

**MEETING MINTUES
BYRM TOWNSHIP PLANNING BOARD
JULY 19, 2018**

CALL TO ORDER

Chairman Shivas called the meeting to order at 7:30 p.m.

ROLL CALL

	Mr. Chozick	Mr. Dixon	Mr. Gonzalez	Ms. Raffay	Ms. Kash	Mr. Kaufhold	Mr. Morytko	Mayor Rubenstein	Ms. Shimamoto	Mr. Walsh	Chairman Shivas
HERE	H	H	H	H	H	H	H		H	H	H
ABSENT											
EXCUSED								EA			
LATE											

Also present: Attorney Kurt Senesky
Secretary Cheryl White

STATEMENT BY CLERK

Adequate notice of this meeting has been published specifying the time and place in compliance with the provisions of the Open Public Meetings Act.

FLAG SALUTE led by Chairman Shivas

MINUTES

Approval of the July 5, 2018 Meeting Minutes

A motion was made by Mr. Kaufhold to approve the minutes as written. The motion was seconded by Mr. Chozick. The following vote was taken:

	Mr. Chozick	Mr. Dixon	Mr. Gonzalez	Ms. Raffay	Ms. Kash	Mr. Kaufhold	Mr. Morytko	Mayor Rubenstein	Ms. Shimamoto	Mr. Walsh	Chairman Shivas
MOTION						√					
SECONDED	√										
AYE	√	√	√	√		√			√		√
NAY											
ABSTAIN					√		√			√	
ABSENT								√			

Motion carried.

Chairman Shivas shifted the order of business on the agenda.

NEW BUSINESS

Z05-2018, Michael Scuzzese, 7 Ka-ton-ah Trail, Block 143 Lot 112, R-5 Zone

Variance to construct a covered front porch.

Owner and applicant, Mr. Michael Scuzzese, was sworn in. Mr. Scuzzese said his front door is narrow and recessed making it difficult to enter, especially if you are carrying something. He said he would like to move the door out, flush with the front of the house, and add a 24.6' X 8' covered porch. He said this will add to the aesthetics of the home and make it safer. He said the front porch will be consistent with other homes in his neighborhood, noting that his home sits further back from the street than other homes in the area.

The Board discussed the measurements provided and it was discovered that Mr. Scuzzese did not measure from the overhang of the front porch, which would make the encroachment greater. The Board also noted that the zoning table provided in Mr. Scuzzese's application had the incorrect right and left yard setbacks. The zoning table was corrected to reflect the following:

Front Yard Variance Requested: 11.1'

Left Yard Variances Requested: 1.7'

Right Yard Variance Requested: 3.0'

With regards to the existing conditions, a variance to permit a left yard setback of 8 feet to the Bilco doors, and a continuation of an existing right yard setback of 0.8 feet is noted. The front porch will not encroach further on the left and right yard setbacks, and the shed in the rear, right side of the property, depicted on the survey has since been removed.

Chairman Shivas opened to the public. No one from the public came forward. Chairman Shivas closed to the public.

A motion to approve this application was made by Mr. Walsh. The motion was seconded by Mr. Morytko. The following vote was taken:

	Mr. Chozick	Mr. Dixon	Mr. Gonzalez	Ms. Raffay	Ms. Kash	Mr. Kaufhold	Mr. Morytko	Mayor Rubenstein	Ms. Shimamoto	Mr. Walsh	Chairman Shivas
MOTION										√	
SECONDED							√				
AYE	√	√	√	√	√	√	√		√	√	√
NAY											
ABSTAIN											
ABSENT								√			

Motion carried.

RESOLUTIONS

Z04-2018, Jim Mershon, 10 Cabin Spring Trail, Block 155 Lot 246.01, R-5 Zone

Variance for a front and left side yard setback to replace an existing deck and stairs, and a variance for a right yard setback to keep a pre-existing, nonconforming shed.

A motion was made by Ms. Shimamoto to approve the resolution was a minor correction. The motion was seconded by Mr. Chozick. The following vote was taken:

	Mr. Chozick	Mr. Dixon	Mr. Gonzalez	Ms. Raffay	Ms. Kash	Mr. Kaufhold	Mr. Morytko	Mayor Rubenstein	Ms. Shimamoto	Mr. Walsh	Chairman Shivas
MOTION									√		
SECONDED	√										
AYE	√	√	√	√					√		√
NAY											
ABSTAIN											
ABSENT								√			

Motion carried.

Z02-2018, Richard and Laura Nifenecker, Block 132 Lot 10, 17 Lakeview Trail, R-5 Zone.

Variances to renovate and enlarge a single-family dwelling, and to replace an existing garage with a new, three car garage.

A motion to approve the resolution with a minor correction was made by Ms. Raffay. The motion was seconded by Mr. Chozick. The following vote was taken:

	Mr. Chozick	Mr. Dixon	Mr. Gonzalez	Ms. Raffay	Ms. Kash	Mr. Kaufhold	Mr. Morytko	Mayor Rubenstein	Ms. Shimamoto	Mr. Walsh	Chairman Shivas
MOTION				√							
SECONDED	√										
AYE	√	√	√	√		√			√		√
NAY											
ABSTAIN											
ABSENT								√			

Motion carried.

REPORTS FROM COMMITTEES

Township Council

Ms. Kash said the Council has received many complains about garbage and traffic on Tomahawk Trail because of the pending Planning Board application for the proposed expansion at Tomahawk Lake Water Park. Ms. Kash said she hopes that the Planning Board gives careful consideration before making any decisions.

She said the Byram Business Owner’s Association was going to attend the July 17th Council meeting but didn’t show up, and the Council hopes they will attend the next meeting. She said the Council wants to encourage an open dialogue and she added that the BBOA plans on attending a future Planning Board meeting.

Lastly, she said the Council has received many inquiries about the Township’s position on cannabis. She said the Township supports the growing of cannabis, but they do not support sales or distribution. She said they need to become more educated on the subject.

Environmental Commission

Ms. Shimamoto said the meeting is on July 26, 2018.

Open Space

Mr. Morytko said no meeting was held.

Architectural Review Committee

Mr. Morytko said no meeting was held.

BILLS

No bills were submitted

PUBLIC COMMENT

Chairman Shivas opened to the public. No one from the public came forward. Chairman Shivas closed to the public

ADJOURNMENT

A motion to adjourn the meeting was at 8:15 p.m. by Ms. Shimamoto. The motion was seconded by Mr. Kaufhold. All were in favor. Motion carried. The meeting was adjourned.

Respectfully submitted,
Cheryl White