

**Borough of Watchung
Planning Board Meeting
September 15th, 2009
Minutes**

Salute to the Flag.

Chairman Speeney called the meeting to order at 7:35 and stated that notice of this meeting had been posted in the Borough Hall, filed with the Borough Clerk and given in the way of notice to the Courier News, Echoes Sentinel, the Reporter and Star Ledger in conformance with the N.J.S.A. 10:4-6 et seq.

Present at the call of the roll were: Speeney[X] Boyd[A] Havas[X] Haveson[A] Addario[X] Pennett[X] Schaefer[X] Beck-Clemens[X] Panzarella[X] Ellis[A] Pote[A]
Councilman Pote arrived at 7:41.

Chairman Speeney said that Mrs. Beck-Clemens would be voting in place of Mr. Addario, and Paul Panzarella would vote in lieu of Mrs. Pennett.

Also present was Board Attorney Frank Linnus sitting and Board Engineer Tom Herits.

Chairman Speeney made a motion to waive the reading of and approve the minutes of the meeting of August 18th, 2009. That motion was seconded by Mr. Havas. The Chair asked for a voice vote. The vote was approved by everyone

except Mrs. Pennett and Mrs. Schaefer who abstained. The minutes of August 18th, 2009 were approved.

Chairman Speeney asked to have resolution PB09-R8 read with just the findings of fact. Present was John Sullivan Esq., attorney for the applicant, and Ed Klein of Carecycle, Inc.

Havas read: PB09-R8 Carecycle Inc.

PB09-01 Carecycle Inc.

Watchung Square Mall

1515 Route 22 West

Chairman Speeney accepted the reading of the findings of fact as a motion to approve and called for a second.

Councilman Pote seconded the motion. The Chair opened up discussion from the board. There were some typos that were corrected by the board. Councilman Pote asked how and when the donations would be made. Mr. Klein said that the 1st 50% would be given to the Borough up front, and the second half in six months. Hearing no more discussion, the Chair asked for a vote from the eligible board members to vote. The vote was as follows:

Speeney[X] Havas[X] Panzarella[X] Pote[X] The resolution was memorialized as approved.

The Chair opened up the public portion of the meeting. Hearing no one from the public, the public portion was closed.

Mr. Frank Linnus discussed the fact that regarding Ritchie vs. Planning Board and Map Investment, Judge Ashrafi ruled in favor initially. The plaintiffs applied for reconsideration and the Planning Board opposed it. Judge Ciccone then ruled that the decision was upheld and that Map Investment has approval. There are 45 days to appeal from that ruling.

Mrs. Pennett announced that on October 18th, the Green Day Festival would be held at Watchung Hills Regional High School.

Hearing no more discussion, the Chair adjourned the meeting at 8:25PM until the next meeting of November 17th, 2009.

Respectfully submitted,

Carolyn Taylor
Planning Board Clerk