

**MEETING MINUTES  
BYRAM TOWNSHIP PLANNING BOARD  
DECEMBER 5, 2019**

**CALL TO ORDER**

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

**ROLL CALL**

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

Also present: Attorney, Kurt G. Senesky, Esq.  
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 November 21, 2019 Meeting Minutes.

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

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

Motion carried.

**RESOLUTION**

SP2-2019, Anty Trucking Inc., Block 226 Lot 16, 9 Lackawanna Drive, IPR Zone

To amend the May 2019 resolution of approval with regards to the phasing plan for all site improvements.

A motion to approve the resolution was made by Mr. Kaufhold. The motion was seconded by Ms. Shimamoto. The following vote was taken:

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

Motion carried.

**NEW BUSINESS**

Mr. Dixon stepped down for this matter.

Z20-2019, John & Jennifer Riedener, 14 Briar Lane, Block 365.02 Lot 7, R-4 Zone

Relief from Byram Township Code Section 240-24 A. To keep and extend a 6-foot fence in the front yard.

Mr. and Mrs. Riedener were sworn in. They began by saying that the Byram Township Zoning Officer visited their property after a complaint for a neglected pool was received. Upon inspection of the property the zoning officer asked if approval for a fence higher than four feet in the front yard was obtained. The applicants stated that the fence existed when they purchased the property. The zoning officer said they would need to reduce the height of the fence, remove the fence or seek a variance. The applicants are seeking approval to keep the fence and to add an extension to the fence. They said the fence will help protect their property from the neighbor's dogs, which they believe to be a nuisance. They added that the fence will not inhibit sight distance, and that the neighbors did not object to the fence. It was noted that the applicants did not know the setback from the roadway to the proposed fence extension so the applicant agreed it will be no closer to the roadway than 20 feet.

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 with the condition that the maximum set back be no closer than 20 ft., the maximum height no more than 6 ft. and the type of fence being extended must be consistent with the existing fence was made by Mr. Walsh. The motion was seconded by Ms. Shimamoto. The following vote was taken:

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

Motion carried.

The record should reflect that Mr. Morytko arrived at the meeting at 7:45 p.m.

**REPORTS FROM COMMITTEES**

- Architectural Review Committee – No meeting was held.
- Building Committee – No meeting was held.
- Environmental Commission – No meeting was held.
- Open Space – No meeting was held.
- Township Council – No representative was present at the meeting.
- November 2019 Zoning Report -  
 6 permits were issued.  
 No permits were denied.  
 No site plan waivers were issued.  
 2 Highlands Determinations were done.  
 9 Notice of Violations were issued.  
 19 NOV’s were cleared.  
 4 summonses were issued.  
 4 signs were removed from the roadway.

**BILLS**

Harold Pellow & Associates (8 bills) \$2,758.35  
 A motion to approve Mr. Stoner’s bills was made by Mr. Walsh. The motion was seconded by Mr. Morytko. All were in favor. Motion carried.

**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 made at 8:00 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*