OCEANPORT PLANNING BOARD
MINUTES
JANUARY 8, 2013

Councilman Johnson called the meeting to order at 7:30 p.m. and announced that the meeting had been advertised in accordance with the Open Public Meetings Act.

Councilman Johnson led the flag salute.

OATHES OF OFFICE:
The following individuals were sworn in:

John Kahle	Class I (Mayor's Designee)
William Johnson	Class III (Council Liaison)
Robert Kleiberg	Class IV (Regular Member)
Jason Fichter	Class IV (Regular Member)
William Sullivan	Class IV (Regular Member)
Cynthia DeSousa	Alternate I
David Gruskos	Alternate II

MEMBERS PRESENT: Mr. Kahle, Councilman Johnson, Mr. Sullivan, Mr. Kleiberg, Mr. Savarese, Mr. Fichter, Ms. DeSousa, Mr. Gruskos, Mr. Whitson

MEMBERS ABSENT: Mr. Fichter, Mr. McCarthy, Mr. Widdis

OFFICIALS PRESENT: Jeanne Smith, Board Secretary, Rick DeNoia, Board Attorney and William White, Board Engineer and Planner

ELECTION OF CHAIRMAN: Mr. Whitson moved to appoint Christopher Widdis Chairman for 2013. Mr. Kahle seconded the motion which was approved by the Board.

ELECTION OF VICE CHAIRMAN: Mr. Kleiberg moved to appoint James Whitson Vice Chairman for 2013. Mr. Klahle seconded the motion which was approved by the Board with Mr. Whitson abstaining.

APPOINTMENT OF BOARD ATTORNEY: Vice Chairman Whitson asked for a motion to appoint Rick DeNoia Board Attorney for 2013 which was moved by Councilman Johnson and seconded by Mr. Kahle and unanimously approved by the Board.

APPOINTMENT OF BOARD SECRETARY: Vice-Chairman Whitson asked for a motion to appoint Jeanne Smith as Board Secretary for 2013 which was moved by Councilman Johnson and seconded by Mr. Kleiberg and unanimously approved by the Board.

APPOINTMENT OF BOARD ENGINEER/PLANNER: Vice-Chairman Whitson asked for a motion to appoint William White, Maser Consulting as Board Engineer/Planner for 2013 which was moved by Councilman Johnson and seconded by Mr.Savarese and unanimously approved by the Board.

BOARD BUSINESS:

1. A Resolution Approving the 2013 Meeting Schedule was approved on a motion from Councilman Johnson and a second from Mr. Kleiberg and approved by the Board. **PR-13-01**

2. Minutes of the meeting of November 19, 2012 were approved as presented on a motion from Councilman Johnson and a second from Mr. Sullivan and approved by the eligible Board members.

RESOLUTIONS:

3. PB2012-07 (Sea Girt Ave LLC) - As the Resolution was made available to the Board previously, Mr. DeNoia summarized the Resolution after which Councilman Johnson made a motion to approve the resolution which was seconded by Mr. Kleiberg and received the following roll call:

AYES:	Councilman Johnson, Mr. Kleiberg, Mr. Sullivan, Ms. DeSousa, Mr. Whitson
NAYES:	None
ABSTAIN:	None
ABSENT:	Mr. Fichter, Mr. McCarthy, Mr. Widdis
INELIGIBLE:	Mr. Kahle, Mr. Savarese, Mr. Gruskos

Ms. Smith stated the motion carried. **PR-13-02**

4. PB2012-13 67 Seneca Place (Katzenberger) - As the Resolution was made available to the Board previously, Mr. DeNoia summarized the Resolution after which Mr. Kleiberg made a motion to approve the resolution which was seconded by Mr. Sullivan and received the following roll call:

AYES:	Mr. Kahle, Councilman Johnson, Mr. Kleiberg, Mr. Sullivan, Mr. Whitson
NAYES:	None
ABSTAIN:	None
ABSENT:	Mr. Fichter, Mr. McCarthy, Mr. Widdis
INELIGIBLE:	Mr. Savarese, Ms. DeSousa, Mr. Gruskos

Ms. Smith stated the motion carried. **PR-13-03**

PETITIONS FROM THE PUBLIC:

Nick Katzenberger, 67 Seneca Place, appeared before the Board and petitioned for a reconsideration on his approval for 13.5' first floor elevation and requested a 14' first floor elevation with no changes to the overall height. Mr. White stated that the Applicant's Engineer had addressed the drainage issues and that as long as the height would not exceed 35' the Applicant would still be in conformance. Mr. DeNoia advised the Board how it could act depending on circumstances and that in this particular case because the height would not exceed the allowable it was not a variance matter and thus the Board could reconsider and advised the Board on how that was accomplished.

Mr. Gruskos questioned how the resolution could be changed when the decision was based on the plan approved. Mr. White clarified the facts involving the elevations for the zone, the storm levels and the Applicant's desire to be at 14' and the footprint would not change. Ms. Smith also advised that the plans submitted by the Applicant showed a 14' first floor elevation and the Board had not requested the plans be changed and resubmitted thus the plans would reflect the approval should the Board reconsider.

Mr. Kleiberg asked if they would be putting the furnace and water heater in the crawl space and was told no, only the duct work.

Councilman Johnson made a motion to revise the resolution of approval to allow for a 14' first floor elevation which was seconded by Mr. Sullivan and received the following roll call:

AYES:	Mr. Kahle, Councilman Johnson, Mr. Kleiberg, Mr. Sullivan, Mr. Whitson
NAYES:	None
ABSTAIN:	None
ABSENT:	Mr. Fichter, Mr. McCarthy, Mr. Widdis
INELIGIBLE:	Mr. Savarese, Ms. DeSousa, Mr. Gruskos

Ms. Smith stated the motion carried. **PR-13-03**

ADJOURNMENT: As there was no further business, the meeting was adjourned at 7:54 p.m. on a motion by Councilman Johnson which was seconded by Mr. Sullivan and approved by the Board.

Respectfully submitted,

JEANNE SMITH
Secretary