PLANNING BOARD 1 BOROUGH OF MONTVALE 2 COUNTY OF BERGEN 3 ----X BLOCK 1103, LOT 5 and BLOCK 403, LOT 1: 4 METROPOLITAN HOME DEVELOPMENT AT : WERIMUS, LLC, 87 and 91 Spring Valley : 5 Road, Amended Site Plan and Major Soil: Movement Application 6 ----X 7 Tuesday, May 21, 2019 Council Chambers 12 Mercedes Drive 8 Montvale, New Jersey 9 Commencing 7:45 p.m. BEFORE: 10 JOHN DePINTO, CHAIRMAN 11 FRANK STEFANELLI, VICE CHAIRMAN ROSE CURRY, COUNCIL PRESIDENT 12 JIMMY D'AGOSTINO, absent JOHN CULHANE 13 WILLIAM LINTNER MAGGIE O'NEILL 14 DANTE TEAGNO, absent ROBERT ZITELLI 15 ROBERT REGAN, BOARD ATTORNEY 16 ANDREW HIPOLIT, BOROUGH ENGINEER LORRAINE HUTTER, BOARD SECRETARY 17 JEFFREY FETTE, CONSTRUCTION CODE OFFICIAL DARLENE GREEN, PLANNER 18 MAYOR GHASSALI, absent A P P E A R A N C E S: 19 20 BEATTIE PADOVANO BY: ANTIMO A. DEL VECCHIO, ESQ. 21 50 Chestnut Ridge Road, Suite 208 Montvale, New Jersey 07645 22 (201) 573-1810 Attorneys for the Applicant 23 24 Donna Lynn J. Arnold, C.C.R. 25 Computerized Transcription Services

2 CHAIRMAN DePINTO: Montvale Planning Board 1 will come to order. 2 3 (Open Public Meetings Act) CHAIRMAN DePINTO: Roll call. 4 MS. HUTTER: Mr. Culhane. 5 6 MR. CULHANE: Here. 7 MS. HUTTER: Council Member Curry. 8 COUNCILWOMAN CURRY: Here. 9 MS. HUTTER: Mr. D'Agostino. 10 Mr. Fette. MR. FETTE: Here. 11 12 MS. HUTTER: Mayor Ghassali. 13 Mr. Lintner. 14 MR. LINTNER: Here. 15 MS. HUTTER: Ms. O'Neill. 16 MS. O'NEILL: Here. 17 MS. HUTTER: Mr. Stefanelli. MR. STEFANELLI: 18 Here. 19 MS. HUTTER: Mr. Teagno. 20 Mr. Zitelli. 21 MR. ZITELLI: Here. 22 MS. HUTTER: Chairman DePinto. 23 CHAIRMAN DePINTO: Here. 24 (Agenda) 25 CHAIRMAN DePINTO: We're going to be

3 moving on to Metropolitan Home Development. 1 2 MS. HUTTER: For the record, Ms. Curry is 3 recused. MR. REGAN: Yes, D Variance relief. 4 The 5 Mayor is not here so Councilwoman Curry is leaving the dais. 6 7 CHAIRMAN DePINTO: All right. I'll read 8 by title only and I'll call for a motion to introduce 9 and a second. 10 Borough of Montvale Planning Board resolution 11 granting preliminary and final major subdivision 12 approval, variance relief and major soil movement permit and approval of an Environmental Impact 13 14 Statement to Metropolitan Homes Development Corporation at Werimus, LLC. 15 16 Anyone care to introduce? 17 MR. CULHANE: So move. CHAIRMAN DePINTO: Mr. Culhane. 18 19 Is there a second? MR. LINTNER: Second. 20 CHAIRMAN DePINTO: Mr. Lintner. 21 22 Mr. Regan, any changes? 23 MR. REGAN: Yes, there are a number of 24 changes that have been requested by a number of people 25 for this resolution and the first one is on Page 3,

it's the third line from the end of Paragraph 1. 1 Ιt reads currently the 2006 preliminary approval was 2 never finalized. A suggested revision there to delete 3 finalize and insert constructed. 4 The next change is on Page 10, Paragraph 11 on 5 that page. Again, I hope the paragraphs are coming 6 7 out the same way because there have been a number of 8 different iterations. The paragraph numbers remain the same but may be just on a different page. 9 Paragraph 11, the third line states, "he noted 10 11 that the property slopes higher away from Spring 12 Valley Road. That's kind of an awkward wording. Ι

13 suggest striking higher away and substitute up, you
14 know, that the property slopes up from Spring Valley
15 Road.

The next one is on Page 13, Paragraph 19, the second line, it currently reads the row of giant, row of giant green arborvitae suggested change it to row of Green Giant arborvitae which is the correct wording.

The next one is on Page 19. This an easy one. It refers to the Board Exhibit 10. The report of Board Planner Green dated, it's not February 25th, it's February 26th.

25

Page 21, it's just a clarifying provision in the

5 middle of page -- in the middle of Paragraph 35. 1 2 CHAIRMAN DePINTO: I'm sorry. What page 3 is this? MR. REGAN: Page 21, the middle of 4 5 Paragraph 35. It states, he noted that the seven 6 homes to front on the new cul-de-sac off Spring Valley 7 Road adjoin multi-family development to the north and is isolated from the west less than 10 feet, insert 8 9 the words less residential so it would read less 10 intense residential. 11 Then we go to Page 24 and I might need some 12 input from Chris on this. This is the variance 13 pertaining to the wall location. Originally I had in 14 the second paragraph of the Paragraph D, the applicant 15 proposes a, a modular block wall. And the requested 16 change is, the applicant proposes a stacked fieldstone or cobble wall. 17 Would that work, Chris? 18 19 In lieu of the block wall? MR. DOUR: MR. REGAN: Yeah. 20 21 MR. DOUR: Yeah. 22 MR. REGAN: We'll make that change so it 23 would read, the applicant proposes a stacked fieldstone or cobble wall. 24 25 That's on Page 24.

