

**TOWNSHIP OF ROCKAWAY  
BOARD OF ADJUSTMENT  
MINUTES FOR REGULAR MEETING  
October 5, 2021**

This meeting of the Rockaway Township Board was called to order by Mr. Jason Smolinski at 7:30pm 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 16, 2020. Notice to the paper was made via email. Formal action may be taken.

**ATTENDANCE:**

-Present: Mr. Smolinski, Mr. Loftus, Mr. Scherwa, Ms. Royek, Ms. Platts

-Also Present: Mr. Deus, Ms. Garcia, Ms. Lucas & Mr. Bell

-Absent: Mr. Tahan, Mr. Nicastro, Mr. Lusardi

**FLAG SALUTE**

**PUBLIC HEARINGS:**

Mr. Smolinski opened with **BOA #21-29 Ortiz Block 20401 Lot 10.08 "C" Variance**. The homeowner, Jason Ortiz presented to the board. Mr. Ortiz explained that he is a corner lot and did not know that a five-foot fence is not permitted in the front yard. The applicant has requested variance relief from Section 54-30.6G(2) Fence on Corner Lot and Section 54-30.8E(1) which establishes a maximum fence height of four feet in in a front yard area.

The applicant was deemed complete by Mr. Smolinski. This property is a corner lot which is causing the variance of the front yard setback in the R-13 District.

The applicant started to construct a new five-foot privacy fence for safety reasons. His dog escaped through the old metal fence and ran onto Mt. Hope Rd. and for the safety of his daughter.

Nice side of fence is facing outwards, fence is at grade.

Mr. Smolinski opened the meeting to the public. No comments from the public. Closed to the public.

Mr. Ortiz explained that he is on a corner lot and that was the reason he was going for the variance. The improvements to this house will only enhance the neighborhood. There will be no negative criteria if a variance is granted.

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

**RESOLUTION:**

Mr. Bell read **the Resolution of BOA #21-17, Brus**. Mr. Smolinski made a motion to approve, seconded by Ms. Royek, with unanimous approval.

Adjournment of the meeting was made by Mr. Smolinski at 8:03pm, seconded by Ms. Platts. Next meeting, October 19, 2021 at 7:30pm.