

MORRISTOWN BOARD OF ADJUSTMENT
DELIBERATIVE SESSION
OCTOBER 27, 1993

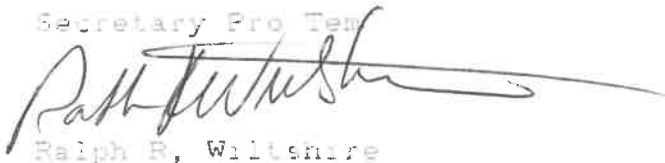
MEETING OPENED 7:25 PM

First order of business Barbour Real Estate requesting variance for addition to present building. Discussion revolved around use of municipal parking lot and the necessity to have a variance. The Barbours agreed to set building westerly enough so as not to need a side set back. The board determined that this lot is a nonconforming lot, because it only has 7476 sq ft in an area where 10,000 sq ft are required. Due to this fact the Board of Adjustment reviewed the request under section 430, especially 430.1 which states that any non-conforming use shall not be enlarged etc. After much discussion Ralph made motion to approve the request for a 15 variance on the rear set back provided no variance would be needed for a side set back. Ida Mae seconded the motion and the board unanimously declined the the motion, referring to # 4468 of the act where the unnecessary hardship was created by the applicant.

The next order of business was to address the application for a used car sales and repair of same to happen in the Hirschak barn on route 100 south of Morrisville and the airport. The board reviewed this project under 632.6 and 633.2 of the bylaws feeling that the eventual car repairs in the same building complex as 3 apartments would be unbearable due to fumes and or unwanted toxic waste in the inhabited areas. Again Ralph made motion to approve the application as submitted and Paul seconded. The board unanimously declined this application.

Deliberative session adjourned 9:15 PM

Secretary Pro Tem



Ralph R. Wiltshire