

**BRICK,
TOWNSHIP
OF**
(Planning/Zoning)

DB-1893 MS-8/88
William & Mary Budge
Block-324 Lot-11

deemed incomplete
Oct 14, 1988

deemed complete
March 9, 1989

45 day after decision

Expires April 23, 1989

Time Waiver then

June 15, 1989 Requested

by April 19, 1989

Time waived to June 15, 1989

Time will be waived to June 3, 1989

May 24, 1989

absent ~~marginella~~

Neomon

617 ES see 6/14?

LAND DEVELOPMENT APPLICATION

Application No. PB-1893-ms-8/88Planning Board _____ Zoning Board _____ Date of Submission 8-3-88
Mo. Day Yr.Filing Fee \$ 200.00A. APPLICANTWILLIAM G. & MARY E. BURDGE

Name

221 CHERRY QUAY RD

Street Address

477-5285

Telephone #

BRICK TOWN N.J.

City & State

08723

Zip Code

(If not owner set forth ownership interest, Contract Purchaser, etc., & attach copy of document showing same)

OWNER

Name

Street Address

Telephone #

City & State

Zip Code

B. TYPE OF APPLICATION: New ☒ Amended _____1. Minor Subdivision ☒

4. Site Plan-Prel. _____

2. Major Sub.-Prel. _____

5. Site Plan-Final _____

3. Major Sub.-Final _____

6. Conditional Use _____

Date of Prel. Approval _____

(Must be accompanied w/site plan)

7. Cluster Zone _____

8. C.40:55D-70A _____

11. C.40:55D-70D _____

9. C.40:55D-70B _____

12. C.40:55D-34 _____

10. C.40:55D-70C _____

13. C.40:55D-35 _____

C. PREVIOUS APPEALS OR ACTIVITYNo ☒ Yes _____ If yes, date _____ Type _____
Mo. Day Yr. Variance _____

Approved _____ Disapproved _____

D. LOCATION:

HERRY QUAY RD

Street Address

27 324 11
Tax Map # Block(s) # Lot(s) #

Type of Road: Cul-de-sac ☐ Secondary ☐
Minor ☐ Major ☐
Collector ☐ Arterial ☐

Number of Proposed Streets w/names 0

Zone District:

Residential

R-5 ☐
R-7.5 ☐
R-10 ☐
R-15 ☒
R-20 ☐
R-R ☐
R-M ☐

(PRRC Option)

Business

B-1 ☐
B-2 ☐
B-3 ☐

Office Professional/
Light Industrial

O-P ☐
O-P-T ☐
M-1 ☐

Other

H-S ☐
PRWC ☐

E. DESCRIPTION OF PROPOSED USE:

1. Present Use VACANT LAND
2. Proposed Use TO CREATE ONE BUILDING LOT
3. No. of Lots/Units 1
4. Brief Description of Application APPLICATION FOR
MINOR SUBDIVISION. TO SUBDIVIDE EXISTING
1.46 AC AND CREATE ONE LOT OF 15,052
SQ. FEET

5. Lot Size:

<u>Proposed</u>	<u>Frontage/Width</u>	<u>Depth</u>	<u>Square Feet</u>	<u>Acres</u>
	<u>195.92</u>	<u>152</u>	<u>15,052</u>	<u>0.34</u>
<u>Required</u>	<u>100</u>	<u>115</u>	<u>15,000</u>	

52. Does Applicant Own Adjoining Property? ~~YES~~ NO

6. Primary Building Setback Requirements:

<u>Proposed</u>	<u>Front</u>	<u>Side</u>	<u>Front</u>	<u>Side</u>	<u>Rear</u>
	<u>35</u>	<u>15</u>			<u>35</u>
<u>Required</u>	<u>35</u>	<u>12</u>			<u>35</u>

7. Accessory Building Setback Requirements:

<u>Proposed</u>	<u>Side</u>	<u>Rear</u>
	<u> </u>	<u> </u>
<u>Required</u>	<u> </u>	<u> </u>

8. Height:

<u>Proposed</u>	<u>Height</u>	<u>Stories</u>
	<u> </u>	<u> </u>
<u>Max. Allowed</u>	<u> </u>	<u> </u>

9. Percent of Lot Coverage:

Proposed %
 Maximum Allowed %

10. Gross Floor Area:

Proposed Sq. Ft.
 Minimum Required Sq. Ft.

11. No. of Parking Spaces:

<u>Proposed</u>	<u>Off-Street</u>	<u>Loading</u>
	<u> </u>	<u> </u>
<u>Minimum Required</u>	<u> </u>	<u> </u>

12. Basis for Determining Parking Requirements:

Employees Units Seats Beds
 Courts Rooms Stalls Other

F. UTILITIES

1. Water

Will the applicant require new water supply in street? Yes No ✓

Is Municipal water supply available? Yes ✓ No

Is water to be supplied from a well? Yes No ✓

Has application been made to the B.T.M.U.A.?

Yes No ✓

Has application been approved? denied? Date

2. Sewerage - Will this application require new sewerage lines in street? Yes ☐ No ☒

Will this application require expansion of existing lines? Yes ☐ No ☒

Will this application require a septic system? Yes ☐ No ☐

3. