

**Minutes Open Session
White Township Zoning Board of Adjustment
December 16, 2010**

There was a regular meeting of the White Township Zoning Board of Adjustment on Thursday, December 16, 2010. Present were Board Members: Joseph Magnini, Elaine Reichart, Donald Weidlick, Myron Rasley, James Cooper, Michael Grossmann, Kyle Shoemaker, and Paul Mourry. Also Present: Board Attorney William Gold, Board Engineer Modzelewski, and Board Secretary Alfia Schemm. Chairman Magnini led the Board in the pledge to the flag and he called the meeting to order at 7:30 p.m. He then announced that notice of this meeting was given in compliance with the "Open Public Meetings Act."

MEMORIALIZING RESOLUTION:

#446 Quick Check Corporation, Block 62, Lots 4 &5

Mr. Cooper made the motion to adopt the Resolution. Motion seconded by Mr. Rasley. In a roll call vote, all were in favor, except for Mr. Shoemaker, who voted in opposition and is not eligible to vote and Ms. Reichart, who was an Alternate and is ineligible to vote.

NEW BUSINESS:

#448 Garden State Landscape Products LLC, Block 34, Lot 20

Board Engineer Modzelewski stated that it is his recommendation that this matter is incomplete based upon his December 10, 2010 report.

Mr. Cooper made the motion to deem the application incomplete. Motion seconded by Mr. Rasley. In a voice vote, all were in favor, except for Mr. Shoemaker, who abstained

William Godfrey, who was in the audience, stated that there is an access issue and stated that he has a letter to submit. Board Attorney Gold stated that any issues need to be addressed during a hearing and not now.

OLD BUSINESS:

#447 Clean Jersey Solar, Block 62, Lots 24

Chairman Magnini announced that this matter is still pending before the Governing Body so the application remains stayed before the Zoning Board of Adjustment.

MINUTES APPROVED:

The minutes of the November 18, 2010 meeting were distributed to all Board Members prior to this evening's meeting.

Mr. Cooper made the motion to adopt the minutes. Motion seconded by Mr. Mourry. In a voice vote, all were in favor, except for Mr. Grossmann and Mr. Shoemaker abstained, who were not present at the November meeting and they abstained.

PAYMENT OF BILLS: The following vouchers were submitted:

William Gold- Clean Jersey Solar	262.50
William Gold-Garden State	187.50
William Gold-Quick Check	487.50
William Gold-Litigation	1225.25
Hatch Mott MacDonald-Clean Jersey	1628.00

Mr. Cooper made the motion to approve the vouchers. Motion seconded by Mr. Shoemaker. In a voice vote, all were in favor.

EXECUTIVE SESSION:

Mr. Grossmann made the motion to go into Executive Session to discuss Litigation. Motion seconded by Mr. Rasley. Discussion on the motion: In a voice vote, all were in favor.

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist;
NOW, THEREFORE, BE IT RESOLVED by the Zoning Board of Adjustment of the Township of White, Warren County, State of New Jersey, as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter-specified subject matter.
2. The general nature of the subject matter to be discussed is as follows: Litigation.
3. It is anticipated at this time that the above stated subject matter will be made public at the conclusion of each individual specified subject matter.
4. This Resolution shall take effect immediately.

Date adopted: December 16, 2010

MINUTES APPROVED:

Mr. Mourry made the motion to adopt the Executive Session Minutes of November 18, 2010. Motion seconded by Ms. Reichart. In a voice vote, all were in favor, except for Mr. Shoemaker and Mr. Cooper, who abstained.

OTHER:

The Board briefly discussed the actions taken at the Township Committee Meeting.

BUDGET:

Mr. Cooper made the motion to recommend the same budget figures as last year. Motion seconded by Mr. Grossmann. Discussion on the motion: Board Attorney Gold stated that he is not requesting an increase. In a voice vote, all were in favor.

ADJOURNMENT:

In a motion made and seconded, the meeting was adjourned. In a voice vote all were in favor.

Respectfully Submitted:

Alfia Schemm
Board Secretary