

**TOWNSHIP OF ROCKAWAY
BOARD OF ADJUSTMENT
MINUTES FOR REGULAR MEETING
January 11, 2022**

This meeting of the Rockaway Township Board was called to order by Mr. Jason Smolinski at 7:43pm in the Council Meeting Room of the Rockaway Township Municipal Building, 65 Mount Hope Road, Rockaway Township, New Jersey.

Announcement was made that this meeting was being held pursuant to the New Jersey Open Public Meetings Act. Notice had been properly posted and filed with the Municipal Clerk of the Township of Rockaway, mailed to all those persons requesting notification, and provided in writing to The Citizen of Morris County and The Daily Record on December 8, 2021. Notice to the paper was made via email. Formal action may be taken.

ATTENDANCE:

-Present: Mr. Smolinski, Mr. Loftus, Mr. Scherwa, Mr. Nicastro, Mr. Tahan, Ms. Royek & Ms. Platts
-Also Present: Ms. Garcia, Mr. Bell, Mr. Snieckus (Burgis) & Mr. Ten Kate (Boswell)
-Absent: Mr. Lusardi, Mr. Deus & Ms. Lucas

FLAG SALUTE

APPROVAL OF MINUTES: December 21, 2021 Regular Meeting.

Ms. Platts made a motion to approve, seconded by Mr. Tahan, with unanimous approval

CORRESPONDENCE: There were no correspondence

OPEN TO THE PUBLIC: There was no one present from the public.

**PUBLIC HEARINGS: BOA # 21-35 Cassidy 34 Williams Street Block 22004 Lot 33
"C" Variance**

This application is being carried forward to February 1, 2022 without notice.

**BOA # 21-36 Shah 40 Shawnee Avenue Block 21301 Lot 84
"C's" Variance**

The homeowner, Mr. Shah presented to the board, along with his Engineer, Mr. Fred Stewart. Mr. Shah explained how he wanted to level and extend his backyard for his family to have more room in their backyard. The applicant has requested variance relief from Section 54-30.10I.(3) which establishes steep slope disturbance 15% to 25% & Section 54-30.10I.(4) which establishes steep slope disturbance, 25% and greater, Section 54-30.10I(5) which establishes slope disturbance.

The homeowner will apply for soil disturbance and will also apply to Morris County Soil. There will be a safety barrier on top of the retaining wall and will be shown on the revised drawings. The paver walkway proposed to the front of the dwelling is proposed as pervious pavers, if they change to non-pervious, they must be noted on the revised drawings. Any retaining walls greater than three feet in exposed height require retaining wall stability calculations to be provided to the Township for review

and approval. The calculations must be signed and sealed by a Professional Engineer licensed in the State of NJ.

Mr. Stewart explained how the work to this property will improve the property. The homeowners are looking to make their backyard bigger and want to be able to use as much property as possible. There will be no substantial detriment to the public good, this is an improvement.

The meeting was open to the public. There were no comments from the public. Meeting was closed to the public.

Mr. Tahan made a motion to approve, seconded by Mr. Nicastro, with unanimous approval.

RESOLUTION:

Mr. Smolinski read the **Resolution for Payment for Professional Services from Escrow Accounts.**

Mr. Tahan made a motion to approve, seconded by Mr. Nicastro, with unanimous approval.

**BOA #21-32 – Delgado 6 Meadow Drive
Block 10801 Lot 1 “C” Variance**

Mr. Tahan made a motion to approve, seconded by Mr. Smolinski, with unanimous approval.

**BOA #21-33 – Hou 3 High Street
Block 10717 Lot 4 “C” Variance**

Mr. Smolinski made a motion to approve, seconded by Mr. Tahan, along with approval by Mr. Schewra, Mr. Nicastro, Ms. Platts and Ms. Garcia. Mr. Loftus voted Nah.

Adjournment of the meeting was made by Mr. Smolinski at 8:08pm, seconded by Ms. Platts. Next meeting, January 25, 2022 at 7:30pm.