

June 18, 2019

A regular meeting of the Wantage Township Land Use Board was held on Tuesday, June 18, 2019 at the Wantage Township Municipal Building. The meeting was held in compliance with the provisions of the Open Public meetings act, P.L. 1975, Chapter 231. It was properly noticed and posted to the public.

SALUTE TO THE FLAG

Mr. Bassani invited all persons present to participate in the Pledge of Allegiance.

Mr. David Soloway swore in Alternate #3 Justin Dudzinski.

ROLL CALL

PRESENT: Ron Bassani, Joe Konopinski, Chuck Meissner, Ron Slate, and Justin Dudzinski. Attorney, David H. Soloway. Engineer, Harold Pellow. Secretary, Jeanne McBride

APPLICATIONS

L-2019-03

MJMA Mining, Gravel, and Sand LLC

Block 21 Lots 8,9,10

Lower Unionville Road & Route 284

Minor Subdivision, Preliminary Site Plan and C&D Variances

Mr. Bassani carried the application is carried to the July 16, 2019 meeting at 7:00 pm, no new notice is necessary.

L-2017-07

When Pigs Fly, LLC

Block 18, Lot 12.08

Located on Route 565 in the Limited Industrial and the Airport Hazard Zone.

Conflict attorney Mr. Soloway stated on the record the reason for the application. The applicant was before the Board, and was denied. Mr. Daggett sued the town arguing the Board was prejudiced by remarks the chairman made. The Judge reversed the denial and remanded the application back to the Board. The Judge also disqualified every board member that heard the original application.

Mr. Daggett said the Judge gave Mr. Gennaro the option to have the court decide, Mr. Gennaro stated he believed it should be members of the Community, not by a Judge in Morristown. As the Resolution reads now, the only permitted items in the hangars are planes and accessories to airplanes. The applicant wishes to remove the word accessory.

Mr. Daggett explained the FAA wants to keep existing hangars viable, the airport is not up to standard, that is the reason for the empty hangars. Mr. Gennaro is seeking permission to store other items until the airport is viable. He believed he was applying for a “C” variance.

Mr. Soloway explained along with “C” variance; Mr. Daggett checked the Interpretation box on the application. Mr. Soloway explained it is not a permitted use, it should have been an application for a Use variance.

Mr. Daggett said it is permitted as long as there is an airplane there, the applicant is seeking permission of storage without aircraft.

Discussion between Mr. Daggett., Mr. Soloway and Mr. Bassani regarding accessory use and the possibility of a “D” variance ensued.

Mr. Daggett said, since receiving permission for accessory use the FAA changed its position in 2016 on non-aeronautical use of hangers and permitted storage. Based on that information he would like to apply for a “D” variance.

Mr. Soloway explained the procedure in applying for the “D” Variance. Mr. Soloway invited the attorney’s objectors to speak. William Fiore and Matt Dolan from the law firm Meyner & Landis are the objectors. Mr. Fiore stated the Board considered a similar application in 2008 and that application was denied. He also is seeking permission to interpret the FAA document Mr. Daggett intends to submit.

Mr. Bassani opened the application to the public for procedural questions only. To help the public understand Mr. Bassani explained a “D” variance.

Herman Terpstra of Route 565 stated he see nothing wrong with a change of use.

There being no other public wishing to speak Mr. Bassani closed this portion of the meeting and asked for a motion to adjourn.

ADJOURNMENT

On a motion duly made by Mr. Konopinski, seconded by Mr. Meissner and carried, the meeting was adjourned at 7:45 pm.

Respectfully submitted,

Jeanne M McBride, Secretary