

ADEQUATE NOTICE OF THIS MEETING HAS BEEN PROVIDED AS IS REQUIRED BY CHAPTER 231, PUBLIC LAW 1975 AND BY RESOLUTION 2004-8, WITH THE REQUEST OF THE HOME NEWS AND TRIBUNE AND THE SENTINEL NEWSPAPERS TO PUBLISH SAME, AND THIS ANNOUNCEMENT MUST BE ENTERED INTO THE MINUTES OF THIS MEETING.

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A meeting of the Zoning Board of Adjustments was held on October 26, 2010, commencing at 7:30 PM in the Criminal Justice Building, 61 Main St., South River, NJ.

Present were: Mr. Andre, Mr. Bodak, Mr. Ciulla, Mr. Clancy, Mr. DeMonico, Mr. Miller Mr. O'Grady and Mr. Scala.

Absent was Mr. Hranowski.

Also present was Mr. Bletcher from Bignell Planning, Mr. Kinneally the Board Attorney and Mr. Lee from CME.

The Minutes from September 28, 2010 were moved on a motion by Mr. Ciulla with a second by Mr. Bodak, all present approved.

COMPLETENESS:

2010-26 Lopes, Dora & Rui, 52 Mageira St., Block 258, Lot 8.1, variance 25' for rear yard setback for paver patio, was moved on a motion Mr. Scala with a second by Mr. Ciulla for a public hearing to be held on November 30, 2010 commencing at 7:35 or soon thereafter as called, all present approved.

2010-27 Blandino, Pat, 25 Fairview Ave., Block 185, Lot 7, replace driveway & patio with new patio and enlarge driveway was moved on a motion by Mr. Ciulla with a second by Mr. Scala for a public hearing to be held on November 30, 2010, commencing a 7:45 or soon thereafter as called, all present approved.

RESOLUTIONS:

The consent Resolution was moved on a motion by Mr. Andre with a second by Mr. Bodak, all present approved.

**MEMORIALIZING RESOLUTION  
FOR  
SOUTH RIVER ZONING BOARD OF ADJUSTMENT**

**ZB 2010-12  
MANUEL PACHECO**

**WHEREAS**, Manuel Pacheco, hereinafter referred to as the Applicant, has applied to the Zoning Board of Adjustment of South River for bulk variances to enclose the front porch and enlarge the garage on the premises known as Block 301, Lot 11.1, otherwise known as 32 Levinson Avenue, South River, New Jersey; and

**WHEREAS**, at the original completeness hearing, several deficiencies in the application were identified and the Applicant was asked to supply additional information to complete the application; and

**WHEREAS**, several meetings have passed and the Applicant has failed to supply the requested information or contact the Zoning Board in any manner; and

**WHEREAS**, the Board has made the following findings of fact:

1. Applicant Manuel Pacheco failed to supply sufficient information to complete his application before the South River Zoning Board. The Zoning Board advised the Applicant of the necessary information but has received no response

2. Several months have passed since the Applicant was notified that additional information was necessary, but the Zoning Board has received no information from the Applicant.

**NOW, THEREFORE BE IT RESOLVED** by the South River Board of Adjustment that the Application of Applicant Manuel Pacheco for a bulk variance to enclose the front porch and enlarge the garage be and hereby is denied for lack of prosecution in accordance with the findings of fact and conclusions of law rendered above.

**BE IT FURTHER RESOLVED** that a copy of the within Resolution certified by the Secretary of the Borough of South River Zoning Board of Adjustment be a true copy shall be afforded to the Applicant herein, the Zoning Officer of the Borough of South River, and to the Clerk of the Borough of South River, who is hereby directed to cause same to be published in an official newspaper in the Borough of South River within ten (10) days from the date hereof.

