

TOWNSHIP OF OCEAN
PLANNING BOARD
REGULAR MEETING
August 4, 2011

Meeting began at 7:00 PM

The meeting of the Township of Ocean's Planning Board was held on the above date and time. The meeting was called to order.

Pledge of Allegiance

STATEMENT: Pursuant to the provisions of the New Jersey Open Public Meetings Act, sending copies of the notice of the meeting properly provided adequate notice of the meeting to the Press of Atlantic City and the Asbury Park Press. Notice was posted on the bulletin board in the Administration Building.

ROLL CALL

Members Present: Anepete, Avellino, Bynoe, Eckert, Knowles, Sneddon, Sweeney, Tredy, James

Members Absent: Lachawiec, Bonamassa

Professionals Present: Steve Yost.

Chairman Anepete asked for a motion to take action on the minutes of the Regular Meeting of July 7, 2011. Mr. Eckert made the motion to approve the minutes. Mrs. Sweeney seconded the motion. Roll Call: (aye) Eckert, Sweeney, Avellino, Bynoe, Knowles, Sneddon, Tredy, Anepete.

Chairman Anepete asked for a motion to take action on the voucher list. Mr. Avellino made the motion to approve the vouchers. Mr. Knowles seconded the motion. Roll Call: (aye) Avellino, Knowles, Bynoe, Eckert, Sneddon, Sweeney, Tredy, James, Anepete.

Correspondence is available in the board office for anyone wishing to view.

BOARD COMMENTS

Chairman Anepete announced that he had been given a letter of resignation from Mr. James. Mr. James has been promoted and as such, has to change his work schedule which will no longer enable him to attend Planning Board meetings. Chairman Anepete thanked Mr. James for his service. The board wished him well. Mr. James thanked the board.

A letter from Mrs. Bourgeois was discussed. Deputy Mayor Tredy addressed the letter and let the board know that Mrs. Bourgeois has been advised that she must return before the Planning Board for us to consider any of the changes she has suggested in her letter. Mr. Yost added that procedurally she would need to return to the Planning Board to amend her site plan.

Secretary addressed the Mayor's response to Mr. Patterson's letter that was distributed at the request of the Mayor.

OLD BUSINESS

Bayfront Marina & Yacht Basin, Preliminary and Final Major Site Plan, Block 181.01, Lot 7, Docket No. 07-10-PB, CARRIED from July 7, 2011 meeting.

The applicant is not present. The secretary had received no correspondence from Mr. Pagano's office. Mr. Yost spoke that he had spoken to Mr. Pagano and indicated that he had dictated a letter. Mr. Pagano represented to Mr. Yost that there had been any change in status. Mr. Boyce is attempting to pick up financing to solve his tax arrearages. Mr. Pagano was notified by Mr. Yost that there are board members who are concerned that no movement is being made on the part of the applicant. In view of the fact that the board has already adjourned it once and carried as a courtesy, it would be reasonable to consider dismissing the application without prejudice. That would allow the applicant to come back if the arrearages are solved. A new application would not have to be submitted. Mr. Yost went over the board's options of granting the carrying of the application, dismissing the application with or without prejudice.

Chairman Anepete reminded the board that he is recused from this application.

The board discussed the matter further. There is currently a dispute amongst the former owner Mr. Wortman and Mr. Boyce and the legal status as far as the town is concerned based on what we know at this point is vexed.

Mr. Eckert made a motion to dismiss the application without prejudice. Mr. Knowles seconded the motion. Mr. Yost at this point explained dismissing with or without prejudice. Roll call: (aye) Eckert, Knowles, Bynoe, Sneddon, Sweeney, Tredy, Avellino.

Secretary will send a letter regarding the dismissal.

NEW BUSINESS

Seeing None.

The meeting was opened to the public

PUBLIC COMMENT OPEN

Mr. Al Delprete approached and spoke regarding the dismissal of the Bayfront application. Mr. Yost explained that at this point it is a decision for the Township Committee along with the township solicitor as to how to proceed from this point concerning the violations on the property. The Planning Board does not deal with enforcement. Zoning Officer could also issue fines from this point.

A motion was made to close to the public by Mr. Eckert, seconded by Mrs. Sweeney. All in favor: (aye).

PUBLIC COMMENT CLOSED

Resolution 19-11: Authorizing the Township to move into Closed Session. A motion was made by Mrs. Sweeney, seconded by Mr. Avellino. Roll call: (aye) Sweeney, Avellino, Bynoe, Eckert, Knowles, Sneddon, Tredy, James, Anepete.

CLOSED SESSION 7:27 PM

OPEN SESSION 7:46 PM

The board returned to open session. A motion was made to adjourn by Mr. Knowles, seconded by Mr. Bynoe.
All in favor: (aye).

Meeting adjourned at 7:46 PM.

Respectfully submitted,

Beth O'Connor
Secretary