

**MINUTES
TOWNSHIP OF FRELINGHUYSEN
PLANNING BOARD
REGULAR MONTHLY MEETING
APRIL 2, 2012**

(Meeting Start Time: 7:30 p.m. No New Testimony after 10:30 p.m.)

1. **CALL TO ORDER**-Mr. Bailey called this meeting to order @ 7:36 pm.
2. **ANNOUNCEMENT OF PROPER NOTICE:** Notice of this meeting was provided by advertisement in the New Jersey Herald and the Express Times, the official newspapers of the Township of Frelinghuysen Planning Board. Notice has also been posted in the Township Municipal Building in Johnsonburg. As advertised, action may be taken at this meeting.

3. **FLAG SALUTE**

4. **ATTENDANCE BOARD MEMBERS:**

K Bailey	R Corvino	A DeCarolis
F Desiderio	D Eitner	C Kuhn
J Simonetti	R Randolph	R Young

Members Absent: C Calcagne – D Zilberfarb

ATTENDANCE OF PROFESSIONALS:

Ms. D Jay, Planner
Mr. M Lavery, Attorney
Mr. J Golden, Engineer

5. **CORRESPONDENCE/ DISCUSSION**

Mr. Bailey asked the Board Attorney to speak about the Estate of Joseph Hanula, Block 103, Lot 11, and Mr. Lavery suggested that Mr. Keiling, the attorney representing this estate, to come forward and explain the situation of this proposed minor subdivision.

The Recreation Committee has sent the Planning Board a letter requesting we table the Update of the OSRP as they were not complete with their review. Ms Randolph did speak to Mr. Kimble at their Open Space Meeting and he was pretty confident that the Recreation Committee would finish their review at their April 12th meeting so that the Planning Board can do their review of comments of both committees at the Planning Board's May 3rd meeting, which is the work session meeting. Upon approving those comments and changes, they would then be forwarded to the Land Conservancy, Ms. Davis, to make their document changes, and then she will return them a couple of weeks before a public hearing that could be possibly held, if the Board agrees, on June 4, 2012, which is the Planning Boards' regular monthly meeting. That will give the Planning Board the time to properly advertise for the public hearing. A motion to table the OSRP to a later date was made by J Simonetti and was seconded by F Desiderio. All in favor "**AYE**" - none opposed.

Ms. Jay has stated that the deadline to spend the (COAH) Affordable Housing trust fund is July 17, 2012. She advised the board that the State of NJ may retrieve the township's fund and still make the town liable for their COAH obligation. Mr. Boynton, a Township Committeeman who was in the public audience this evening, has stated that he believes there may be \$17,000.00 in the Township's Trust Fund Account. Ms. Jay said that she would check with the Township Clerk on this matter.

Mr. Bailey requested that Ms Jay give both a positive and negative criteria to the Planning Board in reference to the Highlands Act. Ms Jay, she Mr. Lavery explained the scenario about the Highlands regulations and restrictions. Mr. Golden also explained about the conflicts of zoning while in the Highlands. Mr. Desiderio is concerned about losing the control and the direction of the boards and committees in the Township. Mr. Simonetti stated that he believes the Planning Board has an opinion about the Highlands, and wishes to put this to a vote this evening. Mr. Bailey opened up this portion of the meeting to the public for discussion. Mr. Boynton and Ms. Fran Muller felt comfortable with the Planning Board's decision. Mr. Bailey closed the public portion. Mr. Young has made a motion that the Planning Board recommends to the Township Committee that it does **not** opt into the Highlands and was seconded by R Randolph. **Roll call vote:** Mr. Corvino, yes. Mr. Desiderio, yes. Mr. DeCarolis, yes. Mrs. Einter, yes. Mr. Kuhn, yes. Ms. Randolph, yes. Mr. Simonetti, yes. Mr. Young, yes. Mr. Bailey, yes. Mr. Bailey instructed the board secretary to forward an email and follow up with a letter to the Township Clerk informing the Township Committee of this board's decision.

Mr. Lavery stated that the McEvoy/Johnsonburg Inn Site Plan Application No 06-08, Block 1001, Lot 2, approval doesn't expire and is still valid; however, it doesn't protect them from any exemptions from zoning. Mr. Lavery suggested that a motion be made to extend, and that he would author the resolution and verify the dates. He will bring the information to the next meeting. A motion was made by R Randolph under NJSA 40:55D- 49F granting another one year extension and was seconded by A DeCarolis. **Roll call vote:** R Corvino, yes. A DeCarolis, yes. F Desiderio, yes. D Eitner, yes. R Randolph, yes. J Simonetti, yes. R Young, yes. K Bailey, yes. C Kuhn – abstained.

6. APPROVAL OF MINUTES

March 1, 2012- Work Session Meeting – A motion was made by A DeCarolis and was seconded by D Eitner. All in favor **"AYE"** – none opposed. R Young – abstained.

March 5, 2012- Regular Monthly Meeting- A motion was made by D Eitner to approve changes and correction to these minutes and was seconded by R Randolph. All in favor **"AYE"** – none opposed.

March 29, 2012- Work Session Meeting - **Cancelled**

7. **PUBLIC COMMENT** – Mr. Bailey opened and closed public comment @ 8:55pm.

8. **ADJOURNMENT**- A motion to adjourn at 9:00pm was made by F Desiderio and was seconded by D Eitner. All in favor **"AYE"** – none opposed.

Respectfully submitted,

Rita Bernstein, Secretary