

# Killingworth Zoning Board of Appeals

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## Town of Killingworth

### Zoning Board of Appeals

#### Minutes of September 25, 2023

##### **1. Call to order and Seating of Members**

Vice Chairman and Secretary Charles Martens called the meeting to order at 7:00 AM. Members present and seated were Martens, Young, Judge and Warren. Absent were Dodson, Charney, Vecchitto and Perry. Others present included Scott Kasper, Leo Bombalici and John Bradley-attorney.

##### **2. Public Hearing and Consideration of Application**

**Papoosha Real Estate Investors LLC, 212 Route 80, Killingworth, Map 28, Parcel 39, for appeal of decision of the Zoning Enforcement Officer per letter dated 3/20/2023 re: retail nursery and commercial greenhouses, 219 Route 80.**

Vice Chairman and Secretary Charles Martens read the Agenda and the Legal Notice of Public Hearing into the record and then opened the public hearing.

Martens introduced himself and explained the difficulties with tonight's meeting. He noted Chairman Dodson was sick and the Clerk was not present. The Clerk is the key person who has to transcribe the meeting. The transcript is of utmost importance. He also noted there were only 4 members present. Warren sits on both Planning and Zoning and Zoning Board of Appeals. That puts her in somewhat of a questionable spot. Warren noted she was not seated but was present at the Planning & Zoning meeting and heard everything. Martens noted a conflict of interest could be thought. Another problem is yom kippur.

Attorney Sylvia Rutkowska noted she represents Running Brook Farms. She apologized to board members and the public. Her client is Jewish as well as the Town's Counsel who is not present. She wanted to come in person and apologize.

Vice Chairman Martens noted based on all of these circumstances and the fact that Town Counsel is not here, all interested parties have agreed the best course is to continue this meeting when we have 5 members and the Clerk. We will continue this meeting until our next regular meeting on October 23<sup>rd</sup> and the subject will be the same at 7:00 PM.

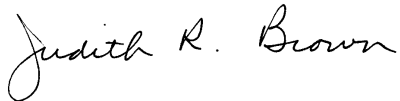
Pleines noted for the record that Yom Kippur ended at 6:46 PM today.

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Vice Chairman Martens noted the public hearing is continued and this meeting is closed.

Respectfully submitted

A handwritten signature in black ink that reads "Judith R. Brown". The signature is written in a cursive style with a large, looping initial 'J'.

Judith R. Brown, Recording Secretary