

**BOROUGH OF MIDLAND PARK – PLANNING BOARD MINUTES**  
**SEPTEMBER 19, 2022**

PLEASE TAKE NOTE:

ON MONDAY, SEPTEMBER 19, 2022, THE PLANNING BOARD OF THE BOROUGH OF MIDLAND PARK HELD A REGULARLY SCHEDULED MEETING IN THE MIDLAND PARK COUNCIL CHAMBERS, 280 GODWIN AVE., MIDLAND PARK, NJ. THE FORMAL MEETING BEGAN AT 7:30 P.M.

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SUNSHINE LAW STATEMENT: This meeting is being held in accordance with the Sunshine Law, notice having been published according to law with a copy on file in the Borough Clerk's Office and a copy posted on the bulletin board in the Municipal Building.

PLEDGE OF ALLEGIANCE

ROLL CALL:

Kent Rigg	present	Ms. Stephanie Pantale	present
Councilman Ken Kruis	present	Mr. Robert Mulder	present
Mayor Harry Shortway, Jr.	present	Alt. #1 Ms. Isabel Duffy	excused
Mr. Michael Rau	present	Alt. #2 Mr. Bruce Goldsmith	present
Mr. David Wostbrock	present		

Attendance by Board Professionals: D. Siss, Attorney; E. Boe, Engineer

Minutes of the 6/30/22 and 8/15/22 meetings - approved

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**ZONING CERTIFICATES:**

**Trim Auto Body – 135 Greenwood Avenue – BL 35 LT 8** – Felix Almonte, owner. Proposed auto body shop, with some mechanic work. Motion to approve the Zoning Certificate made by Ms. Pantale, seconded by Mr. Wostbrock; all voted in favor.

**Piotr Maziarczyk – 194 Greenwood Avenue – BL 39 LT 2** – Piotr Maziarczyk, owner. Using the space as an address for his moving company and to run an Amazon store. No customers coming into store. Motion to approve the Zoning Certificate made by Mayor Shortway, seconded by Mr. Wostbrock; all voted in favor.

**Le Chien – 26 Central Avenue – BL 46 LT 5.01** – William Ruckel appeared without being previously scheduled. Per Atty. Siss, the Board does not have jurisdiction in the B-2 zone, and this application should be referred back to Mr. Berninger for approval or recommendation of a parking variance if necessary.

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**OLD BUSINESS:**

**Academy Builders LLC – 194 Greenwood Avenue – BL 39 LT 2** – Per Mr. Berninger, all work has been completed for the Temporary Zoning Certificate, recommends approval of the Zoning Certificate. Motion to approve the Zoning Certificate made by Mr. Wostbrock, seconded by Mr. Pantale; all voted in favor.

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**COMMUNICATIONS:**

**2023 Meeting Dates** – approved

**Zoning Ordinance Change - #17-2022 EVSE and #14-2022** – Atty. Siss reviewed the changes made to be suggested to the Council; no action taken.

The Board discussed the requirements on retaining wall heights, which was previously in a section regarding fences and walls; retaining wall height requirements are not there in the ordinance. Board discussed the need for a wall height limitation or a threshold for requiring engineering review, other than what the building code provides. Mr. Boe to compile information about neighboring ordinances for the Board to review next month so the Board can consider a recommendation that Mayor & Council add a retaining wall height requirement separate from ordinance #14-2022 which only deals with the permit requirement.

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Meeting adjourned – 7:57 PM  
Jessica Harmon

