

**EAST WINDSOR TOWNSHIP ZONING BOARD OF ADJUSTMENT  
MINUTES OF January 26, 2017**

The meeting of the East Windsor Township Zoning Board was held on Thursday, January 21, 2016, in the East Windsor Township Municipal Building, 16 Lanning Boulevard, East Windsor, New Jersey, 08520. Zoning Board Secretary Allison Quigley called the meeting to order at 8:04 p.m.

**STATEMENT OF ADEQUATE NOTICE**

Pursuant to the Sunshine Law, a notice of this meeting's date, time, place, and agenda was mailed to the news media, posted on the Township bulletin board, and filed with the Municipal Clerk.

**ROLL CALL**

Members Present: Mr. Bailey, Ms. Berdzik, Mr. Cosenza, Mr. Sawant, Ms. Shifman, Mr. Primiano

Members Absent: Mr. Rago

Professionals and Staff Present: Allison Quigley, Zoning Board Secretary  
Michael O'Donnell, Board Attorney

**NEW AND REAPPOINTED MEMBERS**

Vijay Sawant, Alternate #1, Term Expires: December 31, 2017

Mr. O'Donnell administered the Oath of Office to Mr. Sawant.

**ELECTION OF OFFICERS:**

**Nomination/Election of Chairperson for 2017**

MOTION TO NOMINATE ROCHELLE SHIFMAN AS CHAIRPERSON MADE BY: Mr. Cosenza

MOTION SECONDED BY: Mr. Primiano

**ROLL CALL**

AYES: Mr. Bailey, Ms. Berdzik, Mr. Cosenza, Mr. Sawant, Ms. Shifman, Mr. Primiano

NAYES: None

ABSTAINS: None

**Nomination/Election of Vice-Chairperson for 2017**

MOTION TO NOMINATE JOSEPH PRIMIANO AS VICE-CHAIRPERSON MADE BY: Ms. Shifman

MOTION SECONDED BY: Mr. Bailey

ROLL CALL

AYES: Mr. Bailey, Ms. Berdzik, Mr. Cosenza, Mr. Sawant, Ms. Shifman, Mr. Primiano  
NAYES: None  
ABSTAINS: None

**APPOINTMENTS**

**REPORTS/CORRESPONDENCE/ANNOUNCEMENTS**

**PUBLIC FORUM**

Chairperson Shifman opened the meeting to the public. There being no public comment, the public forum was closed.

**RESOLUTION 2017-01 – Approving Annual Meeting Calendar for 2017**

**RESOLUTION 2017-02 – Designation of Official Newspaper/Notice of Meetings and Fees for 2017**

**RESOLUTION 2017-03 – Adoption of Rules and Regulations for 2017**

**RESOLUTION 2017-04 – Appointment of Allison Quigley as Administrative Secretary to Zoning Board of Adjustment**

**RESOLUTION 2017-05 – Appointment of Michael O’Donnell as Attorney to Zoning Board of Adjustment**

MOTION TO APPROVE RESOLUTIONS MADE BY: Ms. Berdzik

MOTION SECONDED BY: Mr. Cosenza

ROLL CALL

AYES: Mr. Bailey, Ms. Berdzik, Mr. Cosenza, Mr. Sawant, Ms. Shifman, Mr. Primiano  
NAYES: None  
ABSTAIN: None

**DISCUSSION ITEMS**

- 1. EWT File #ZB08-012**  
Daveco Industrial LLC  
Block 53.04, Lot 13.01  
Extension of Time

Mr. O’Donnell stated that in 2009, the Zoning Board of Adjustment granted approval of an application filed by Daveco, which included several variances that were granted as part of the

application. Mr. O'Donnell stated that no work has been done on the project since the approval was granted. He stated that he spoke with the attorney who represented Daveco, Bob Smith, and Mr. Smith indicated that there were some issues that prevented the project from moving forward. Those issues included the passing of the owner of Daveco, David Lackland, and other family illnesses, as well as the recession in 2010. Mr. O'Donnell stated that Mr. Lackland's daughter, Jennifer Lackland, has taken over the company and has indicated that they would like to proceed with the project. The applicant is requesting a one year extension on the project that would expire on January 26, 2018. Mr. Primiano asked Mr. O'Donnell if anything did expire. Mr. O'Donnell stated that according to the zoning ordinances, variances will expire after one year if no work is done on the project. He continued, stating that there is a case that discusses if an applicant provides reasons why the project was not started that the Board finds substantial, the Board can grant an extension on the approval. Mr. Primiano asked if members would have had to be present for the original approval to vote on the extension. Ms. Shifman stated that the decision would be up to the current board. Mr. Bailey asked Mr. O'Donnell if there were any substantial changes to the applicable statutes. Mr. O'Donnell stated that there were not.

MOTION TO APPROVE REQUEST FOR EXTENSION OF TIME MADE BY: Mr. Primiano

MOTION SECONDED BY: Mr. Bailey

**ROLL CALL**

AYES: Mr. Bailey, Ms. Berdzik, Mr. Cosenza, Mr. Sawant, Ms. Shifman, Mr. Primiano

NAYES: None

ABSTAIN: None

**ADJOURNMENT OF MEETING**

There being no further business, the meeting was adjourned.

**CERTIFICATION OF SECRETARY**

I, undersigned, do hereby certify;

That I am the Zoning Board of Adjustment Secretary of the Township of East Windsor Zoning Board of Adjustment and that the foregoing minutes of the Zoning Board of Adjustment, held on January 26, 2017, constitute a true and correct copy of the minutes of the said meeting.

IN WITNESS WHEREOF, I have hereunto subscribed my name of said Zoning Board of Adjustment this 16<sup>th</sup> day of February, 2017.

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Allison Quigley, Board Administrative Secretary  
East Windsor Township