**ZB 2010-12**

**The foregoing Resolution was:**

**Moved by: Mr. Ciulla**

**Seconded by: Mr. Scala**

| <b>ROLL CALL</b>   | <b>YES</b> | <b>NO</b> | <b>ABSTAIN</b> | <b>ABSENT</b> |
|--------------------|------------|-----------|----------------|---------------|
| Mr. Mario Andre    | X          |           |                |               |
| Mr. Robert Bodak   | X          |           |                |               |
| Mr. Tony Ciulla    | X          |           |                |               |
| Mr. Michael Clancy | X          |           |                |               |

|                      |   |  |  |   |
|----------------------|---|--|--|---|
| Mr. Frank DeMonico   | X |  |  |   |
| Mr. Jeremiah O’Grady | X |  |  |   |
| Mr. John Scala       | X |  |  |   |
| <b>ALTERNATES</b>    |   |  |  |   |
| Mr. Andreas Miller   |   |  |  | X |
| Mr. Joseph Hranowski | X |  |  |   |

**ZB 2010-12**

The foregoing Resolution was:

Moved by: Mr. Andre

Seconded by: Mr. Bodak

| ROLL CALL            | YES | NO | ABSTAIN | ABSENT |
|----------------------|-----|----|---------|--------|
| Mr. Mario Andre      | X   |    |         |        |
| Mr. Robert Bodak     | X   |    |         |        |
| Mr. Tony Ciulla      | X   |    |         |        |
| Mr. Michael Clancy   | X   |    |         |        |
| Mr. Frank DeMonico   | X   |    |         |        |
| Mr. Jeremiah O’Grady | X   |    |         |        |
| Mr. John Scala       | X   |    |         |        |
| <b>ALTERNATES</b>    |     |    |         |        |
| Mr. Andreas Miller   |     |    |         |        |
| Mr. Joseph Hranowski |     |    |         |        |

I HEREBY CERTIFY THAT THE ABOVE IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED AT THE BOROUGH OF SOUTH RIVER ZONING BOARD OF ADJUSTMENT AT MEETING HELD ON OCTOBER 26, 2010.

**M. ANITA HERMSTEDT, SECRETARY**

2010-18 Denial without prejudice, Alves, Maria da Rocha, 13 Reid St., Block 150, Lot 7, conversion of single family to a two family residential dwelling.

**MEMORIALIZING RESOLUTION  
 FOR  
 SOUTH RIVER ZONING BOARD OF ADJUSTMENT**

**ZB 2010-18  
 MARIA DA ROCHA ALVES**

**WHEREAS**, Maria da Rocha Alves, hereinafter referred to as the Applicant, has applied to the Zoning Board of Adjustment of South River for bulk variances to convert

a single family dwelling to a two family dwelling on the premises known as Block 150, Lot 7, otherwise known as 13 Reid Street, South River, New Jersey; and

**WHEREAS**, at the original completeness hearing, several deficiencies in the application were identified and the Applicant was asked to supply additional information to complete the application; and

**WHEREAS**, several meetings have passed and the Applicant has failed to supply the requested information or contact the Zoning Board in any manner; and

**WHEREAS**, the Board has made the following findings of fact:

1. Applicant Maria da Rocha Alves failed to supply sufficient information to complete her application before the South River Zoning Board. The Zoning Board advised the Applicant of the necessary information but has received no response

2. Several months have passed since the Applicant was notified that additional information was necessary, but the Zoning Board has received no information from the Applicant.

**NOW, THEREFORE BE IT RESOLVED** by the South River Board of Adjustment that the Application of Applicant Maria da Rocha Alves for variances to convert a single family dwelling to a two family dwelling be and hereby is denied for lack of prosecution in accordance with the findings of fact and conclusions of law rendered above.

**BE IT FURTHER RESOLVED** that a copy of the within Resolution certified by the Secretary of the Borough of South River Zoning Board of Adjustment be a true copy shall be afforded to the Applicant herein, the Zoning Officer of the Borough of South River, and to the Clerk of the Borough of South River, who is hereby directed to cause same to be published in an official newspaper in the Borough of South River within ten (10) days from the date hereof.

