

**BOROUGH OF NORTHVALE  
PLANNING BOARD/BOARD OF ADJUSTMENT  
OCTOBER 7, 2009**

**MINUTES**

**Chairman, Charles Amorosso, reads the Sunshine Statement into the record at 8:00 p.m.**

**ATTENDANCE:**

**PRESENT:** MR. AMOROSSO, MR. GIANNOTTI, MAYOR HOGAN,  
MR. DELAURA, MR. PERRETTI,  
COUNCILMAN SOKOLOSKI, MR. TREBINO,  
MR. VOLLMER, MR. PIEHLER (ALTERNATE #1),  
MRS. WALKER (ALTERNATE #2), MR. DEVLIN  
(ALTERNATE #4)

**ALSO PRESENT:** ATTY. GREGG PASTER, MR. LOUIS RAIMONDI

**ABSENT:** MR. DELISIO, MR. MARANA

**REGULARLY SCHEDULED COMBINED  
WORK SESSION AND FORMAL MEETING**

**WORK SESSION**

There were no Work Session applications submitted to the Board.

**FORMAL MEETING**

**APPROVAL OF RESOLUTION – SLEEPY’S,  
271 LIVINGSTON STREET, BLOCK 207, LOT 6**

A motion to **approve** the Resolution was made by Mr. Vollmer, seconded by Mr. Perretti.

**ROLL CALL:** Mr. Vollmer, Mr. Perretti, Mr. Amorosso, Mr. Giannotti, Mr. DeLaura,  
Mr. Trebino, Mr. Piehler - YES

**APPROVAL OF RESOLUTION – PAOLO PETRILLO,  
208-210 LIVINGSTON STREET, BLOCK 901, LOTS 7 & 8**

A motion to **approve** the Resolution was made by Mr. Amorosso, seconded by Mr. Piehler.

**ROLL CALL:** Mr. Amorosso, Mr. Piehler, Mr. Giannotti, Mr. DeLaura, Mr. Perretti,  
Mr. Trebino - YES

John Rooney of 411 West Avenue came forward. He mentioned that a point of order is always a question. Point of order on the Resolution could not be from the audience. Mr. Rooney stated - at the discretion of the Board and it's still a point of order that the Board is not recognizing the point of order.

ROLL CALL: Mr. Amorosso, Mr. Piehler, Mr. Giannotti, Mr. DeLaura, Mr. Perretti,  
Mr. Trebino - YES

**APPROVAL OF RESOLUTION –**  
**T-MOBILE NORTHEAST, LLC f/k/a**  
**OMNIPOINT COMMUNICATIONS, INC. V.**  
**NORTHVALE ZONING BOARD OF ADJUSTMENT**

A motion to **approve** the Resolution was made by Mr. Giannotti, seconded by Mr. Vollmer.

ROLL CALL: Mr. Giannotti, Mr. Vollmer, Mr. Amorosso, Mayor Hogan, Mr. DeLaura,  
Mr. Perretti, Councilman Sokoloski, Mr. Trebino, Mr. Piehler,  
Mrs. Walker, Mr. Devlin - YES

**APPROVAL OF MINUTES OF SEPTEMBER 2, 2009**

A motion to **approve** the minutes was made by Mr. Giannotti, seconded by Mr. Trebino.

ROLL CALL: Mr. Giannotti, Mr. Trebino, Mr. Amorosso, Mayor Hogan, Mr. DeLaura,  
Mr. Perretti, Councilman Sokoloski, Mr. Piehler, Mrs. Walker - YES

*Correspondence* was discussed.

The meeting was now **opened to the public**.

John Rooney of 411 West Avenue came forward. He discussed the Petrillo Application that was approved by the Board on September 2, 2009. Mr. Rooney stated that there are two variances pertaining to the application, undersized parking spaces and any residential development must be 15 feet, there must be a buffer of 15 feet between the residential and the commercial. It also provides that there should be a five foot fence wall. These two provisions were not considered by the Board. He commented that these two variances were missed.

Mr. Rooney feels that the Petrillo application should be null and void. He intends to send a protest to the Council. He stated that there is always a time for reconsideration. Any member who voted in the affirmative could have a motion to reconsider the application, to bring it back before the Board to consider the two variances that were missed, said Mr. Rooney. He is going to state his reasons to the Mayor and Council.

A motion to **adjourn** the meeting at 8:19 p.m. was made by Mr. Amorosso, seconded by Mr. Giannotti.

All in Favor - "YES".

**Meeting adjourned.**

**Respectfully submitted,**

A handwritten signature in cursive script that reads "Laura Benvenuto". The signature is written in black ink and is positioned below the typed name.

**Laura Benvenuto, Board Secretary**