

including Site Plan Review, could be verified for completeness at the April 22, 2009 Work Session; the application was for a 2nd time perfected, and pending the Board's receipt of requested items and public noticing requirements, scheduled for the May 20, 2009 Hearing; testimony from the applicant's engineer continued and the application, pending the Board's receipt of requested items, was adjourned to the July 15, 2009 Hearing; testimony continued from, among others, the applicant's planner and the application, pending the Board's receipt of requested items, was adjourned to the August 19, 2009 Hearing; since the Board could not guarantee the attendance of (7) eligible members for the evening to contemplate a vote, the applicant requested a postponement to the September 16, 2009 Hearing and again, to the **October 21, 2009 Hearing.**

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Item #2

Case #Z-2009-07
459 High Street
(Block 1315/Lot 4)

Applicant: Albert Giannotti
Representation: David Watkins, Esq.

The applicant is seeking both Use and Bulk Variance Relief (no construction being proposed) for the continuation of a 2-family use at the subject property; the application was received April 23, 2009 and scheduled for the May 27, 2009 Work Session; the application was perfected, and pending the Board's receipt of requested items and public noticing requirements, scheduled for the July 15, 2009 Hearing; due to the Board's heavy caseload, the applicant requested a postponement to the August 19, 2009 Hearing, the September 16, 2009 Hearing and, again, to the **October 21, 2009 Hearing.**

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Item #3

Case #Z-2009-09
254 Demarest Avenue
(Block 913/Lot 3)

Applicant: Robert Wermert
Representation: Joseph Mecca, Esq.

The applicant is seeking both Use and Bulk Variance Relief (no construction being proposed) for the continuation of a 2-family use at the subject property; the application was received May 4, 2009 and scheduled for the May 27, 2009 Work Session; the application was perfected, and pending the Board's receipt of requested items and public noticing requirements, scheduled for the July 15, 2009 Hearing; due to the inability to complete public noticing requirements, the applicant requested a postponement to the August 19, 2009 Hearing; due to the Board's heavy caseload, the applicant requested a postponement to the **October 21, 2009 Hearing.**

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Item #4

Case #Z-2009-10
170 & 176 Closter Dock Road
(Block 1301/Lots 10 & 11)

Applicant: DR Schmidt Realty, LLC
Representation: Matthew Capizzi, Esq.

The applicant is appealing the Zoning Officer's determination that the subject property is not violating any Borough zoning regulations as of June 18, 2009; said declaration came following the Board's memorialization of Resolution #Z-2008-06 on June 17, 2009, which granted Desan Enterprises, Inc., owner in fee of the subject property, Use Variance and Site Plan Approvals for the conversion of office space to apartments; due to the nature of the application, an appearance before the Subcommittee at a Work Session, was not required; pending the Board's receipt of public noticing requirements, the application was scheduled for the August 19, 2009 Hearing; due to scheduling conflicts from the applicant's attorney and the Zoning Officer, the application was postponed to the ***October 21, 2009 Hearing***.

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Item #5

Case #Z-2008-12
35 John Street
(Block 1203/Lot 7)

Applicant: Robert Armaniaco
Representation: Stuart Liebman, Esq.

The applicant is seeking a Use Variance for the continuation of an existing contractor's yard operation located in District #2 (Residential); the application was received May 20, 2008 and scheduled for the June 25, 2008 Work Session; due to documentation not being received prior to the deadline, the application was postponed to the July 23, 2008 Work Session and again, to the August 27, 2008 Work Session; the application was perfected, and pending the Board's receipt of requested items and public noticing requirements, scheduled for the September 17, 2008 Hearing; the applicant postponed to the October 15, 2008 Hearing, December 17, 2008 Hearing and, again, to the January 21, 2009 Hearing; the applicant's request to get direction on how to proceed, via the outcome of the 63 John Street application (Case #Z-2008-21), was granted by the Board; due to the slow progression being made with regards to the 63 John Street application *<said application has since been dismissed without prejudice>*, the applicant requested to be scheduled, pending receipt of public *re-noticing* requirements, for the June 17, 2009 Hearing; due to both the Board's heavy caseload and scheduling conflicts with the applicant's planner, the applicant requested a postponement to the September 16, 2009 Hearing; the applicant's planner began his testimony and the Board granted the applicant an appearance at the ***November 2, 2009 (Special) Hearing***.

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Item #6

Case #Z-2008-13
49 John Street
(Block 1203/Lot 5)

Applicant: James Crimmins
Representation: Stuart Liebman, Esq.