**ZB 2010-18**

**The foregoing Resolution was:**

**Moved by: Mr. Ciulla**

**Seconded by: Mr. Scala**

| ROLL CALL            | YES | NO | ABSTAIN | ABSENT |
|----------------------|-----|----|---------|--------|
| Mr. Mario Andre      | X   |    |         |        |
| Mr. Robert Bodak     | X   |    |         |        |
| Mr. Tony Ciulla      | X   |    |         |        |
| Mr. Michael Clancy   | X   |    |         |        |
| Mr. Frank DeMonico   | X   |    |         |        |
| Mr. Jeremiah O'Grady | X   |    |         |        |
| Mr. John Scala       | X   |    |         |        |
| <b>ALTERNATES</b>    |     |    |         |        |
| Mr. Andreas Miller   |     |    |         | X      |
| Mr. Joseph Hranowski | X   |    |         |        |

**ZB 2010-18**

The foregoing Resolution was:

Moved by: Mr. Andre

Seconded by Mr. Bodak

| ROLL CALL            | YES | NO | ABSTAIN | ABSENT |
|----------------------|-----|----|---------|--------|
| Mr. Mario Andre      | X   |    |         |        |
| Mr. Robert Bodak     | X   |    |         |        |
| Mr. Tony Ciulla      | X   |    |         |        |
| Mr. Michael Clancy   | X   |    |         |        |
| Mr. Frank DeMonico   | X   |    |         |        |
| Mr. Jeremiah O'Grady | X   |    |         |        |
| Mr. John Scala       | X   |    |         |        |
| <b>ALTERNATES</b>    |     |    |         |        |
| Mr. Andreas Miller   |     |    |         |        |
| Mr. Joseph Hranowski |     |    |         |        |

I HEREBY CERTIFY THAT THE ABOVE IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED AT THE BOROUGH OF SOUTH RIVER ZONING BOARD OF ADJUSTMENT AT MEETING HELD ON OCTOBER 26, 2010.

**M. ANITA HERMSTEDT, SECRETARY**

2010-14, Zarga, Joseph & Marques, Sergio, 181 Whitehead Ave., Block 306, Lot 7, to allow single family dwelling to remain a two family.

**MEMORIALIZING RESOLUTION  
 FOR  
 SOUTH RIVER ZONING BOARD OF ADJUSTMENT**

**ZB 2010-14  
 JOSEPH ZARGA & SERGIO MARQUES**

**WHEREAS**, Joseph Zarga & Sergio Marques, hereinafter referred to as the Applicants, have applied to the Zoning Board of Adjustment of South River for a use variance to permit the continued use of the premises as a two family residence on the premises known as Block 306, Lot 7, otherwise known as 181 Whitehead Avenue, South River, New Jersey; and

**WHEREAS**, the Applicant has complied with all jurisdictional requirements necessary to prosecute the within application; and

**WHEREAS**, a public hearing was held by the Zoning Board on September 28, 2010, and

**WHEREAS**, the Board has made the following findings of fact:

1. Applicants Joseph Zarga & Sergio Marques have filed an application for use variance to permit continued use of the premises as a two family residence on the premises known as Block 306, Lot 7, otherwise known as 181 Whitehead Avenue in South River, New Jersey.
2. Adequate notice was provided and the Board has jurisdiction to hear this application.
3. The existing two family dwelling contains two electric meters, two gas meters and two separate heating systems.
4. The dwelling has been taxed as a two family dwelling since prior to 1985 by the Borough of South River.
5. The two family use is consistent with the uses in this neighborhood.
6. There was no opposition by any of the surrounding neighbors.

Based upon the foregoing findings of fact, the Board has arrived at the following legal conclusions:

1. The granting of the requested use variance would advance both the goals of the Borough's Master Plan and the purposes of the Land Development Ordinance for the Borough and the benefits derived from granting the use and bulk variances substantially outweigh any detriment resulting from the granting of these variances.

2. The use variance relief requested by the Applicant will not substantially impair the intent and purpose of the Zone Plan and Zone Ordinance and there is no detrimental impact to the neighborhood in granting this relief.

