Acting Chairman Brown called the regular meeting of the Butler Planning Board for June 21, 2018 to order followed by a Pledge to the Flag. Chairman noted that this meeting is being held in conformance with the Sunshine Law Requirements having been duly advertised in the local newspaper and posted at Borough Hall.

**ROLL CALL:**

Present: Donnelly, Hauck, Brown, Grygus, Nargiso

Absent: Roche, excused, Veneziano, excused, Alviene, excused, Vath, excused, Fox, excused

**BOARD CORRESPONDENCE**

Letter received from D’Angelo & D’Angelo, Esq. dated May 17, 2018

Letter was to inform the board that application 17-195V – Samuel Gabbia, 95 Kiel Avenue, Block 47 Lot 3 has officially withdrawn his application before the board.

Motion to Dismiss:

Motion: Donnelly

Second: Grygus

Voted Aye: Donnelly, Hauck, Brown, Nargiso

Voted Nay: None

**CASES TO BE HEARD:**

NC18-61 Bergen Middlesex LLC

 6 Center Street

 Block 37.01 Lot 45

David Dixon, Esq of Feeney & Dixon

Application is in order and applicant may proceed

Mr. Dixon stated his client is attempting to receive the approval of the board for a certificate certifying that the property contained a legal two single family homes on one lot prior to the adoption of the ordinance.

Mr. Brown, Chairman of the Non-Conformity Committee stated that it is shown in the Master Plan and on the map of the town, showing the two units on that particular lot. Mr. Dixon is correct that this is a pre-existing situation.

Public portion opened up by motion

Nardia Cartelli – 16 Center Street

Questions regarding the use of the property and if it will remain the same as it is now

Public portion closed by motion

Motion to approve as presented:

Motion: Nargiso

Second: Hauck

Voted Aye: Donnelly, Hauck, Grygus, Nargiso, Brown

Voted Nay: None

NC18-62 Wayne Stickle and Kenneth Stickle

 25 Roosevelt Ave

 Block 50 Lot 31

Applicant represented by Tom Hayes Law Firm of Jonathon Fahey, West Milford

Notices are in order and applicant can proceed

Mr. Hayes is before the board for the issuance of a certificate certifying that the property contained a legal two family use prior to the adoption of the ordinance.

Mr. Brown, Chairman of the Non-Conformity Committee stated the house was built in 1907; the garage was put up after 1958, but prior to 1969. Both buildings on that particular lot comply with having those two uses on that lot, one the original house and the other is one apartment above a two car garage.

Public portion opened by motion

Joseph Servidio – 18 Homestead Ave – questions regarding the definition of a non-conforming use

Public portion closed by motion

Motion to approve as presented

Motion: Nargiso

Second: Hauck

Voted Aye: Donnelly, Hauck, Grygus, Nargiso, Brown

Voted Nay: None

**APPROVAL OF VOUCHERS**

Motion to approve as submitted

Motion: Donnelly

Second: Hauck

Voted Aye: Donnelly, Hauck, Brown

Voted Nay: None

**APPROVAL OF MINUTES** - April and May 2018 minutes

Motion to approve

Motion: Hauck

Second: Donnelly

Voted Aye: Donnelly, Hauck, Brown

**RESOLTUIONS:**

18-191Va 214 Main Street LLC

 214 Main Street

Motion to approve as submitted

Motion: Hauck

Second: Donnelly

Voted Aye: Donnelly, Hauck, Brown

Voted Nay: None

Workshop for July 12, 2018 has been cancelled by Motion

Motion: Donnelly

Second: Hauck

Voted Aye: Donnelly Hauck, Brown

Voted Nay: None

Motion to Adjourn

Motion: Donnelly

Second: Hauck

All Ayes

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 Chairman – Planning Board

ATTEST:

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 Secretary – Planning Board

ADOPTED: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_