

MORRIS COUNTY CONSTRUCTION BOARD OF APPEALS

MINUTES

Thursday, January 28, 2021 - 2 p.m.
Webex Video Meeting/Hearing

Chairman Theodore Maglione called the meeting to order.

Pledge of Allegiance

Open Public Meeting Statement

Chairman Maglione requested a roll call

PRESENT:

Regular Members: Chairman Theodore Maglione, Vice Chairman Jeffrey Betz, (5)
Herold Endean, John Kostrowski, Jr., Keith Lynch

Alternate Members: Sean Donlon, Kimberly Hurley, Nick Marucci (3)

ABSENT: Timothy Braden (1)

ALSO PRESENT: Staci L. Santucci, Esq., Assistant County Counsel
Sheila M. Leary, CPM, Board Secretary
Shelly Burd, Administrative Executive Assistant

APPROVAL OF MINUTES:

Minutes of the meeting held on October 22, 2020 were previously distributed. Chairman Ted Maglione made a motion to approve the minutes as submitted. Keith Lynch seconded the motion. The Board approved the minutes as submitted unanimously.

APPROVAL OF RESOLUTIONS:

2021-1 – Establishing Remote Meeting Procedures and Requirements During Declared States of Emergency. The resolution was electronically distributed on Monday, January 18, 2021, and Tuesday, January 19, 2021. Chairman Theodore Maglione made a motion to approve the resolution as submitted. Vice Chairman Jeffrey Betz seconded the motion. The Board approved the resolution as submitted unanimously.

2021-2 Meeting Dates, Location & Time. The resolution was electronically distributed on Monday, January 18, 2021, and Tuesday, January 19, 2021. Chairman Theodore Maglione made a motion to approve the resolution as submitted. John Kostrowski, Jr. seconded the motion. The Board approved the resolution as submitted unanimously.

CASES TO BE HEARD: NONE

CASE(S) POSTPONED (correspondence received/ issued - made part of the case files)

MC#2017-8 Estate of Edward Cantor (Block 12 Lots 1.10, 1.12) v. Township of Chester (*1st mtg. date 10/26/2017 - stayed pending Superior Court proceedings to 2/25/21*)

MC#2019-6 Reiter & Rayter, Tatiana & Wyczeslav (Block 96, Lot 47, worksite: 30 Katie Court) v. Township of East Hanover (*1st mtg. date 3/28/2019, 2nd mtg. date 5/23/2019, 3rd mtg. date 8/22/2019 – stay pending US Supreme Court appeal proceedings*)

- MC#2019-7** Reiter & Rayter, Tatiana & Wyczeslav (Block 96, Lot 47, worksite: 30 Katie Court) v. Township of East Hanover (*1st mtg. date 5/23/2019, 2nd mtg. date 8/22/2019 - stay pending US Supreme Court appeal proceedings*)
- MC#2019-23** Madison Movie Development LLC (Block 2702, Lot 24 worksite: 14 Lincoln Place) v. Borough of Madison (*1st mtg. date 1/23/2020, continued stay pending BOA/other jurisdiction determination*)
- MC#2020-7** Thomas Caltabellotta (Block 25, Lot 35 worksite: 6 Cambridge Road, Morris Plains, NJ) v. Township of Parsippany – Stayed due to disruption of municipal operation/ COVID-19 (medical illness)
- MC#2020-9** Matthew & Marybeth Massoud 27 Iroquois Ave v. Lincoln Park
Stayed due to disruption of municipal operation/ COVID-19 (medical illness)
- MC#2020-10** Michael Battista (529 Waterfront Properties LP – BOA 6-20) v. Harding Township
Stayed due to disruption of municipal operation/ COVID-19 (medical illness)

CASE(S) WITHDRAWN (“Withdrawal Confirmation” letters issued to all parties and made part of the case files)

- MC#2020-4** Amerigas Propane, L.P. (Block 19, Lot 9, worksite: 145 W. Main Street, Chester) v. Township of Mt. Olive (Withdrawn 10/20/20)
- MC#2020-1** EH Associates, LLC, d/b/a OYO Hotel (Block 96, Lot 83 worksite: 130 Route10), v. East Hanover Township (Withdrawn 10/19/20)
- MC#2020-8** Donald Murphy, (Block 55, Lot 5, worksite: 49 Meyersville Rd., Green Village, NJ) v. Harding Township (Withdrawn 12/4/2020)

CORRESPONDENCE

- Budget Balance – January 28, 2021 = \$2,757.71

OLD BUSINESS ---NONE---

NEW BUSINESS –

- Discussion followed regarding the need to fill the alternate member vacancy with a qualified candidate (subcode electrical/plumbing background)

NEXT MEETING: February 25, 2021

ADJOURN: On motion duly made and seconded, the meeting adjourned at 2:10 p.m.

Sheila M. Leary, CPM
Board Secretary