



**CITY OF PERTH AMBOY
BOARD OF ADJUSTMENT**

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**CITY OF PERTH AMBOY
BOARD OF ADJUSTMENT**

MINUTES OF THE MEETING

THURSDAY, MARCH 10, 2011

The meeting was called to order at 7:00 P.M. by Chairman Ward.

Salute to the flag (Pledge of Allegiance was said).

The Chairman of the Perth Amboy Board of Adjustment, Thomas Ward advised the audience that notice of this meeting has been filed with the Home News Tribune, The Star Ledger, City of Perth Amboy's web page at www.ci.perthamboy.nj.us and posted on the Bulletin Board in the City Clerk's office, indicating that tonight's meeting is being held at the Council Chambers, City Hall, 260 High Street, at 7:00 p.m.

ROLL CALL:

Those present: Chairman Thomas Ward, Vice Chairman Michael Savoia, Ms. Susan Batista, Mrs. Leslie Dominguez Rodriguez, Mrs. Yvonne Everett, and Mrs. Lisa Nanton

Those absent: Mrs. Linda Cruz and Mr. P. Roman (excused)

Zoning Board Staff: Jamie Rios, Administrative Office
Alfred J. Petit-Clair, Jr., Esq.
Iwona H. Cwiek, Recording Secretary

APPLICATIONS:

Docket No. 2928 **T-Mobile Northeast, LLC**
607-609 Sayre Avenue
Block 183; Lots 1-26, 27-01-27.03

"Motion for Reconsideration based upon Board errors of Fact and Law"

March 10, 2011

Mr. Petit-Clair, Esq. explained the function of the Board of Adjustment. He stated that in this particular case the applicant had to prove that it is the licensed carrier and there is a gap in the coverage. This is the only thing to get the approval process. Board had to look for negative criteria. Under the law, being the FCC carrier they are mandated not to have gaps in the coverage and they are entitled to the variance, unless to grant the variance is a substantial detriment to the Zone Plan and the Ordinance. The place the tower was proposed to be put does permit under conditional use of cell towers.

Mr. Petit-Clair made a recommendation to the Board to re-open the application and permit the applicant to return.

Board's discussion on the application.

Mrs. Dominguez Rodriguez made a motion to re-open the case with full notice to the public and the motion was so moved and seconded by Chairman Ward. All Members present were in favor.

NEW BUSINESS:

Dr. Mattoon resigned from the Board; Mrs. Nanton moved up as a full member with term expired June 30, 2013, and Mrs. Cruz moved up as 1st Alternate with term expired in 2012. There is one opening for the Board.

APPROVAL OF MINUTES: February 10, 2011

Vice Chairman Savoia made a motion to approve the minutes and the motion was so moved and seconded by Chairman Ward. The motion was voted on and approved.

MEMORIALIZATIONS: none

ROLL CALL FOR UPCOMING MEETING:

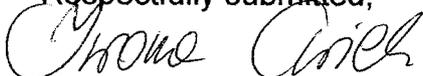
Regular meeting is scheduled on April 14, 2011, at 7:00 P.M.

ADJOURNMENT:

Vice Chairman Savoia made a motion to adjourn the meeting and was seconded by Mrs. Dominguez Rodriguez. Motion to adjourn the meeting of March 10, 2011 was so moved.

Meeting was adjourned at 7:50 P.M.

Respectfully submitted,



Iwona Cwiek
Recording Secretary