

Disclaimer

These minutes reflect the actions taken by the Commission during its January 23, 2017 meeting. Although these minutes have been approved by the Commission, no action authorized by the Commission during this meeting, as reflected in these minutes, shall have force or effect until ten (10) days, Saturdays, Sundays and public holidays excepted, after a copy of these minutes has been delivered to the Governor for review, unless prior to expiration of the review period the governor approves same, in which case the action shall become effective upon such approval. These minutes were delivered to the Governor on February 13, 2017.

PINELANDS COMMISSION MEETING
Richard J. Sullivan Center
Terrence D. Moore Conference Room
15 Springfield Road
New Lisbon, New Jersey

MINUTES

January 23, 2017

Commissioners Present

Candace Ashmun, Alan W. Avery Jr., Bob Barr, Bill Brown, Giuseppe Chila, Paul E. Galletta, Jane Jannarone, Ed Lloyd, Mark Lohbauer, Ed McGlinchey, Richard Prickett, Gary Quinn, D'Arcy Rohan Green and Chairman Sean Earlen. Also present were Executive Director Nancy Wittenberg, Governor's Authorities Unit representative Lisa LeBoeuf and Deputy Attorney Generals (DAG) Sean Moriarty and Timothy Malone.

Commissioners Absent

Frank Hays.

Chairman Earlen called the meeting to order at 9:39 a.m.

DAG Moriarty read the Open Public Meetings Act Statement.

Ms. Nancy Wittenberg called the roll and announced the presence of a quorum. (There were 14 Commissioners on the conference call.)

DAG Moriarty read a Resolution to retire to Closed Session.

Commissioner Galletta made a motion to Retire into Closed Session to Obtain Legal Advice Concerning a Motion for a Stay of Pinelands Commission Resolution No. PC4-16-42 and the Commission's Review of Pinelands Development Application No. 2012-0056.001. Commissioner Avery seconded the motion. All were in favor to retire into Closed Session.

The Commission retired into closed session at 9:44 a.m.

At 10:36 a.m., the Commission entered back into open session.

DAG Moriarty said that during closed session, the Commission was advised on the motion to Stay filed by the Pinelands Preservation Alliance regarding Pinelands Resolution PC4-16-42 and the Commission's review of Application No. 2012-0056.001.

Commissioner Galletta moved the adoption of a Resolution Issuing a Final Decision Denying the Motion to Stay Pinelands Resolution No. PC4-16-42 and Commission Review of Pinelands Development Application No. 2012-0056.001 Filed with the Commission on behalf of the Pinelands Preservation Alliance (See Resolution #PC4-17-01). Commissioner Quinn seconded the motion.

Commissioner Lohbauer said that he cannot support the resolution because the Order does not accurately describe the history of the application.

Commissioner Lloyd said that he agrees with Denying the Motion to Stay but does not agree with the Order as it is written.

Commissioner Ashmun said the Stay should go forward and she will not be voting in favor of this resolution

Commissioner Rohan Green said she does not support the resolution.

Commissioner Prickett said that if the Order was narrowed down he could support it, but in its present state he does not agree with it.

Commissioner Galletta said he supports the Order as the DAG's wrote it.

Ms. Wittenberg called the vote.

The Commission adopted the resolution by a vote of 8 to 5. Commissioner Barr was not able to participate in the vote because he lost phone connection.

Commissioner McGlinchey requested that the copies of mail be sent to him, specifically the letters sent by the past Executive Directors and past Commissioner Robert Macintosh.

Adjournment

Commissioner Avery moved to adjourn the meeting. Commissioner Brown seconded the motion. The Commission agreed to adjourn at 10:54 a.m.

Certified as true and correct:



Jessica Noble, Executive Assistant

Date: February 3, 2017