

Minutes

Regular Meeting

Englewood Board of Adjustment

Monday January 24, 2011

Municipal Court 73 South Van Brunt Street

8:00 pm

Members present: Mr. Feintuch, Mr. Fuld, Ms. Thomas, Ms. Mitchell, Chairwoman Byrne

Members absent: Mr. Shafer

Also present: Mr. Albert, Mrs. Evans, Mr. Rutherford Mr. Porrino

Meeting called to order at 8:10 pm

Roll call, announcement of proper notice of meeting

Announcements:

File32010-5 Omar Albashaireh, 190 Englewood Avenue  
Moved to March 28<sup>th</sup>

File#2011-3 Joseph Caleca, 297 Shepard Avenue  
Moved to March 17<sup>th</sup>

Minutes:

Minutes of January 20<sup>th</sup>

Motion to approve: Mr. Feintuch Second: Ms. Thomas  
Motion passes

Resolution:

File#2010-10 J. S. Stephens 24 West Hamilton Avenue  
Motion to approve: Mr. Fuld Second: Mr. Feintuch  
Passed by a vote of 4 yes ( Feintuch, Fuld, Thomas, Byrne)

0 no

2011 Calendar:

The October meetings will now be on the 17<sup>th</sup> and 24<sup>th</sup>

New Application:

File#2011-4 Massage Envy Spa, 28 West Palisade Avenue

Paul Kaufmann, attorney for the applicant addressed the board. The applicant, a national company, is seeking to open a spa at 28 West palisade Avenue.

Sworn in and giving testimony was Michael Tobia, licensed professional planner. He gave a description of the overall services of the spa, membership and history of the franchise.

Marked as evidence were the following:

A1- Massage Envy description and mission statement

A2- Hi Class Living ad

A3- Copy of ad from Readers Digest Magazine

A4- Copy of ad from Better Homes

A5- Personal report for Michael Tobia

A6- Online description of Englewood Floris

A7- Photo of Bergen Town Center in Paramus showing Massage Envy and European Wax Centers

A8- Interior Photos

A9- Photos of waiting room

A10- Hoboken Location

Mr. Tobia stressed to the board that the business is not in any way a massage parlor. The initial capital investment is \$500,000.00. The hours of operation proposed are Monday thru Friday 9:00am until 10:00 pm. Saturday and Sunday 9:00 am until 6:00 pm.

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

Donald Porrino, zoning officer was sworn in and gave testimony. Ken Albert, city engineer and planner was also sworn in and gave testimony. The meeting was open to the public, no one came forward. The public portion of the meeting to question both men was then closed.

There was a board discussion and comments.

At this time the applicant's attorney Mr. Kaufmann requested a withdrawal of the application. They will return to the board on February 17<sup>th</sup> with a new application for a use variance.

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

Meeting adjourned at 9:40 pm