

**BOROUGH OF POINT PLEASANT  
ZONING BOARD OF ADJUSTMENT  
December 17, 2008**

The regular meeting of the Point Pleasant Zoning Board of Adjustment was called to Order by Chairman Jeff Schroeder at 7:05 P.M. Mr. Schroeder led the Salute to the Flag. He proceeded to open the meeting in compliance with the "Open Public Meetings Act".

**Roll Call Vote**

Members Present:

Mr. Seebald Mr. Wardell Mrs. Petrillo Mr. Ganim

Mr. Plum Mr. Sabosik Mr. Holman Mr. Schroeder

Attorney: Colleen Dolcy

Members Absent: Mr. Suthpen Ms. Thomson Mrs. Kasper

Mr. Seebald made a motion to accept the minutes of December 3, 2008 seconded by Mr. Ganim. All were in favor.

**NEW BUSINESS**

**08- 51 – Fire Company No 1. – Block 163 Lot 2 - 1 Memorial Drive (7:05 -7:30)☺**

Mr. John Jackson attorney representing the Fire Company stated that a permit was obtained for the sign on Rt. 88 at the foot of the bridge on Fire company property. The ordinance does not allow a business to advertise another business if so it becomes a billboard. The revenue made from the donations for the use of th4e sign is put to pay the utilities bills.

James Van Der Mark president of Fire Co. #1 was sworn in. He explained that the previous sign was an illuminated one and you needed a hook to change the messages. The new sign was purchased with a grant and is done with a keyboard. He explained that the Zoning Officer received a complaint and they were sent a notice of violation.

Mr. Jackson asked if they can use it for their own use.

Mr. Van Der Mark replied as long as it pertains to the Fire Company, then they are not in violation.

Mr. Jackson stated that the sign itself is not going to change, it just the message.

Mr. Van Der Mark stated that the fire company is volunteers and the funds support the fire house. They have overwhelming interest in advertising . Mayor and Council gave them permission to continue with what was scheduled than they had to stop until they came before the Board.

Mr. Schroeder asked if they had a fee schedule.

Chief Daniel Mulligan was sworn in . He relied that the fees are flexible. Community events, charitable organizations are done for free. Birthdays, anniversary etc is a \$20. donation. Business advertising is \$75. donation for the week. Fire messages are mixed in with the advertisement, so it doesn't become all advertising.

Mr. Ganim asked if anyone has complained to the fire company.

Mr. Van Der Mark replied no.

Chief Mulligan felt it was sour grapes that the person complaining has a business and he also mentioned it was a traffic hazard. There has been on accidents do to the sign, as reported by the Police Department. The sign will continue to have the time and messages.

Mr. Ganim asked when it shuts down.

Chief Mulligan replied it is on 24 hours.

Mr. Van Der Mark stated that with the grant the sign must be used to seek new members, fire protection advertisements etc. Presently there is a holiday message. The main purpose is to recruit new members.

Mr. Holman asked for the percentage of fire company advertisement vs. business.

Mr. Mulligan explained how the panels worked and that each panel is 3 seconds, most ads are 3 to 4 panels. They can't advertise the Hey Rube or the Craft Shows as they are not being held on the site.

Mrs. Petrillo asked how they regulate.

Chief Mulligan replied they won't advertise 2 jewelry stores at the same time. No political, obscene or religious advertisement. The sign is a cheap and easy alternative to advertising.

Mr. Ganim asked how much revenue is made.

Chief Mulligan replied about \$150. a week.

Mr. Van Der Mark stated that both signs were lit 24 hours.

Mr. Schroeder opened the meeting to the public. There was no public input.

#### Caucus

Mr. Schroeder felt it was an asset to the town. It could be a problem down the road, it is the first one and a decision has to be made.

Mr. Sabosik the volunteers are an asset to the town. Any revenue is a benefit.

Mr. Wardell also agreed.

Left Caucus

Mrs. Petrillo asked if the sign scrolled or blinked.

Chief Mulligan replied they have many options.

#### Caucus

Mr. Ganim felt he would not approve it if it was another business.

Mr. Schroeder felt it should run its course, it is an asset not to be abused.

Mr. Wardell made a motion to approve the use variance, seconded by Mr. Seebald.

#### **Roll Call Vote**

Mr. Seebald – Yes Mr. Wardell – Yes Mrs. Petrillo – Yes Mr. Ganim – Yes

Mr. Plum – Yes Mr. Sabosik – Yes Mr. Schroeder – Yes

#### **Resolutions**

08- 38 – JES LLC – Block 314 Lot 15.01 – 2310 Bridge Avenue

Motion to memorialize made by Mr. Seebald seconded by Mrs. Petrillo

#### **Roll Call Vote**

Mr. Seebald – Yes Mr. Wardell - Yes Mrs. Petrillo – Yes Mr. Ganim – Yes

Mr. Plum – Yes Mr. Schroeder – Yes

08-51 Sylvan Hotels Inc. – Block 292 Lot 10 – 2024 Loveland Place

Motion to memorialize made by Mr. Holman, seconded by Mr. See bald.

#### **Roll Call Vote**

Mr. Seebald – Yes Ms. Thomson – Yes Mrs. Petrillo – Yes Mr. Ganim – Yes

Mr. Plum – Yes Mr. Holman - Yes Mr. Schroeder – Yes

**Correspondence**

Letter from Council regarding re-appointments.

Committee selected to evaluate professional bids as follows: Mr. Schroeder, Mrs. Petrillo, & Mr. Sabosik.

Mr. Wardell made a motion to accept the committee selected, seconded by Mr. Holman. All in favor.

**Vouchers**

Remington, Vernick & Vena - \$120. – Rollano & Reilly

Citta, Holzapel, & Zabarsky - \$3290.34 – General \$152. – Ravallo \$192. – Kremer \$480 – First Baptist Church

Ocean Star - \$11.88 ( Meissler, Pruticka & Kelly ) \$25.74 (Roycefield, Ravallo & General)

Motion to pay made by Mr. Wardell, seconded by Mr. Holman. All were in favor.

**Requisitions**

Escrow Refund: Ravallo - \$42.72 Turbek -\$194.72 Meissler - \$228.04

Kelly - \$28.04 Pruticka – \$284.04

Mrs. Petrillo made a motion to adjourn, seconded by Mr. Wardell. All were in favor. The meeting adjourned at 7:45 P.M.

Respectfully submitted,

Maryann Clear  
Zoning Board Secretary