

## **BOROUGH OF MIDLAND PARK – ZONING BOARD OF ADJUSTMENT MINUTES**

**January 10, 2024**

PLEASE TAKE NOTE:

ON WEDNESDAY, JANUARY 10, 2024, THE ZONING BOARD OF ADJUSTMENT OF THE BOROUGH OF MIDLAND PARK HELD A REGULAR MEETING IN THE MIDLAND PARK COUNCIL CHAMBERS, 280 GODWIN AVE., MIDLAND PARK, NJ. THE FORMAL MEETING BEGAN AT 7:30 P.M

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### **FORMAL MEETING**

READING OF THE OPEN PUBLIC MEETINGS ACT

PLEDGE OF ALLEGIANCE

ROLL CALL:

|                       |         |                           |         |
|-----------------------|---------|---------------------------|---------|
| Mr. Les Andersen      | present | Mr. Mark Divak            | present |
| Mr. David Zuidema     | present | Mr. William Placier       | present |
| Mr. Richard Formicola | present | Mr. David Barlow          | present |
| Mr. Nick Papapietro   | present | Mr. Joseph Eliya, Alt #1  | present |
|                       |         | Mr. James Capalbo, Alt #2 | present |

Attendance by Board Professionals: L. Herlihy, Esq., Attorney and R. Wostbrock, Engineer

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### **REORGANIZATION:**

Meeting turned over to Atty. Herlihy for reorganization. Mr. Formicola, Mr. Papapietro, and Mr. Eliya were sworn in.

Motion to nominate Les Andersen for Chairperson made by Mr. Papapietro, seconded by Mr. Formicola; all voted in favor except for Mr. Andersen who abstained. Meeting turned over to Chairman Andersen.

Motion to nominate Mr. Papapietro for Vice-Chairperson made by Mr. Formicola. Seconded by Mr. Divak; all voted in favor except for Mr. Papapietro who abstained.

Motion to re-appoint Linda Herlihy, Esq. of Riker Danzig as Board attorney made by Mr. Papapietro. Seconded by Mr. Divak; all voted in favor.

Motion to nominate Mr. Formicola for Secretary made by Mr. Papapietro. Seconded by Mr. Divak; all voted in favor except for Mr. Formicola who abstained.

Minutes of the 12/13/23 meeting – approved

Motion to re-appoint Richard Wostbrock of Richard Wostbrock & Associates as Board engineer made by Mr. Formicola. Seconded by Mr. Divak; all voted in favor.

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### **PUBLIC HEARINGS:**

**DeLucia, James – 330 Prospect Street – BL 10.27 LT 1** – Applicant requested to carry to the 2/14/24 meeting. Motion to carry the application with no further notice required made by Mr. Papapietro. Seconded by Mr. Placier; all voted in favor. Chairman Andersen and Atty Herlihy explained to the public in attendance that they will not receive a new notice but that the matter is being rescheduled to the next meeting, and how/where they can view the application materials.

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### **COMMUNICATIONS:**

**Return of Unused Escrow** – Motion to recommend the release of the following unused escrow to Borough Council made by Mr. Formicola. Seconded by Mr. Placier; all voted in favor.

Garcia, Miguel & Amber – 38 Van Blarcom Avenue – BL 20 LT 5.02 - \$17.80

Jag-Tech LLC dba Midland Park Food Mart – 184 Godwin Avenue – BL 17 LT 9.01 - \$1,000.00

Atty. Herlihy and the Board discussed how they would like to proceed with the creation of the annual report due to Atty. Herlihy only being the Board Attorney for part of 2023.

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Meeting Adjourned – 7:48 PM

Jessica Harmon