

Minutes of a Regular Meeting of the Verona Board of Adjustment on Thursday March 10, 2016 beginning at 8:00 P.M. in the Verona Community Center, 880 Bloomfield Avenue, Verona, New Jersey.

**Roll Call:**

Present: Daniel McGinley, Chairman, John Denton, Vice Chairman, Edward Conlon, Louis Russo, Sean Sullivan, Michael Zichelli, Pat Liska, Alt#1 Also present: Michael Piroballi, Esq. & Thomas Jacobsen, Construction Code Official

Absent: Larry Lundy, Coleen D'Alessandro, Alt#2

Secretary read the notice of Open Public Meetings law and called attendance.

Mr. McGinley, Chairman called meeting to order at 8:05 PM. He then explains to the Applicants that the Board can grant variances, but the burden is on the Applicant to prove special reason or any undue hardship. Mr. McGinley states the Applicants shall offer sworn testimony on their application and the Board will rule based on the evidence presented. He reports the variance, if granted, will be memorialized at the next monthly meeting.

**Application:**

**Case 2016-02: Anita & Maggie Touloughian, 41 Hillside Avenue  
Block 100 Lot 10**

Maggie Touloughian, property owner 41 Hillside Avenue and Karo Touloughian, owner's husband 41 Hillside Avenue, are sworn in.

Mr. Gaccione questions proof of service. He asked the applicant if they signed on the Affidavit of Service. Mrs. Touloughian replied she had signed and that her daughter Anita Touloughian, the other owner, had served the neighbors on the list that were served personally. He asked if she signed for the neighbors or if they signed for themselves. Mrs. Touloughian responded that the neighbors signed for themselves and any that were not served personally she sent out certified mail to them. Mr. Gaccione questioned that one neighbor signed their own name wrong and that neighbor was present at the meeting, Mr. Hynes.

Mr. Gaccione questioned Mr. Hynes if he was served notice from the neighbor. Mr. Hynes stated that he was not and that he lives directly next door to the applicant. Mr. Gaccione explained that with this information and affidavit signed that everyone served, it causes an issue with their case. Mr. Gaccione explained that her daughter could contest that the signature was Mr. Hynes that he signed for the notice but she was not present at the meeting to do so. Mr. Gaccione explained that everyone needed to be served 10 days prior to meeting in order for the board to hear the case. He explained that due to the issue with notice served to the one neighbor they would not be able to hear their case. Mr. Gaccione suggested that the applicants check if there were other neighbors not served as well. Mr. Hynes stated that there were other neighbors at the meeting that also were not served notice.

**Public Comments:**

Lorenzo Rizzi, 39 Hillside Avenue, Catherine Watson, 42 Hillside Avenue and Patrick Hynes, 43 Hillside Avenue were sworn in.

Mrs. Watson stated that on the list of neighbors it was supposed to be her signature next to her property but it was not her signature. She never signed or never approached. Mr. Hynes also stated that it was not his signature next to his address as well. Mr. Rizzi also stated it was not his signature next to his address.

Mrs. Touloughian stated that she would have to speak to her daughter, that she was the one that went up and down the street to serve notice on Saturday and Sunday.

Mr. Gaccione explained that due to the issues with proper notice being served the Board did not have jurisdiction to hear the case. He explained that if they wanted to proceed with the application that they would have to reserve notice, complete re-notice. Mrs. Touloughian was shocked and apologetic.

**Minutes:**

Minutes from the February 2016 regular meeting; All votes aye; Mr. Denton abstained, minutes approved.

**Resolutions:**

Case 2016-01 Squilanti – 6 Belleclaire Place; All votes aye, Mr. Denton abstained. Resolution approved and memorialized.

Meeting was adjourned at 8:20 PM.

Respectfully submitted  
Kelly Lawrence  
Board of Adjustments Secretary