**NOW, THEREFORE BE IT RESOLVED** by the South River Board of Adjustment that the Application of Applicants Joseph Zarga & Sergio Marques for a use variance to permit the premises to be used as a two family house be and hereby is granted in accordance with the findings of fact and conclusions of law rendered above.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that approval of the aforementioned variance is conditioned upon the following:

1. Applicant shall pay to the appropriate Borough officials all review fees and escrow funds certified to be due by the Board secretary to compensate for review of Applicant's plans as well as professional services. No building permits or certificates of occupancy shall be issued nor final plans signed by Borough officials until all such fees and escrow funds have been received and notice of same filed with the appropriate code official of the Borough.

2. Applicant shall obtain all required inspections, permits and approvals.

**BE IT FURTHER RESOLVED** that a copy of the within Resolution certified by the Secretary of the Borough of South River Zoning Board of Adjustment be a true copy shall be afforded to the Applicant herein, the Zoning Officer of the Borough of South River, and to the Clerk of the Borough of South River, who is hereby directed to cause same to be published in an official newspaper in the Borough of South River within ten (10) days from the date hereof.

**ZB 2009-14**

**The foregoing Resolution was:**

**Moved by: Mr. Scala**

**Seconded by: Mr. Bodak**

| <b>ROLL CALL</b> | <b>YES</b> | <b>NO</b> | <b>ABSTAIN</b> | <b>ABSENT</b> |
|------------------|------------|-----------|----------------|---------------|
| Mr. Mario Andre  | X          |           |                |               |
| Mr. Robert Bodak | X          |           |                |               |

|                      |   |  |  |  |
|----------------------|---|--|--|--|
| Mr. Tony Ciulla      | X |  |  |  |
| Mr. Michael Clancy   | X |  |  |  |
| Mr. Frank DeMonico   | X |  |  |  |
| Mr. Jeremiah O'Grady | X |  |  |  |
| Mr. John Scala       | X |  |  |  |
| <b>ALTERNATES</b>    |   |  |  |  |
| Mr. Andreas Miller   |   |  |  |  |
| Mr. Joseph Hranowski |   |  |  |  |

**ZB 2009-14**

The foregoing Resolution was:

Moved by: Mr. Andre

Seconded by: Mr. Bodak

| ROLL CALL            | YES | NO | ABSTAIN | ABSENT |
|----------------------|-----|----|---------|--------|
| Mr. Mario Andre      | X   |    |         |        |
| Mr. Robert Bodak     | X   |    |         |        |
| Mr. Tony Ciulla      | X   |    |         |        |
| Mr. Michael Clancy   | X   |    |         |        |
| Mr. Frank DeMonico   | X   |    |         |        |
| Mr. Jeremiah O'Grady | X   |    |         |        |
| Mr. John Scala       | X   |    |         |        |
| <b>ALTERNATES</b>    |     |    |         |        |
| Mr. Andreas Miller   |     |    |         |        |
| Mr. Joseph Hranowski |     |    |         |        |

I HEREBY CERTIFY THAT THE ABOVE IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED AT THE BOROUGH OF SOUTH RIVER ZONING BOARD OF ADJUSTMENT AT MEETING HELD ON OCTOBER 26, 2010.

**M. ANITA HERMSTEDT, SECRETARY**

2010-15 Nervegna, Philip, 34 Southside Ave., Block 253, Lot 9.3, install driveway, patio and coverage exceeds 50%.

**MEMORIALIZING RESOLUTION  
 FOR  
 SOUTH RIVER ZONING BOARD OF ADJUSTMENT**

**ZB 2010-15  
 PHILIP NERVEGNA**

**WHEREAS**, Philip Nervegna, hereinafter referred to as the Applicant, has applied to the Zoning Board of Adjustment of South River for variances to permit a driveway, walkway and patio on the premises known as Block 253, Lot 9.3, otherwise known as 34 Southside Avenue, South River, New Jersey; and

**WHEREAS**, the Applicant has complied with all jurisdictional requirements necessary to prosecute the within application; and

**WHEREAS**, a public hearing was held by the Zoning Board on September 28, 2010, and

**WHEREAS**, the Board has made the following findings of fact:

1. Applicant Philip Nervegna has filed an application for bulk variances to install a 10.5' wide driveway, side walkway and rear patio on the premises known as Block 253, Lot 9.3, otherwise known as 34 Southside Avenue in South River, New Jersey.

