

**SEA BRIGHT, NEW JERSEY
UNIFIED PLANNING BOARD MINUTES
SEPTEMBER 25, 2018, 7:30 p.m.**

Chairman Cunningham called the meeting to order and requested those present to join him in the salute to the Flag.

OPENING STATEMENT:

Chairman Cunningham read the following statement:

The Borough of Sea Bright, in compliance with the Open Public Meetings Act has provided the time, date and location of this meeting to at least two designated newspapers, published same in the Asbury Park Press, the official newspaper, filed it with the Clerk and posted notice on the bulletin board in the Borough Office.

ATTENDANCE ROLL CALL:

PRESENT: Cunningham, DeGiulio, DeSio, Duffy, Leckstein,
Nott (arrived at 7:40 p.m.), Smith, Bills, Wray

ABSENT: Cashmore, Long, McGinley

BOARD SECRETARY APPOINTMENT:

Councilman Leckstein introduced a motion appointing Candace B. Mitchell as Secretary of the Planning/Zoning Board. Second by Board Chairman Cunningham and adopted upon the following roll call vote:

AYES: Cunningham, DeGiulio, DeSio, Duffy, Leckstein, Smith, Bills, Wray

NAYS: None

NOT PRESENT FOR VOTE: Nott

MEMORIALIZATION OF RESOLUTION:

**RESOLUTION OF THE SEA BRIGHT PLANNING/ZONING BOARD
GRANTING EXTENSION OF APPROVAL
RE: MacKal Ventures, LLC
BLOCK 20, LOT 5
14 East New Street**

WHEREAS, By resolution dated December 8, 2015, Applicant's predecessor in title, Tyler Nine LLC received D(1) Variance Relief and Bulk "C" Variance Relief approval from the planning/zoning board to permit the subject property located in the B-1 Zone to be developed into a two-family dwelling; and

WHEREAS, the application pertains to the premises designated as Block 20, Lot 5, on the Tax Map of the Borough of Sea Bright, which said premises are commonly known as 14 East New Street, Sea Bright, New Jersey;

WHEREAS, MacKal Ventures, LLC is the successor in title to Tyler Nine LLC;

WHEREAS, an appeal from the approval was filed by an objector, and the Superior Court of New Jersey affirmed the decision of the Board;

WHEREAS, the objector thereafter filed an appeal with the Superior Court Appellate Division, which appeal is still pending; and

WHEREAS, due to the pending appeal, the property owner has been unable to move forward with the development as approved;

WHEREAS, the applicant has requested an extension of time within which to obtain building permits and move forward with the development;

WHEREAS, all notice requirements were satisfied by the applicant, and the Board had jurisdiction to hear, consider and decide the request for the extension of time;

WHEREAS, the Board held a public hearing with regard to the referenced extension request on June 12, 2018; and

NOW, THEREFORE, BE IT RESOLVED by the Planning Zoning Board of the Borough of Sea Bright that it hereby grants an extension of 1 year for the perfection of the subdivision.

BE IT FURTHER RESOLVED that the Board Secretary is hereby authorized and directed to cause a certified copy of this Resolution to be sent to the Applicant, the Borough Clerk, the engineer, the building department and to make same available to all other interested parties and to cause notice of this Resolution to be published in the official newspaper at the Applicant's expense.

I certify the foregoing to be a true copy of a Resolution by the Sea Bright Planning/Zoning Board adopted on September 25, 2018.

Candace B. Mitchell, Secretary
Sea Bright Planning/Zoning Board

Adopted on a roll call on a motion by Boardmember DeSio
And seconded by Boardmember DeGiulio

AYES: Cunningham, DeGiulio, DeSio, Duffy, Smith, Bills, Wray

NAYS: None

ABSTAIN: Leckstein

NOT PRESENT FOR VOTE: Nott

Lance Cunningham, Chairman
Sea Bright Planning/Zoning Board

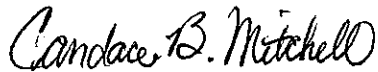
TRAINING CLASS FOR PLANNING BOARD MEMBERS

Board Attorney Kerry E. Higgins, Esq., held a seminar regarding Land Use Liability, a requirement by the Municipal Excess Liability Joint Insurance Fund, for the Boardmembers. A copy of the attendance log and seminar materials are on file in the Planning/Zoning Board Office.

ADJOURNMENT:

There being no further business Boardmember DeSio made a Motion to Adjourn at 8:40 p.m. Second by Councilman Leckstein and approved upon unanimous consent of the Board.

Respectfully Submitted,



Candace B. Mitchell
Board Secretary