

**Regular Meeting
Board of Adjustment
January 17, 2018**

Present:

Ms. Linda Carrington
Ms. Meredith Marcus
Mr. Jeffrey Stiles
Mr. Michael Schmidt
Mr. Cary Lloyd
Ms. Noelle Nish
Mr. James Bednarz
Mr. Scott Wild

Absent:

Board Professionals Present:

David Brady, Board Attorney
James Campbell, Adm Officer
Chris Kok, Planner
Mike Cristaldi, Engineer

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 January 11, 2018 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 December 20, 2017 & January 3, 2018 meetings.
Motion to approve by Marcus, second by Wild. All members in favor

Old Business – None

Resolutions - None

Public Hearings:

a.)Continued from the January 10, 2018 meeting, Appeal 2433 of DeCarro & Zecca, owners of property situate block 4702, lot 23, known as 29 Pine Street, Morristown NJ, requesting C variances for lot coverage and setbacks in conjunction with converting a single family house into a two family

Rosemary Stone Dougherty – Attorney for applicant

Summary of previous meeting and overview of exhibits to be presented

Witness # 1 – Frederick Meola – PE & PP

Ex A-2 – Updated plans with parking area at rear of house

Summary of variances updated with changes in application

5 bedrooms total with two dwelling units

Board Questions –

Public Questions/ Comments – None

Summary by applicant's attorney

Board deliberation

Motion to approve by Wild, second by Stiles. All members in favor

b.) Appeal # 2392 of Whole Foods, Lessee of property situate block 7802, lots 1 & 32, known as 104-110 Washington Street, Morristown NJ, for Public Hearing on Settlement of Litigation with Whole Foods, Superior Court, Morris County, Docket Number MRS-L-736-17-PW."

Board member Stiles recused himself and left the meeting room

History of application and litigation by board attorney Brady and proposed settlement between the town & Whole Foods

William Ruggerio – Attorney for Whole Foods

Summary of Whole Foods participation and history at site

Board Questions –

Public Questions/Comments – None

Larry Litwin

Board Deliberation

Motion to approve by Carrington, second by Bednarz

Motion to adjourn by Marcus, second by Bednarz

