

**Hawthorne Planning Board
Minutes of January 24, 2012
Special Meeting**

The January 24, 2012 special meeting of the Hawthorne Planning Board was called to order at 7:30 P.M. by Chairman Garner. After recital of the Pledge of Allegiance, Board Secretary William A. Monaghan, III called the roll. All members and alternates except Mayor Goldberg and Mr. Kowalski were present as well as Board engineer Michael J. Kelly, P.E. and Board attorney/secretary William A. Monaghan, III. Chairman Garner announced that notice of the special meeting had been posted in accordance with the Open Public Meetings Act.

OLD BUSINESS

1. Chairman Garner indicated that the purpose of the meeting was to consider adoption of a memorializing resolution with regard to the application of **204 Wagaraw Road, LLC**. Darryl Siss, Esq. appeared on behalf of the applicant. He indicated that his client had appeared before the Passaic County Planning Board which approved the application subject to minor conditions. Mr. Kelly advised the Board that the conditions would not prevent action by the Board on the proposed memorializing resolution. Mr. Monaghan indicated that the resolution had been revised since the last meeting based on comments by Board members and revised drafts had been submitted to Board members for review.

The meeting was then opened for public comment. Several members of the public expressed their opposition to the possibility of a Wal-Mart supermarket as the principal tenant in the proposed development. The comments were primarily based upon negative reactions to business practices of Wal-Mart. Other concerns included increased traffic and truck deliveries. Chairman Garner advised the members of the public that lengthy public hearings had been held on all aspects of the proposed development and little public comment was received. Chairman Garner also noted that the Board did not approve a specific tenant, but the applicant developer's site plan. During the application process, the applicant indicated that due to contractual confidentiality restrictions, the identity of the possible principal tenant could not be disclosed. Ms. DiMattia concurred with the comments by the public and expressed her opinion that the proposed development will not benefit the community.

After brief further discussion, a motion was made by Vice Chairman Lucibello, seconded by Mr. Ruta and approved by a vote of 5-0 to approve the memorializing resolution.

The meeting was adjourned at 8:25 P.M.

Respectfully submitted,

William A. Monaghan, III, Esq.
Board Attorney/Secretary