

**BOROUGH OF RIVER EDGE PLANNING BOARD
MINUTES
January 17, 2013**

Arthur Neiss, Esq.

ROLL CALL PRESENT: Ed Mignone, James Arakalian, Eileen Busteed, Mayor Moscaritolo, Kevin Duerr, Robert Nyman, Joe Clark, David Glass, Eileen Boland, Tom Kyritz, Richard Mehrman, Robert Costa.

Gerard Ellen (throughout)

CALL MEETING TO ORDER:

Kevin Duerr called the Planning Board meeting to order at 8:00 p.m.

Salute to Flag

Sunshine Law (Open Public Meetings Act)

Adequate notice of this meeting has been provided by sending notices on December 21, 2013 to the Record and the Ridgewood News. By positioning on the Bulletin Board in the lobby of the Borough Hall and filing a notice of the same with the Municipal Clerk.

AGENDA

REORGANIZATION OF THE BOARD

ATTORNEY TO THE PLANNING BOARD

Kevin Duerr – I need a motion for the appointment of the attorney – Mayor Moscaritolo nominates Arthur Neiss, Seconded by James Arakalian

ROLL CALL VOTE

Ed Mignone, James Arakalian, Eileen Busteed, Mayor Moscaritolo, Kevin Duerr, Robert Nyman, Joe Clark, David Glass, Eileen Boland, Tom Kyritz –All Vote Yes.

Motion carries Mr. Neiss is reappointed as Planning Board Attorney.

ELECTION OF OFFICERS TO THE BOARD

CHAIR – Mayor Moscaritolo nominates Kevin Duerr, seconded by James Arakalian.

ROLL CALL VOTE

Ed Mignone, James Arakalian, Eileen Busteed, Mayor Moscaritolo, Kevin Duerr, Robert Nyman, Joe Clark, David Glass, Eileen Boland, Tom Kyritz –All Vote Yes.

(Board speaking amongst themselves)

Mr. Mehrman – What you are looking at on the 12th, I gave a review of my comments that required attention. That was informal.

Ed Mignone – They are not changing any of the site grading at this point it is excavating for a basement, I thought we modified the ordinance to exempt basement excavation from major soil movement.

Mr. Neiss – If the council passes an ordinance change maybe a copy should be sent to the board.

Ed Mignone – Maybe we didn't act upon it, but I know we got a recommendation back from the Planning Board making your suggested changes to the ordinance, if we didn't change the ordinance then that falls on us.

Kevin Duerr – Sam would have sent us an amended ordinance.

Mr. Costa – They are putting in three drains (not audible).

Member – This is a question for the applicant, your existing basement is how high?

Mr. Sergi – I believe 7 ½ feet.

Member – The new basement is it going to be higher?

Mr. Sergi – A little bit higher with one step down.

Member – Does you existing basement have a sump pump?

Mr. Sergi – Yes.

Kevin Duerr – **OPEN TO THE PUBLIC**

So moved, seconded – all in favor say Aye

No one stepped forward

CLOSE TO THE PUBLIC

So moved, seconded – all in favor say Aye

Kevin Duerr – May I have a motion – Mayor Moscaritolo makes a motion to grant the soil movement permit, seconded by Mr. Clark.

ROLL CALL VOTE

Mr. Neiss – Give the board a quick overview.

Mr. Costa – The sewer drain going towards Route 4 is completely clogged. I brought it to their attention about 2 months ago and they have done nothing. They are not going to hire anybody; they said the borough can take care of that. I called the county and the county will be out there and they should be there by next week. Once that is cleaned out we will see exactly the size of the pipes.

Member – That site is no longer paved and you can call it a major development now and they are adding more than 10,000 square feet.

Mr. Costa – It may mean a major development. We have approval from the county and from Bergen County Soil and Conservation. (not audible). It will discharge into Coles Brook. Ultimately drains into the Hackensack River. Again, it is a county system, county road and we have very little leverage.

Mayor Moscaritolo – I wanted to ask Rob about the 7-11 projects, are there some loose ends there?

Mr. Costa – I got an E-Mail from the Councilwoman, I reached out to the engineer, he has a few details to do, I haven't gotten the plan back from him yet and some sort of an environmental issue.

Mr. Neiss – Right. I spoke to Mr. Van Horn he was the attorney who represented the applicant before you. He indicated to me that there is a new environmental issue related to something related to dry cleaning that is under the property and he is trying to structure a deal so that they can attend to that problem. He indicated that his clients were having financial difficulty to be able to deal with that and was coming up with creative funding to try and deal with that. I told him since he was dealing with 7-11 that maybe he could strike a deal with them to handle and he said he had not done that yet. Apparently, since they had a phase I there is some form of contamination.

(Board members speaking amongst themselves)

MOTION TO ADJOURN (9:15PM)

James Arakalian makes a motion to adjourn, seconded by Kevin Duerr.

All in favor say – Aye – All say Aye.

Respectfully submitted by,
Marijane Brandau