

Minutes

Special Meeting

Englewood Board of Adjustment

Monday May 24, 2010

8:00 pm

Municipal Court 73 South Van Brunt Street

Meeting called to order at 8:05pm

Roll call, announcement of proper notice of meeting

Minutes of May 13th

Motion to approve: Mr. Feintuch Second: Mr. Fuld

Motion passes

Resolution:

File#2009-12 Moriah School of Englewood 40, 53 South Woodland Street

Motion to approve: Mr. Fuld Second: Mr. Osorio

Passed by a vote of 5 yes (Feintuch, Fuld, Osorio, Schermer, Byrne)

0 no

Announcements:

File#2010-5 Albashaireh, 190 Englewood Ave moved to June 17<sup>th</sup>

File#2010-7 FABC Estate 116/124 South Van Brunt Street moved to July 15<sup>th</sup>

New Application:

File#2010-8 Joseph Eichenholz, 515 Cape May Street

Mr. Eichenholz was sworn in and gave testimony. The applicant is proposing a rear yard deck on his property. Marked as evidence was: A1: Photo of home to the right of the deck

A2: Photo looking at the end of the backyard showing Flat Rock  
Nature Center

The meeting was open to the public. No one came forward. The public portion of the meeting was then closed. There was a board discussion.

Motion to approve: Mr. Maron Second: Mr. Shafer

Passed by a vote of 7 yes ( Feintuch, Fuld, Maron, Osorio, Shafer, Mitchell, Schermer)

0 no

Mr. Schermer recused himself from this case.

File#2009-14 Splish Splash 95 West Palisade Avenue

Elliot Urdang, attorney for the applicant addressed the board. He commented on the proposed resolution. Ken Albert, city engineer and planner was sworn in and gave testimony. There was a board discussion.

Motion to approve with the following conditions as well as other conditions outlined in the approving resolution:

Dogs will be allowed a 7 day stay at the facility and the maximum number of dogs allowed is 7.

The motion was made by Mr. Fuld with a second by Mr. Shafer.

Before the vote was taken the motion was amended to the following:

Dogs will be allowed a 7 day stay and the maximum number of dogs allowed is 8. The motion was made by Mr. Fuld with a second by Mr. Shafer.

Passed by a vote of 6 yes ( Feintuch, Fuld, Maron, Osorio, Osorio, Shafer)

1 no (Byrne)

File#2008-4 Dwight Englewood School, 315 East Palisade Avenue

Mr. Shafer recused himself from this application.

Elliot Urdang, attorney for the applicant

Steven Rother, attorney for the objectors

Eric Herschmann, objector

Mr. Hirschman called Dwight Sipprelle to testify . Mr. Sipprelle was sworn in and testified as an objector to the application. Marked as evidence were the following:

O6-Aerial photo-Lincoln Street improvements

O7- Four photos Walnut Street

- Tree buffer looking west
- Looking west, north end of tree buffer
- Same as #2
- Cross section of northern tree buffer

O8- various Photos

O9-eleven photos 3x5 taken by Mr. Herschmann in May 2010 while a sporting event was taking place at the school.

The meeting was open to question Mr. Herschmann. No one came forward. The public portion of the meeting to question Mr. Herschmann was then closed.

This case is continued until June 28<sup>th</sup>

Motion to adjourn: Mr. Fuld Second: Ms. Mitchell

Meeting adjourned at 10:30 pm

Respectfully submitted:

Tina Evans