

**Borough of Highlands
Zoning Board of Adjustment
Regular Meeting
November 4, 2010**

Mr. Mullen called the meeting to order at 7:40 p.m.

Mr. Mullen asked all to stand for the Pledge of Allegiance.

Mr. Mullen made the following statement: As per requirement of P.L. 1975, Chapter 231. Notice is hereby given that this is a Regular Meeting of the Borough of Highlands Zoning Board of Adjustment and all requirements have been met. Notice has been transmitted to the Asbury Park Press and the Two River Times. Notice has been posted on the public bulletin board.

ROLL CALL:

Present: Ms. Ryan, Mr. Fox, Mr. Anthony, Mr. Mullen, Ms. Tierney, Mr. Kutosh

Absent: Mr. Braswell, Mr. Gallagher, Mr. Britton

**Also Present: Carolyn Cummins, Board Secretary
Greg Baxter, Esq., Board Attorney
Board Engineer Not Present**

**ZB#2010-2 Metro, PCS, New York, LLC
Block 108 Lot 2.01 – 450 Hwy 36
Request to Postpone Public Hearing to December 2nd, No Further Public Notice**

The reviewed and discussed the request for postponement of the Metro PCS public hearing to the December 2nd Meeting without the need for further public notice.

Mr. Baxter reviewed the new public notice that was served for this application even though it was not required. He stated that he finds everything in order therefore the board continues to have jurisdiction on this application.

Paul Drobbin, Esq., Objectors Attorney was present to discuss the hearing date.

The Board reviewed the written letter from Mr. Drobbin regarding the hearing date for this application.

Ms. Ryan offered a motion to carry the Metro PCS public hearing to the December 2nd meeting without the need for further notice, seconded by Mr. Kutosh and approved on the following roll call vote:

ROLL CALL:

AYES: Ms. Ryan, Mr. Anthony, Mr. Fox, Ms. Tierney, Mr. Kutosh, Mr. Mullen

NAYES: None

ABSTAIN: None

**ZB#2009-6 Sendowski, Oren
Block 43 Lot 6 – 30 Shrewsbury Avenue
Resolution Dismissing Application**

Mr. Kutosh offered the following Resolution and moved on its adoption:

11/4/10

**RESOLUTION DISMISSING SENDOWSKI VARIANCE APPLICATION
FOR 30 SHREWSBURY AVENUE, WITHOUT PREJUDICE**

WHEREAS, the application of OREN SENDOWSKI for variance relief at 30 Shrewsbury Avenue (Block 43, Lot 6) to demolish the existing home and construct a new home was filed with the Board in late December 2009; and

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WHEREAS, the Highlands Zoning Board of Adjustment scheduled the review of the matter for January 7 and February 4, 2010, both of which dates were adjourned at the applicant's request; and

WHEREAS, the Board reviewed the matter on March 4, 2010, and scheduled a hearing for April 1, 2010; and

WHEREAS, the hearing on this application was then adjourned at the applicant's requests on April 1, May 6, June 3 and July 1, 2010; and

WHEREAS, the Board began the hearing on this matter on August 5, 2010, and continued the hearing until the following month; and

WHEREAS, the continued hearing was adjourned, at the applicant's request, on September 2 and October 7, 2010; and

WHEREAS, the applicant has now advised the Board of his withdrawal of this application, and has requested that the application be dismissed without prejudice;

NOW, THEREFORE, BE IT RESOLVED by the Zoning Board of Adjustment of the Borough of Highlands that the variance application of OREN SENDOWSKI for variance relief at 30 Shrewsbury Avenue (Block 43, Lot 6) is hereby dismissed without prejudice; and

BE IT FURTHER RESOLVED that any unused escrow monies be returned to the applicant after payment of any outstanding board professional fees.

Seconded by Ms. Ryan and adopted on the following roll call vote:

ROLL CALL:

AYES: Ms. Ryan, Mr. Fox, Mr. Anthony, Mr. Mullen, Mr. Kutosh

NAYES: None

ABSTAIN: None

Approval of Minutes:

Ms. Ryan offered a motion to approve the October 7, 2010 Zoning Board Minutes, seconded by Mr. Fox and all were in favor.

Mr. Mullen offered a motion to adjourn the meeting, seconded by Mr. Fox and all were in favor.

The Meeting adjourned at 7:58 P.M.

CAROLYN CUMMINS, BOARD SECRETARY