2. Adequate notice was provided and the Board has jurisdiction to hear this application.

3. The property has existing violations for minimum lot area, lot width, front setback, side setback, and maximum building coverage largely due to the fact that this is a small lot.

4. The proposed driveway, walkway and patio, in addition to the existing house will not violate the impervious coverage limits.

5. The proposed driveway violates the side setback requirements because a 5' side setback is required and the driveway is proposed on the property line.

6. The proposal needs parking space relief because two spaces are required and only one is provided.

7. There appears to be a Borough drainage pipe on the Applicant's property although no easement appears on the survey; the Applicant understands and agrees that no damage can be caused to the Borough drainage pipe during installation of the driveway, walkway and patio.

8. There was no opposition by any of the surrounding neighbors.

Based upon the foregoing findings of fact, the Board has arrived at the following legal conclusions:

1. The granting of the requested variances would advance both the goals of the Borough's Master Plan and the purposes of the Land Development Ordinance for the Borough and the benefits derived from granting the use and bulk variances substantially outweigh any detriment resulting from the granting of these variances.

2. The bulk variance relief requested by the Applicant will not substantially impair the intent and purpose of the Zone Plan and Zone Ordinance and there is no detrimental impact to the neighborhood in granting this relief.

**NOW, THEREFORE BE IT RESOLVED** by the South River Board of Adjustment that the Application of Applicant Philip Nervegra for bulk variances to permit the installation of a driveway, walkway and patio be and hereby is granted in accordance with the findings of fact and conclusions of law rendered above.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that approval of the aforementioned variance is conditioned upon the following:

1. Applicant shall pay to the appropriate Borough officials all review fees and escrow funds certified to be due by the Board secretary to compensate for review of Applicant's plans as well as professional services. No building permits or certificates of occupancy shall be issued nor final plans signed by Borough officials until all such fees and escrow funds have been received and notice of same filed with the appropriate code official of the Borough.

2. Applicant shall obtain all required inspections, permits and approvals.

3. Applicant shall verify the depth of the existing drainage pipe and ensure that there is at least sixteen (16) inch coverage from the top of the drainage pipe.

4. If the Borough needs access to the drain pipe, then removal and/or replacement of the driveway shall be the sole responsibility of the Applicant.

5. If the Applicant or his contractors damage the drainage pipe during the installation of the driveway, walkway or patio, the Applicant shall be responsible for repair.

**BE IT FURTHER RESOLVED** that a copy of the within Resolution certified by the Secretary of the Borough of South River Zoning Board of Adjustment be a true copy shall be afforded to the Applicant herein, the Zoning Officer of the Borough of South River, and to the Clerk of the Borough of South River, who is hereby directed to cause same to be published in an official newspaper in the Borough of South River within ten (10) days from the date hereof.

**ZB 2010-15**

**The foregoing Resolution was:**

**Moved by: Mr. Bodak**

**Seconded by: Mr. Ciulla**

| ROLL CALL            | YES | NO | ABSTAIN | ABSENT |
|----------------------|-----|----|---------|--------|
| Mr. Mario Andre      | X   |    |         |        |
| Mr. Robert Bodak     | X   |    |         |        |
| Mr. Tony Ciulla      | X   |    |         |        |
| Mr. Michael Clancy   | X   |    |         |        |
| Mr. Frank DeMonico   | X   |    |         |        |
| Mr. Jeremiah O'Grady | X   |    |         |        |
| Mr. John Scala       | X   |    |         |        |
| <b>ALTERNATES</b>    |     |    |         |        |
| Mr. Andreas Miller   |     |    |         |        |
| Mr. Joseph Hranowski |     |    |         |        |

