

**Regular Meeting  
Board of Adjustment  
September 20, 2017**

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**Present:**

Ms. Linda Carrington  
Ms. Meredith Marcus  
Mr. James Bednarz  
Mr. Michael Schmidt  
Ms. Noelle Nish

**Absent:**

Mr. Scott Wild  
Mr. Cary Lloyd  
Mr. Jeffrey Stiles  
Mr. Lawrence Cohen

**Board Professionals Present:**

David Brady, Board Attorney  
James Campbell, Adm Officer  
Phil Abramson, Planner  
Mike Cristaldi, Engineer

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The meeting was called to order by Mr. Schmidt and read the Statement of Adequate Notice that was provided as required by the Open Public Meetings Act by written notice. Said notice was given to the Daily Record, posted on the Town of Morristown Bulletin Board, and filed with the Clerk of the Town Of Morristown on September 13, 2017 and copies of this notice were mailed to all persons, complying with the regulations providing for the mailing of said notice at least 48 hours prior to the time of this meeting. I direct that this statement together with a copy of said notice be incorporated in to the minutes.

Roll call of members taken by Mr. Campbell as listed above

Minutes – Minutes from the August 16 & September 6, 2017 meetings.  
Motion to approve by Carrington, second by Bednarz. All members in favor

Resolutions – None

Public Hearings:

**a.) Carried from the August 9, 2017 meeting, Appeal # 2420 of The Foundry LLC, owner of property situate block 7802, Lot 25, known as 8 Budd Street, requesting Interpretation for uses in ORC Zone, alternatively requesting Use Variance if needed based board findings of use within existing zone**

**Application carried to the October 18, 2017 meeting**

**Board Member Nish recused herself from application 2427**

**b.) Appeal # 2427, of Lawrence Behrendt, owner of property situate block 5304, lot 13, known as 19 Sherman Place, Morristown NJ , requesting C Variance for expansion of driveway for front yard parking**

**Lawrence Behrendt – Owner of property**

**Summary of application and parking situation at site**

**Ex A-1 – Plot Plan of site**

**Ex A-2 – Current sidewalk area where proposed driveway widening to occur**

**Ex A-3 – Photo showing pavers to be used for driveway**

**Ex A-4 – Site photo of neighbor’s yard**

**Ex A-5 – Photo of Classic Car**

**Ex A-6 – through Ex A 24 – Site photos of adjacent lots and street views**

**Summary of planners report**

**Board Questions –**

**Public Questions/ Comments – None**

**Board Deliberation**

**Motion to approve by Bednarz, second by Marcus. All eligible members in favor**

**Board member Nish returned to meeting**

**c.) Appeal # 2425 of Katherine Godby, owner of property situate block 6203, lot 5, known as 36 Madison Street, Morristown NJ, requesting Major Site plan with D Variances for second principle structure and 11 units in the RT-1 Zone**

**Brian Fahey – Attorney for applicant**

**Summary of application**

**Witness # 1 – Katherine Godby – Property owner**

**Ex A-1 – Photo board of site with historical pictures**

**Board Questions –**

**Public Questions –**

**Dominic Paragano – Catherine Lane**

**David Cochran – 31 James St**

**Witness # 2 – Richard Schomer – PE**

**Ex A-2 – Colorized Site plan**

**Summary of existing conditions and proposed development**

**Relocation of building from Dehart st**

**Parking summary with 14 spaces**

**Trash area, site lighting and storm water management**

**Board Questions –**

**Public Questions –**

**Marion Harris - HPC**  
**Jesse Neikle – 11 Catherine**  
**David Cochran – 31 James**  
**James Giulisano – 22 Catherine**  
**Danielle Baker – 38 Madison St**

**Julie Giulisano – 22 Catherine**  
**Dominic Paragano Sr – Catherine**  
**Dominic Paragano Jr – 13-15 Catherine**  
**Michael Dunner – 20 Catherine**

**Application carried to the October 11, 2017 Special meeting**

**Motion to go into executive session by Marcus, second by Nish**

**Update by attorney Brady regarding Whole Foods litigation**

**Motion to return to public session by Bednarz, second by Marcus**

**Motion to adjourn meeting by Schmidt, second by Carrington**















