

**Township of Lumberton
Land Development Board
Regular Meeting
December 15, 2010**

The regular meeting of the Lumberton Township Land Development Board was called to order by Chairman Morton on Wednesday December 15, 2010 at 7:00 p.m.

Chairman Morton read the following statement:

In compliance with the Open Public Meetings Act, this is to announce that adequate notice of this meeting was provided in the following manner:

On January 4, 2010 advance written notice of this meeting was posted on the bulletin board in the main lobby in the Town Hall; was mailed to the Burlington County Times and the Courier Post; was filed with the Clerk of Lumberton Township and was mailed to all persons who requested and paid for such notice.

Please note that unless otherwise modified by Resolution of the Land Development Board, all meetings shall begin at 7:30 p.m. and no new matter shall be initiated after 11:00 p.m., except where the Land Development Board, by majority vote of those present, shall specifically authorize the extension of the meeting beyond 11:00 p.m.

Those testifying before the Board on any application are required to be sworn in. The Board's Engineer and Planning Consultant have taken an oath upon their agreement and their testimony on an application is under oath on a continuing basis.

Roll Call

Citizen Member	Thomas Ammerman, Vice-Chairman Robert Bennett Sheldon Evans Beverly Marinelli (Absent) Robert Morton, Chairman John Pagenkopf Craig Potter
Representatives of Governing Body	James Conway, Jr. Lewis Jackson (Absent)
Alternate #1	Nancy Bleznak
Alternate #2	Thomas Bintliff (Absent)
Alternate #3	
Alternate #4	Ed Borm (Absent)
Solicitor	Peter Emmons, Esq.
Consulting Engineer & Planner	Thomas Cundey, P.E. Remington, Vernick & Arango
Consulting Planner	Mr. Petrongolo Remington, Vernick & Arango
Board Secretary	Catherine Borstad

Minutes

Meeting minutes for November 18, 2010

Motion was made by Mr. Conway, seconded by Mr. Evans to approve the November 18, 2010 Meeting minutes. The vote was affirmative with the exception of Ms. Bleznak who abstained and the motion carried.

Correspondence

Resolutions

- a. 2010-24 Mount Holly Garage, LLC, 1592 Route 38, Block 19.44, Lot 1, Block 7 Lot 8. Minor site plan for installation of Solar Panels. Approved.

Motion was made by Mr. Evans, to approve Resolution 2010-24 seconded by Mr. Potter. The vote was affirmative with the exception of Mr. Conway and Ms. Bleznak who abstained.

- b. 2010-25 Walmart, 1740 Route 38, Block: 22, Lot: 8.02. Preliminary and Final Major Site Plan. Continued to December 15, 2010.

Motion was made by Mr. Evans, to approve Resolution 2010-25 seconded by Mr. Ammerman. The vote was affirmative with the exception of Ms. Bleznak who abstained.

Items for Action

- a. **Walmart
Route 38
Block 22, Lot 8.02
Amended Final and Preliminary Site Plan Application**

**Transcripts are prepared for this portion of the meeting. Please refer to the Transcript for detailed analog.

Present at this hearing were:

Ms. Tracy Siebold, Esq. Ballard, Spahr, LLP, 210 Lake Drive East, Suite 200, Cherry Hill, New Jersey 08002 attorney for the applicant.

*Mr. Jeffrey Baron, Esq., Baron & Reifberg attorney representing Ms. Dottie Levrege.
(arrived at 8:00)*

Mr. Ron Gasiorowski, attorney representing Karl Eickoff.

Mr. Litwornia, lighting expert, sworn in to testify on behalf of the opposing counsel.

Mr. Litwornia gave is credentials and was deemed an expert in lighting.

Exhibit O-4, Litwornia Report was marked.

Ms. Christine A. Cofone, Professional Planner, sworn to provide testimony. Ms. Cofone was previously sworn in and is still under oath.

Ms. Cofone provided testimony in regards to the validity of Ordinance 2009-6-008, which is being challenged by the opposing counsel.

Mr. Zimmerman, Licensed Professional planner sworn to testify on behalf of the opposing counsel.

Old Business

No Old Business.

Public Comment

Comments from Professionals

Comments from the Board

A. Bill List

Motion was made by Mr. Conway, seconded by Mr. Ammerman to approve the bill list. The vote was unanimous and the motion carried.

Adjournment

Motion was made by Mr. Conway and seconded by Mr. Ammerman to adjourn at 9:15 p.m. The vote was unanimous and the motion carried.

Respectfully Submitted,

Catherine A. Borstad
Land Development Board Secretary