**ZB 2009-15**

**The foregoing Resolution was:**

**Moved by: Mr. Andre**

**Seconded by: Mr. Bodak**

| ROLL CALL        | YES | NO | ABSTAIN | ABSENT |
|------------------|-----|----|---------|--------|
| Mr. Mario Andre  | X   |    |         |        |
| Mr. Robert Bodak | X   |    |         |        |

|                      |   |  |  |  |
|----------------------|---|--|--|--|
| Mr. Tony Ciulla      | X |  |  |  |
| Mr. Michael Clancy   | X |  |  |  |
| Mr. Frank DeMonico   | X |  |  |  |
| Mr. Jeremiah O'Grady | X |  |  |  |
| Mr. John Scala       | X |  |  |  |
| <b>ALTERNATES</b>    |   |  |  |  |
| Mr. Andreas Miller   |   |  |  |  |
| Mr. Joseph Hranowski |   |  |  |  |

I HEREBY CERTIFY THAT THE ABOVE IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED AT THE BOROUGH OF SOUTH RIVER ZONING BOARD OF ADJUSTMENT AT MEETING HELD ON OCTOBER 26, 2010.

**M. ANITA HERMSTEDT, SECRETARY**

2010-15, Supak, Teri, 14 Fairview Ave., Block 179, Lot 15.2. relief of 50% lot coverage to install a 15' round above ground pool.

**MEMORIALIZING RESOLUTION  
 FOR  
 SOUTH RIVER ZONING BOARD OF ADJUSTMENT**

**ZB 2010-25  
 TERI SUPAK**

**WHEREAS**, Teri Supak, hereinafter referred to as the Applicant, has applied to the Zoning Board of Adjustment of South River for a bulk variance from Section 300-7 to allow a 18' round pool at the existing single family residence on the premises known as Block 179, Lot 15.2, otherwise known as 14 Fairview Avenue, South River, New Jersey; and

**WHEREAS**, the Applicant has complied with all jurisdictional requirements necessary to prosecute the within application; and

**WHEREAS**, a public hearing was held by the Zoning Board on September 28, 2010, and

**WHEREAS**, the Board has made the following findings of fact:

1. Applicant Teri Supak has filed an application for a bulk variance to allow a 15' round pool at the existing single family residence on the premises known as Block 179, Lot 15.2, otherwise known as 14 Fairview Avenue in South River, New Jersey.

2. Adequate notice was provided and the Board has jurisdiction to hear this application.

3. The proposed pool requires variance relief because it puts the property's impervious coverage in excess of the 50% limit contained in the Borough ordinances.

4. There was no opposition by any of the surrounding neighbors.

Based upon the foregoing findings of fact, the Board has arrived at the following legal conclusions:

1. The granting of the requested bulk variance would advance both the goals of the Borough's Master Plan and the purposes of the Land Development Ordinance for the Borough and the benefits derived from granting the bulk variance substantially outweigh any detriment resulting from the granting of these variances.

2. The bulk variance relief requested by the Applicant will not substantially impair the intent and purpose of the Zone Plan and Zone Ordinance and there is no detrimental impact to the neighborhood in granting this relief.

**NOW, THEREFORE BE IT RESOLVED** by the South River Board of Adjustment that the Application of Applicant, Teri Supak, for a bulk variance for lot coverage to exceed 50 % to allow a 15' round, above ground, pool be and hereby is granted in accordance with the findings of fact and conclusions of law rendered above.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that approval of the aforementioned variance is conditioned upon the following:

1. Applicant shall pay to the appropriate Borough officials all review fees and escrow funds certified to be due by the Board secretary to compensate for review of Applicant's plans as well as professional services. No building permits or certificates of occupancy shall be issued nor final plans signed by Borough officials until all such fees and escrow funds have been received and notice of same filed with the appropriate code official of the Borough.