The applicant is seeking a Use Variance for the continuation of an existing contractor's yard operation located in District #2 (Residential); the application was received May 20, 2008 and scheduled for the June 25, 2008 Work Session; due to documentation not being received prior to the deadline, the application was postponed to the July 23, 2008 Work Session and again, to the August 27, 2008 Work Session; the application was perfected, and pending the Board's receipt of requested items and public noticing requirements, scheduled for the September 17, 2008 Hearing; the applicant postponed to the October 15, 2008 Hearing, December 17, 2008

Hearing and, again, to the January 21, 2009 Hearing; the applicant's request to get direction on how to proceed, via the outcome of the 63 John Street application (Case #Z-2008-21), was granted by the Board; due to the slow progression being made with regards to the 63 John Street application <*said application has since been dismissed without prejudice*>, the applicant requested to be scheduled, pending receipt of public *re-noticing* requirements, for the June 17, 2009 Hearing; due to both the Board's heavy caseload and scheduling conflicts with the applicant's planner, the applicant requested a postponement to the September 16, 2009 Hearing; due to the Board's heavy caseload, it granted the applicant an appearance at the **November 2, 2009 (Special) Hearing.**

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Item #7

Case #Z-2009-13
79 Chestnut Avenue
(Block 1703/Lot 19)

Applicant: James & Nancy Dillon
Representation: Selves

The applicants are seeking Variance Relief for the construction of an addition to their residence; the application was received August 13, 2009 and scheduled for the August 26, 2009 Work Session, at which time, it was perfected; pending the Board's receipt of requested items and public noticing requirements, the application was scheduled for the **November 16, 2009 Hearing.**

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Item #8

Case #Z-2009-14
63 John Street
(Block 1203/Lot 2)

Applicant: Dennis Wiggers
Representation: Donna Vellekamp, Esq.

The applicant is seeking Use Variance and Site Plan Approvals for the continuation of an existing contractor's yard operation located in District #2 (Residential); the application was received August 14, 2009 and scheduled for the August 26, 2009 Work Session, at which time, it was perfected; pending the Board's receipt of requested items and public noticing requirements, the application was scheduled for the **November 16, 2009 Hearing.**

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Item #9

Case #Z-2009-15
9 First Street
(Block 1707/Lot 1)

Applicant: James & Glynis Dolan
Representation: Andrew Kohut, Esq.

The applicants are seeking an Interpretation of Zoning Ordinance(s) for the continuation of a 2-family use at the subject property; in the alternative, they would seek a Use Variance; the application was received September 1, 2009 and scheduled for the September 23, 2009 Work Session, at which time, it was perfected; pending the Board's receipt of requested items and

public noticing requirements, the application was scheduled for the ***November 16, 2009 Hearing.***

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Item #10

Case #Z-2009-08
186 Harrington Avenue
(Block 803/Lot 12)

Applicant: Alexander Guerra
Representation: Self

The applicant is seeking Variance Relief (building height only) for the construction of a new single-family residence *already in progress*; the application was received April 28, 2009 and scheduled for the May 27, 2009 Work Session, at which time, it was perfected; an addendum to the application (consisting of an Appeal of the Zoning Officer’s determination) was received July 8, 2009 *<said Appeal portion of the application has since been withdrawn by the applicant>*; pending the Board’s receipt of requested items and public noticing requirements, the application was scheduled for the July 15, 2009 Hearing; due to the applicant’s inability to fulfill public noticing requirements, the application was postponed to the August 19, 2009 Hearing and September 16, 2009 Hearing before, ultimately, the Board agreed, pending correct public noticing, to hear the application at the October 5, 2009 (Special) Hearing; the application was approved by the Board; ***awaiting prepared Resolution by Board Attorney to memorialize.***

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Item #11

Case #Z-2009-11
11 Smith Street
(Block 303/Lot 9)

Applicant: Betty Chang & Ethan Cowan
Representation: Howard Cohen, RA

The applicants are seeking Variance Relief for the construction of an addition to their residence; the application was received July 8, 2009 and scheduled for the July 22, 2009 Work Session; due to the applicants failing to attend said Work Session, the application was re-scheduled for the August 26, 2009 Work Session, at which time, it was perfected; pending the Board’s receipt of requested items and public noticing requirements, the application was scheduled for the October 5, 2009 (Special) Hearing; the application was approved by the Board; ***awaiting prepared Resolution by Board Attorney to memorialize.***

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Item #12

Case #Z-2009-12
55 Forest Street
(Block 514/Lot 10)

Applicant: Anthony Vouvalides
Representation: Thomas Cusanelli, RA

The applicant is seeking Variance Relief for the construction of an addition to his residence; the application was received August 13, 2009 and scheduled for the August 26, 2009 Work Session,

at which time, it was perfected; pending the Board's receipt of requested items and public noticing requirements, the application was scheduled for the October 5, 2009 (Special) Hearing; the application was approved by the Board; **awaiting prepared Resolution by Board Attorney to memorialize.**

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Item #13

Case #Z-2009-16
88(A) Knickerbocker Road
(Block 701/Lot 16)

Applicant: Toros & Elis Tossounian
Representation: Selves

The applicants are seeking Variance Relief for the restoration of an existing deck and patio (both were recently storm-damaged) at the subject property; the application was received September 16, 2009 and scheduled for the September 23, 2009 Work Session, at which time, it was perfected; pending the Board's receipt of requested items and public noticing requirements, the application was scheduled for the October 5, 2009 (Special) Hearing; the application was approved by the Board; **awaiting prepared Resolution by Board Attorney to memorialize.**