

SPECIAL MEETING APRIL 18, 2005

Mayor Ganz called the meeting to order at 8:06 p.m.

PRESENT: Mayor Ganz, Deputy Mayors Etler and Weinstein, Councilmembers Caan and McCarthy.

ABSENT: Attorney Lustgarten

ALSO PRESENT: Manager/Municipal Clerk Kwasniewski and Assistant Municipal Clerk Bojanowski.

ORDINANCES: SECOND READING

Upon motion by Deputy Mayor Etler a second by Deputy Mayor Weinstein, it was unanimously agreed to read the following ordinance by title and open the time for a public hearing.

Ordinance No. 2011-2005

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN 2000, SPECIFICALLY CHAPTER 125, ENTITLED "LAND DEVELOPMENT", ARTICLE V, MORE SPECIFICALLY SUBSECTION 125-53 "STORMWATER MANAGEMENT"

Mayor Ganz explained that this ordinance is designed to bring the Borough in compliance with the State.

Harvey Rubinstein, 28 Rutgers Terrace stated that he had suggested at the Planning Board meeting that there should be a checklist at the meeting.

There being no further comments by the public, upon motion by Deputy Mayor Etler and a second by Deputy Mayor Weinstein, it was unanimously agreed to close the time for public hearing.

Upon motion by Deputy Mayor Etler and a second by Deputy Mayor Weinstein, Resolution No. 153-2005 adopting Ordinance No. 2011-2005 was unanimously passed.

Upon motion by Deputy Mayor Etler a second by Deputy Mayor Weinstein, it was unanimously agreed to read the following ordinance by title and open the time for a public hearing.

Ordinance No. 2012-2005

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN 2000, SPECIFICALLY CHAPTER 49, ENTITLED "AFFORDABLE HOUSING" BY ADDING SUBSECTION 49-12 B-4 AND B-5 BUSINESS OVERLAY RESIDENTIAL DISTRICTS

Manager/Municipal Clerk Kwasniewski stated that in order for the Borough to maintain its COAH obligation, this ordinance had to be adopted. This ordinance is the exact ordinance that was previously in effect without the sunset clause.

Harvey Rubinstein, 28 Rutgers Terrace stated that when the Planning Board reviewed this ordinance, they mentioned Radburn as possible places to meet the COAH allotment. He felt this is a perfect time to eliminate this area from the COAH regulations. Mayor Ganz stated this applied to the B-4 and B-5 districts on River Road.

There being no further comments by the public, upon motion by Deputy Mayor Etlar and a second by Councilmember McCarthy, it was unanimously agreed to close the time for public hearing.

Upon motion by Deputy Mayor Etlar and a second by Deputy Mayor Weinstein, Resolution No. 154-2005 adopting Ordinance No. 2012-2005 was unanimously passed.

Upon motion by Deputy Mayor Weinstein a second by Councilmember Caan, it was unanimously agreed to read the following ordinance by title and open the time for a public hearing.

Ordinance No. 2013-2005

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF FAIR LAWN 2000, SPECIFICALLY CHAPTER 49, ENTITLED "AFFORDABLE HOUSING" BY ADDING SUBSECTION 49-13 I-2-OR INDUSTRIAL OVERLAY DISTRICTS

Mayor Ganz stated this was the continuing obligation for COAH on the Hadco site.

Maureen Moriarity, 14 Burnham Place, asked if the Borough had any further COAH obligation. Mayor Ganz advised her that any new construction would have to meet the COAH requirements. This particular ordinance relates only to the Hadco site.

There being no further comments by the public, upon motion by Deputy Mayor Weinstein and a second by Councilmember McCarthy, it was unanimously agreed to close the time for public hearing.

Upon motion by Deputy Mayor Etlar and a second by Councilmember McCarthy, Resolution No. 155-2005 adopting Ordinance No. 2013-2005 was unanimously passed.

ADJOURNMENT TO WORK SESSION

Upon motion by Deputy Mayor Weinstein and a second by Councilmember Caan, the meeting was adjourned to Work Session at 8:16 p.m.

Respectfully submitted,

Marilyn B. Bojanowski, RMC
Assistant Municipal Clerk

The undersigned have read and approve the foregoing minutes.

Mayor David L. Ganz

Councilmember Allan Caan

Deputy Mayor Martin Etlar

Councilmember Owen McCarthy

Deputy Mayor Steven Weinstein