

The regular meeting of the Bay Head Planning Board was held on Wednesday, August 18, 2010 at 7:30 p.m.

Mr. Shore read the following statement: “Pursuant to the applicable portions of the NJ Public Meetings Act, adequate notice of this meeting was mailed to the Ocean Star and posted in the corridor of this building and filed with the Bay Head Borough Clerk.”

Mr. Zabarsky administered the Oath of Allegiance for Ms. Katherine Wintersteen as the third Planning Board Alternate.

**Roll Call: Brian Shore, William Furze, David Kellogg, Kathleen Tell, Mayor Curtis, Bart Petrillo, Jennifer Barnes, Verity Frizzell, Patricia Wojcik, Ed Convey, Kathleen Wintersteen
Engineer – Susan Brasefield Attorney – Steven Zabarsky, Esq.
Absent: Peter Harrington**

The July 21, 2010 minutes were approved on a motion by Mr. Kellogg and seconded by Mr. Petrillo and passed with all in favor.

The first application, 2010-07, property located at 98 Osborne Ave., Block 23, Lot 4 was for Ms. Joanne Carluccio.

**Mr. William Gage, representing the application, addressed the board.
Mr. Gage apologized to the board for failing to notice two entities noted on the property owners list.**

Mr. Zabarsky stated not all necessary parties were correctly notified and by applicable law, the application can not be heard. Mr. Zabarsky requested re-notification of the Carluccio application for the September 15, 2010 meeting. This application will be the first to be heard.

Mr. Gage requested a special meeting before the next Planning Board Meeting scheduled for September 15, 2010. The request was denied by the board.

The second application, 2010-06, property located at 41-45 Mount L.L.C., Block 58, Lot 18 was for Dr. Frank and Viola C. Salvato.

Ms. Roberta Burcz, representing the application, addressed the board.

Ms. Roberta Burcz requested to carry the application to the October 20, 2010 Planning Board Meeting in the opportunity to have more Planning Members present to vote on the application.

Ms. Burcz would also like to have the professional planner, Mr. Feltz, present. Mr. Feltz is unable to attend the September 15, 2010 meeting. Mr. Feltz is available to attend the October 20, 2010 meeting.

Mr. Zabarsky stated Ms. Burze and the applicant are entitled to an expert.

Mr. Zabarsky requested re-notification of the Salvato application.

A motion was made by Ms. Tell and seconded by Mr. Kellogg to carry the application to the October 20, 2010 Planning Board Meeting.

Roll Call:

YEAS: Shore, Furze, Kellogg, Tell, Petrillo, Wojcik, Convey, Wintersteen

NAYS: None

NOT VOTING: Mayor Curtis, Ms. Barnes, Ms. Frizzell

Mr. Zabarsky stated this application will be carried to the October 20, 2010 Planning Board Meeting.

Demolition Delay Ordinance

Mr. Shore stated that Mr. Ed King felt we should be interviewing multiple people rather than just the one person as mentioned at last months Planning Board Meeting.

Mr. Shore will speak with D'Arcy Rohan Green early in September to schedule the next Demolition Delay Ordinance Committee Meeting.

Mr. Shore opened the meeting for public discussion. There were no comments or questions.

Mr. Shore offered the following Resolution to go into executive session.

WHEREAS, the Open Public Meetings Act, N.J.S.A. 19:4-12, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Planning Board of the Borough of Bay Head, in the County of Ocean, State of New Jersey, as follows:

- 1. The public shall be excluded from the discussions of and actions upon the hereinafter specified subject matter.**
- 2. The following subject involves matters of attorney/client privilege:

 Legal**
- 3. It is anticipated that the matter discussed will be made public at some point in the future.**
- 4. This Resolution shall become effective immediately.**

The Planning Board went into Executive Session at 7:55 p.m. At 8:27 p.m. the Planning Board came out of executive session and resumed the regular meeting.

The motion was made by Ms. Tell and seconded by Mayor Curtis to come out of executive session.

Mr. Shore called regular session back in order.

A motion was made by Mr. Kellogg, seconded by Ms. Tell to pay the following vouchers:

Maser/41-45 Mount LLC	222.00
Maser/98 Osborne	222.00
Maser/Public Attendance	148.00
Zabarsky/Mauro – 2009 Application	662.50

There being no further business the meeting was adjourned.

Respectfully Submitted,

**Laura Tuzzolino
Board Clerk**

