

**JOINT LAND USE BOARD OF THE BOROUGH OF DUMONT**

**RESOLUTION**

**APPLICANT: ANTHONY ROMANO**

**PREMISES: 49 BROOKFIELD ROAD  
BLOCK 204; LOT 21**

**WHEREAS**, ANTHONY ROMANO (the "Applicant") is the owner of the property located at 49 BROOKFIELD ROAD, designated as Lot 21 in Block 204 on the Tax Map of the Borough of Dumont (the "Property"); and

**WHEREAS**, the Applicant applied to the Board for variances for the construction of a swimming pool undertaken in the course of renovation to the existing home requiring variances for Side Yard (Total) and Coverage; and

**WHEREAS**, public hearing in the within matter was held on February 27, 2018 wherein the Applicant presented evidence and testimony upon proper notice to the public; and

**WHEREAS**, at said public hearings, the Applicant adduced the testimony of the following witnesses: 1) Tyler Vandervalk, PE of the Engineering Firm of Houser Engineering ("Vandervalk"); 2) Anthony Romano, the Applicant ("Romano"); and

**WHEREAS**, at said public hearings the Applicant presented the following Exhibits:

**A-1** Engineering Plan, prepared by Houser Engineering, dated through October 4, 2017.

**A-2** Architectural Plan, prepared by "Cathy Varenhea" whose information is not provided on the plan.

**WHEREAS**, at said public hearings, the Applicant appeared pro se; and

**WHEREAS**, at public hearing the Board adduced the testimony of the acting Board Engineer and presented the following Exhibits:

**B-1** Boswell Engineering, Review Letter, dated January 12, 2018;

**NOW, THEREFORE BE IT RESOLVED**, by the Board that it does hereby make the following findings of fact and conclusions based thereon:

1. The Applicant commenced public hearings on February 27, 2018.
2. During the course of public hearing, it became clear that the Applicant's plans were deficient; various questions could not be answered; and issues surrounding existing work could not be answered. Numerous aspects of the plan, including the location of important easements could not be addressed. As a result, the Applicant could not complete the Application and was requested to provide additional information before returning to the Board.
3. The Applicant did not appear for public hearing at the March meeting or submit revised plans.

#### **CONCLUSIONS AND DETERMINATIONS**

1. All findings of fact set forth above are made a part hereof as if set forth herein at length.
2. The proceedings in this matter were voice recorded. The foregoing facts in this Resolution are not intended to be all inclusive but merely a summary and highlight of the complete record made before the Board.
3. The Applicant has failed to prosecute the Application or provide revisions and information requested.
4. As such, the Board hereby denies the within Application without prejudice.

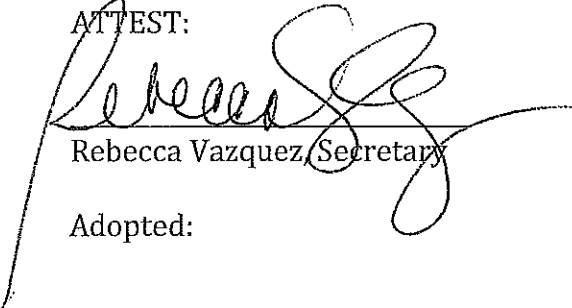
This Application was denied by the Dumont Joint Land Use Board upon a roll call vote of all members eligible to vote at its regular meeting on April 24, 2018.

IT IS HEREBY CERTIFIED that this is a true and correct copy of a Resolution adopted by the Joint Land Use Board of the Borough of Dumont upon a roll call vote at its regular meeting held on August 28, 2018.

A copy of this Resolution shall be given to the Tax Assessor, Applicants (through counsel), Borough Clerk, Building Department, Zoning Officer and Borough Engineer.

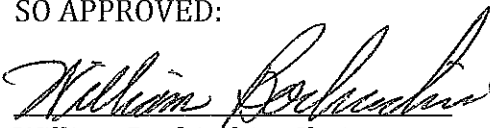
**A NOTICE OF THE ADOPTION OF THIS RESOLUTION AND THIS DETERMINATION SHALL IMMEDIATELY BE PUBLISHED IN THE BOROUGH'S NEWSPAPER OF RECORD BY THE APPLICANT.**

ATTEST:

  
Rebecca Vazquez, Secretary

Adopted:

SO APPROVED:

  
William Bochicchio, Chairman