



**BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH**

**RESOLUTION DISMISSING CONWAY APPEAL
FOR LACK OF JURISDICTION**

WHEREAS, NINA CONWAY, filed an appeal of the Zoning Officer's zoning permit denial letter dated August 4, 2020, on property located at 57 Shore Drive (Block 40, Lot 5.02), Highlands, New Jersey; and

WHEREAS, N.J.S.A. 40:55D-72a permits appeals of administrative officer's actions, such appeals to be taken within twenty (20) days of the determination; and

WHEREAS, the appeal filed by NINA CONWAY is dated September 3, 2020, and her initial email regarding the same is dated September 1, 2020; and

WHEREAS, the Board Attorney has advised, by letter dated September 16, 2020, that the Board does not have jurisdiction to hear this appeal because it was not filed within the time permitted by state statute;

NOW, THEREFORE, BE IT RESOLVED by the Land Use Board of the Borough of Highlands that the appeal by NINA CONWAY of the Zoning Officer's permit denial dated August 4, 2020, is hereby dismissed because of lack of jurisdiction.

Offered by: Ms. LaRussa

Seconded by: Mr. Kutosh

Ayes: Mayor Broullon, Chief Burton, Mr. Kutosh, Ms. LaRussa, Councilmember Mazzola, Ms. Walsh, Mr. Tierney, Vice Chairman Knox, Chairman Stockton

Nays: None

Abstain: Mr. Lee

Absent: Ms. Nash

I, Michelle Hutchinson, certify that this is a true and correct record of the actions of the Borough of Highlands Land Use Board on October 1, 2020

Michelle Hutchinson, Land Use Board Secretary