

PLANNING BOARD
BOROUGH OF BERNARDSVILLE
Minutes – May 13, 2021
VIRTUAL ONLINE MEETING

1. **O.P.M.A. Statement:** A statement of adequate meeting notice and adherence to the state mandated emergency remote meetings protocols, as set forth on this meeting's web-posted agenda, was read by Chair, Robert Graham, at 7:35 pm.

2. **Roll Call:**

Present – Members Gardner, Graham, Horowitz, Kellogg, Macmillan, Paluck, Simoff and Thompson.

Absent – Mr. McQueen,

Board Professionals Present: Attorney John Kaplan (substituting for Mr. Warner), Planner John P. Szabo, Jr. and Engineer Robert Brightly.

3. **Minutes:** Review of draft 3/25/21 meeting minutes.

Upon review, the need for two typographical corrections was noted. A motion to approve the minutes as corrected was made by Ms. Thompson and seconded by Ms. Kellogg.

Voice vote:

All eligible members voted in the affirmative. Members Paluck and Simoff both abstained.

4. **Communications:** The Board acknowledged and/or discussed the following documents:

A. 4/20/21 Somerset Hills Village Board of Trustees email re faulty notice claim.

B. 4/28/21 A. Suriano email transmittal of introduced Ordinance #2021-1881 re amending adopted stormwater regulations Ordinance #2021-1872 w/ notice, clean, annotated and comparison versions.

C. 5/3/21 F. Mottola FW of A. Suriano 4/28/21 email to BOA & PB re 2021 Financial Disclosure Statements notice.

D. 5/11/21 K. MacDonald, Ph.D. email re 5/10/21 letter to Mayor & Council and Enhanced Model Stormwater Ordinance For Municipalities.

The Board accepted Mr. Horowitz's offer to reply to Ms. MacDonald's email with the advice that any specific recommendations she or Raritan Headwaters may have regarding amendments to introduced ordinance #2021-1881 should be presented to the Council before or during the scheduled public hearing.

5. **Business of Visitors not related to agenda:** None.

6. **Old Business:** None.

7. New Business:

A. D26a Master plan consistency review of introduced ordinance #2021-1881 – amends stormwater control ordinance #2021-1872.

The Board acknowledged that this ordinance as introduced contains the same amendments to ordinance #2021-1872 as those it sent to the governing body for consideration.

Mr. Szabo opined that the introduced ordinance is consistent with the master plan's many expressions of environmental concern and that D26 review provides for any recommendations the Board wishes to make to the governing body relative to the subject ordinance. No members of the public were in attendance to comment on the ordinance when the meeting was opened for same. There were no comments from members of the Board. A draft resolution finding the ordinance not inconsistent with the master plan had been prepared by Mr. Warner's office and distributed.

A motion to adopt Planning Board resolution #2021-10, finding Ordinance #2021-1881 not inconsistent with the master plan was made by Ms. Thompson and seconded by Ms. Gardner.

Roll call vote:

All members voted in the affirmative.

B. Review 5/13/21 Bills List w/ Invoices.

Upon review, a motion to approve the listed invoices in the amount of \$3,417.50 was made by Ms. Kellogg and seconded by Ms. Thompson.

Roll call vote:

All members voted in the affirmative.

8. Upcoming Board Reviews/Public Hearings/Pending Applications: The Board acknowledged the following matter and its upcoming hearing date:

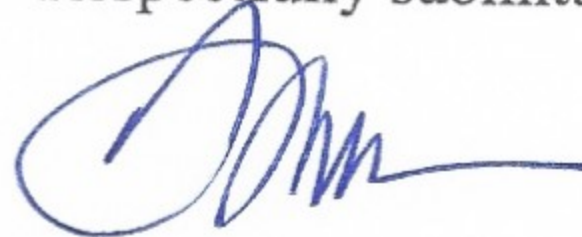
Application #SP-235 – NEW CINGULAR WIRELESS PCS, LLC; Minor Non-Residential Site Plan & Conditional Use Approval w/ out Variances; 150 Morristown Road, B:62, L:4.03, Zone: D-G; Received 2/26/21, Scheduled to be heard 5/27/21.

9. Business of Visitors, second opportunity: None.

10. Executive Session: None.

11. Adjournment: Chair Graham adjourned the meeting at 8:03 pm.

Respectfully submitted,



Frank Mottola, Planning & Zoning Boards
Administrative Officer & Recording Secretary

Keywords: Ordinance-1881-Raritan-MacDonald-stormwater-master-plan-Resolution-#2021-10