Then we go to Page 33. The applicant has 1 2 requested that in Paragraph 1, this is the Condition It talks about the two homeowner associations. 3 1. Αt. the end of the, after the second sentence they're 4 requesting a third sentence to read as follows, the 5 6 developer may elect to have one homeowner association 7 but shall provide the Board with notice of its decision to only form one home owners' association for 8 9 the entire project. 10 I don't have a problem with that. I, I believe 11 the testimony was that there would be two homeowner 12 associations but if there's one, I don't see it being an issue for the Board. 13 14 CHAIRMAN DePINTO: I don't either. Anyone have a problem with that? 15 16 MR. ZITELLI: No. 17 MR. REGAN: That's on Page 33. 18 Page 34, this is also on Condition 1. There is 19 a sentence that reads the obligations of the 20 respective homeowner association shall include 21 maintenance, inspection, repair and replacement of all 22 components of the storm water system. There's been a 23 request by a Board Member to insert the following and 24 I'm going to read it. I think it's a good change. 25 It will read as follows, in addition the

respective association will have the further 1 2 obligation of adhering to the requisite reporting requirements in the storm water maintenance manual. 3 Т think that was understood to be the case but this 4 spells it out and makes it crystal clear. 5 6 I'll read that again. In addition, the respective association will have a further obligation 7 8 of adhering to the requisite reporting requirements in 9 the storm water maintenance manual. And the last change is on Page 35, Condition 6. 10 11 It talks about reference to Section 57-52(b). Ιt should be Section 57-53, 53(b) as the land use 12 procedure law. 13 14 I think that's it on my part. 15 CHAIRMAN DePINTO: Thank you. 16 Any other changes, corrections from Board Members? 17 18 Hearing none, do we have a motion to introduce 19 and a second? 20 MS. HUTTER: Yes. For the record the 21 people that have missed meetings but also read the 22 transcripts are Maggie O'Neill, Frank Stefanelli and 23 John Culhane. 24 CHAIRMAN DePINTO: Okay. Thank you. 25 Mr. Del Vecchio, do you have any other changes

or corrections that you want to request? 1 MR. DEL VECCHIO: Just one. I think it's 2 an easy one, Mr. Chairman. On Page 1, in two places, 3 4 the name of the applicant, the word corporation should be struck. The proper name of the applicant is 5 6 Metropolitan Home Development at Werimus, LLC. 7 MR. REGAN: The problem I had with that, 8 Andy, the application says Metropolitan Home 9 Development Corporation at Werimus, LLC and so do the 10 plans. 11 MR. DEL VECCHIO: We will amend both 12 accordingly in the Resolutiion of Compliance and we will, you know, amend the application on our feet to 13 correct, to reflect that. 14 MR. REGAN: I looked at that and then I 15 went to the application. I said I got, because I said 16 17 I got that wrong. 18 MR. DEL VECCHIO: I did the same thing but 19 my client pointed it out the proper name doesn't have 20 corporation although he signed both of those documents 21 initially. 22 MR. REGAN: Well, he got it wrong or 23 whatever and the engineer got it wrong. MR. DEL VECCHIO: I don't know. 24 T'm not 25 blaming -- engineers never get anything wrong. It's

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    not you.
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2
                MR. REGAN: All right. We'll make that
    change but could you send a letter --
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                MR. DEL VECCHIO: Yes.
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                MR. REGAN: -- to Lorraine with a copy to
6
    me?
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                MR. DEL VECCHIO: Yes.
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                CHAIRMAN DePINTO: Mr. Del Vecchio, do you
9
    have anything else on this?
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                MR. DEL VECCHIO: Nothing else, Mr.
    Chairman?
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                CHAIRMAN DePINTO: Board Members have
13
    anything?
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          Roll call vote, please.
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                MS. HUTTER: Mr. Culhane.
16
                MR. CULHANE: Yes.
17
                MS. HUTTER: Mr. Fette.
18
                MR. FETTE: Yes.
19
                MS. HUTTER: Mr. Lintner.
20
                MR. LINTNER: Yes.
21
                MS. HUTTER: Ms. O'Neill.
22
                MS. O'NEILL: Yes.
23
                MS. HUTTER: Mr. Stefanelli.
24
                MR. STEFANELLI: Yes.
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                MS. HUTTER: Mr. Zitelli.
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1		MR. ZITELLI: Yes.	
2		MS. HUTTER: Chairman DePinto.	
3		CHAIRMAN DePINTO: Yes.	
4	Okay.	Thank you.	
5		MR. DEL VECCHIO: Thank you.	
6		(The hearing adjourns 8:02 p.m.)	
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	11				
1	CERTIFICATE				
2	I CERTIFY that the foregoing is a true and				
3	accurate transcript of the testimony and proceedings				
4	as reported stenographically by me at the time, place				
5	and on the date herein before set forth.				
6	I DO FURTHER CERTIFY that I am neither a				
7	relative nor employee nor attorney or counsel of any				
8	of the parties to this action, and that I am neither a				
9	relative nor employee of such attorney or counsel, and				
10	that I am not financially interested in this action.				
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17	DONNA LYNN J. ARNOLD, C.C.R.				
18	LICENSE NO. XIO0991 My commission expires 08/04/19				
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