

Minutes

Special Meeting

Englewood Board of Adjustment

Wednesday August 3, 2016

Municipal Court 73 South Van Brunt Street

8:00 p.m.

Members present: Mr. Feintuch, Mr. Reidler, Ms. Thomas, Mr. Meisner, Mr. Wilson

Members excused: Mr. Fuld, Mr. Schwalbe, Chairwoman Byrne, Mrs. Baker-Jackson

Also present: Mr. Rutherford, Mrs. Evans

Meeting called to order at 8:15 p.m.

Roll call, announcement of proper notice of meeting

Continued Applications:

File#2016-3 221,229 Engle Street Associates (Schwartz) and 221 Engle Street Associates LLC  
221,229 Engle Street Block 1103 Lots 15, 16

Elliot Urdang, attorney for the applicant addressed the board and gave them an overview of the application.

Frantz Volcy, City Engineer was sworn in and was questioned by Mr. Urdang. The meeting was open to the public to question Mr. Volcy. The following person came forward:

Ms. Pat Fattell 216 Engle Street

The public portion of the meeting to question Mr. Volcy was then closed.

Donna Miller (T & M Associates), Planner for the board was sworn in and gave testimony. She referred to her report from May 27<sup>th</sup>. Mr. Urdang questioned Ms. Miller. The meeting was open to the public to question Ms. Miller. The following person came forward:

Dr. Harvey Chertoff 205 Engle Street

The public portion of the meeting to question Ms. Miller was then closed.

Victoria Schwartz, applicant was sworn in and gave testimony as a rebuttal witness. Marked as evidence was: A1-Photo of office directory signage at 216 Engle Street. The photo was taken by Mrs. Schwartz.

The meeting was open to the public to question Ms. Schwartz. The following person came forward:

Dr. Ron White 216 Engle Street

The public portion of the meeting to question Ms. Schwartz was then closed.

Mr. Urdang called Dr. Paul Mendelowitz to be sworn in and give testimony. The meeting was open to the public to question Dr. Mendelowitz. The following person came forward:

Dr. Ron White 216 Engle Street

The public portion of the meeting to question Dr, Mendelowitz was then closed.

The meeting was open to the public for comments. The following people came forward and were sworn in:

Dr. Harvey Chertoff 205 Engle Street

Dr. Ron White 216 Engle Street

Ms. Pat Fattel 216 Engle Street

The public portion of the meeting for comments was then closed. Mr. Urdang gave his summary. There was a board discussion.

Motion to approve with the following but not limited to conditions:

- No more than four Doctors practicing in the building at the same time
- No more than 12 patients in the building at the same time
- No patients will be allowed to be treated at 199 Engle Street
- One parking space will be eliminated
- The practice will not expand

The motion was made by Mr. Reidler. There was a second by Mr. Meisner

3 yes (Feintuch, Reidler, Meisner)

2 no (Thomas, Wilson)

The motion failed.

#### New Application:

File#2016-4 Rehaul, 150 Glenwood Road, Block 1101 Lot 11

Elliot Urdang, attorney for the applicant addressed the board. He called Angelo Onello to be sworn in and give testimony as the engineer for the applicant. Mr. Onello agreed to the terms outlined in City Engineer Frantz Volcy's report. The meeting was open to the public. The following people came forward:

Frantz Volcy, City Engineer

Donna Miller, Planner for the Board

Daniel Simpson 156 Glenwood Road neighbor.

The public portion of the meeting to question Mr. Onello was then closed.

Raul Mederos, architect for the applicant was sworn in and gave testimony. The meeting was open to the public to question Mr. Mederos. The following person came forward:

Frantz Volcy, City Engineer

The public portion of the meeting to question Mr. Mederos was then closed.

Lenny DeTomasso, landscape architect for the applicant was sworn in. Marked as evidence were the following:

A1-photoboard (copies of this photo board were distributed at the meeting

A2-colored landscape plan dated 2/16/16.

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

The meeting was open to the public for comments. The following person came forward:

Frantz Volcy, City Engineer who stated that the applicant must perform a perc test on their property.

They also must make sure that the drainage issues in his engineering report are addressed.

Mr. Urdang gave his summary. There was a board discussion.

Motion to approve: Mr. Reidler Second: Mr. Wilson

Passed by a vote of 5 yes (Feintuch, Reidler, Meisner, Thomas, Wilson)

0 no

At this time the meeting was concluded. A motion was made by Ms. Thomas to adjourn the meeting and seconded by Mr. Reidler. The meeting ended at 11:30 p.m.

Respectfully submitted,

Tina Evans