2. Applicant shall obtain all required inspections, permits and approvals.

**BE IT FURTHER RESOLVED** that a copy of the within Resolution certified by the Secretary of the Borough of South River Zoning Board of Adjustment be a true copy shall be afforded to the Applicant herein, the Zoning Officer of the Borough of South River, and to the Clerk of the Borough of South River, who is hereby directed to cause same to be published in an official newspaper in the Borough of South River within ten (10) days from the date hereof.

**ZB 2009-25**

**The foregoing Resolution was:**

**Moved by: Mr. Andre**

**Seconded by: Mr. Scala**

| <b>ROLL CALL</b>     | <b>YES</b> | <b>NO</b> | <b>ABSTAIN</b> | <b>ABSENT</b> |
|----------------------|------------|-----------|----------------|---------------|
| Mr. Mario Andre      | X          |           |                |               |
| Mr. Robert Bodak     | X          |           |                |               |
| Mr. Tony Ciulla      | X          |           |                |               |
| Mr. Michael Clancy   | X          |           |                |               |
| Mr. Frank DeMonico   | X          |           |                |               |
| Mr. Jeremiah O'Grady | X          |           |                |               |
| Mr. John Scala       | X          |           |                |               |
| <b>ALTERNATES</b>    |            |           |                |               |
| Mr. Andreas Miller   |            |           |                |               |
| Mr. Joseph Hranowski |            |           |                |               |

**ZB 2009-25**

**The foregoing Resolution was:**

**Moved by: Mr. Andre**

**Seconded by: Mr. Bodak**

| <b>ROLL CALL</b>     | <b>YES</b> | <b>NO</b> | <b>ABSTAIN</b> | <b>ABSENT</b> |
|----------------------|------------|-----------|----------------|---------------|
| Mr. Mario Andre      | X          |           |                |               |
| Mr. Robert Bodak     | X          |           |                |               |
| Mr. Tony Ciulla      | X          |           |                |               |
| Mr. Michael Clancy   | X          |           |                |               |
| Mr. Frank DeMonico   | X          |           |                |               |
| Mr. Jeremiah O'Grady | X          |           |                |               |

|                      |   |  |  |  |
|----------------------|---|--|--|--|
| Mr. John Scala       | X |  |  |  |
| <b>ALTERNATES</b>    |   |  |  |  |
| Mr. Andreas Miller   |   |  |  |  |
| Mr. Joseph Hranowski |   |  |  |  |

I HEREBY CERTIFY THAT THE ABOVE IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED AT THE BOROUGH OF SOUTH RIVER ZONING BOARD OF ADJUSTMENT AT MEETING HELD ON OCTOBER 26, 2010.

**M. ANITA HERMSTEDT, SECRETARY**

PUBLIC HEARING:

2010-28 Silva, Manuel, 38 Claremont Avenue, Block 190, Lot 10, enlarge driveway in front yard, Mrs. Adelino spoke on behalf of her father and was sworn in by the Board Attorney. She explained that they would like to enlarge the driveway by about 3'. They will be using pavers. This application was opened to the public, having none it was closed on a motion by Mr. Scala with a second by Mr. Ciulla, all present approved. The Application was moved on a motion by Mr. Andre with a second by Mr. Scala, all present approved.

BILLS:

The bills were ordered paid on a motion by Mr. Ciulla with a second by Mr. Bodak, all present approved.

OPEN TO THE PUBLIC:

Mr. DeMonico opened the meeting to the public, hearing none this portion of the meeting was closed on a motion by Mr. Ciulla with a second by Mr. Bodak, all present approved.

COMMENTS:

Mr. DeMonico reminded everyone that next month would be our last meeting of the month and that we would be going to the Ria Mar afterwards, most everyone from the Board will be going.

Mr. Bodak asked if we heard from Mr. Schwartz regarding 34 Southside, the Attorney said that he sent a letter regarding this Application but did not hear back as of yet.

ADJOURNMENT:

The meeting was adjourned on a motion by Mr. Andre with a second by Mr. Clancy all present approved.

Respectfully submitted,

M. Anita Hermstedt, Secretary