, New Jersey. The meeting was called to order at 7:39 p.m.

Present: Blake Johnstone, Dana Desiderio, Mary Elizabeth Baird, Shirley Czajkowski, Bruce Mackie, Michael Moriarty, Ed Kerwin, Arnold Shapack, Alt. #1 and Ed D'Armiento, Alt. #4.

Also present: Daniel Bernstein, Land Use Board Attorney, William Burr, Land Use Board Engineer and Shana Goodchild, Land Use Administrator.

Absent: Shaun Van Doren, Elizabeth Devlin and Eric Metzler, Alt. #2.

There were approximately fifty (50) people in the audience.

**OPEN PUBLIC MEETING ACT STATEMENT**

Mr. Johnstone opened the meeting by announcing that adequate notice of the meeting had been provided by posting a copy thereof on the Police/Administration Building bulletin board, faxing a copy to the Hunterdon Review and the Hunterdon County Democrat, and filing with the Municipal Clerk, all on March 23, 2012.

**PLEDGE OF ALLEGIANCE**

Those present stood and pledged allegiance to the American flag.

**MOMENT OF SILENCE FOR THOMAS DILLON**

Those present remained standing for a moment of silence in remembrance of Thomas Dillon who was a member of the Land Use Board. Mr. Johnstone spoke of Mr. Dillon and noted that he was a remarkable man and will be missed by those in Tewksbury.

**CLAIMS**

Mr. Johnstone asked the Board if there were any questions or comments regarding the following claims to which the response was negative. Mayor Desiderio made a motion to approve the claims listed below and Mrs. Baird seconded the motion. The motion carried by the following roll call vote:

1. Bernstein & Hoffman – Land Use Board Professional Services – Attendance at April 18, 2012 meeting - invoice dated April 19, 2012 (\$450.00)
2. Bernstein & Hoffman – Land Use Board Escrow – Regan (B40, L5), invoice dated April 19, 2012 (\$112.50)
3. Bernstein & Hoffman – Land Use Board Escrow – Johnson (B23, L23), invoice dated April 24, 2012 (\$2,100.00)
4. Maser Consulting – Land Use Board Professional Services, invoice #180639 (\$195.00)

5. Maser Consulting – Land Use Board Escrow – Cedar Lane Farm (Johnson Helistop), invoice #180640 (\$650.00)
6. Maser Consulting – Land Use Board Escrow – Taggart (B23, L26), invoice #180641 (\$292.50)
7. Maser Consulting – Land Use Board Escrow – Regan (B40, L5), invoice #180642 (\$65.00)
8. Maser Consulting – Land Use Board Escrow – JUJ 1944 Trust (Vliettown Farm) (B43, L3), invoice #180643 (\$780.00)
9. Maser Consulting – Land Use Board Escrow – Newell (B34, L13.01), invoice #180647 (\$487.50)
10. Maser Consulting – Land Use Board Escrow – Caracciolo (B41, L1), invoice #180644 (\$260.00)
11. Maser Consulting – Land Use Board Escrow – Cahill (Emmet) (B42, L6.01), invoice #180645 (\$292.50)
12. Maser Consulting – Land Use Board Escrow – Hannon (B32.01, L3), invoice #180648 (\$292.50)
13. Maser Consulting – Land Use Board Escrow – Rothpletz (B38, L1.03), invoice #180649 (\$260.00)
14. Maser Consulting – Land Use Board Escrow – JCP&L (B17, L2.01 & 2.02), invoice #180646 (\$2,997.50)

**Roll Call Vote:**

Ayes: Blake Johnstone, Dana Desiderio, Mary Elizabeth Baird, Shirley Czajkowski, Bruce Mackie, Michael Moriarty, Ed Kerwin, Arnold Shapack, Alt. #1 and Ed D’Armiento, Alt. #4.

Nays: None

**CORRESPONDENCE**

A motion was made by Mrs. Baird and seconded by Mayor Desiderio acknowledging receipt of the following items of correspondence. All were in favor.

1. NJ Planner, March/April 2012, Volume 73, No. 2.
2. A Memo dated April 25, 2012 from Daniel Bernstein regarding James L. Johnson, Cedar Lane Farm, Appl. #09-05, Block 23, Lot 23.
3. A Memo dated May 2, 2012 from Daniel Bernstein regarding James L. Johnson, Cedar Lane Farm, Appl. #09-05, Block 23, Lot 23.

**ORDINANCE REPORT**

Mr. Mackie had no ordinances to report on.

**PUBLIC PARTICIPATION**

Mr. Johnstone asked the public if there were any questions or comments regarding anything not on the agenda. There being no questions or comments, Mr. Johnstone closed the public portion of the meeting.

**PUBLIC HEARING**

- Johnson  
Application No. 09-05  
Block 23, Lot 23 – Preliminary and Final Site Plan and Use Variance  
**Action Deadline – May 31, 2012**

Mayor Desiderio and Shirley Czajkowski recused themselves from the meeting.

Ms. Goodchild noted for the record that Michael Moriarty and Ed D’Armiento listened to the recording/read the transcripts of the March 7, 2012 and have signed the affidavit.

**SEE TRANSCRIPT OF PROCEEDINGS**

Mrs. Baird made a motion to approve the application. Mr. Shapack seconded the motion. The motion failed to pass by the following roll call vote:

**Roll Call Vote:**

Ayes: Mrs. Baird, Mr. Shapack and Mr. D’Armiento

Nays: Mr. Mackie, Mr. Moriarty, Mr. Kerwin, Mr. Johnstone

Mr. Bernstein suggested to the Board that there be a motion to deny the application.

Mr. Johnstone made a motion to deny the application. Mr. Mackie seconded the motion. The motion carried by the following roll call vote:

**Roll Call Vote:**

Ayes: Mr. Mackie, Mr. Moriarty, Mr. Kerwin and Mr. Johnstone

Nays: Mrs. Baird, Mr. Shapack and Mr. D’Armiento

**ADJOURNMENT**

There being no further business, the meeting adjourned at 9:28 p.m. by motion of Mrs. Baird and seconded by Mr. Shapack.

Respectfully submitted,

Shana L. Goodchild  
Land Use Administrator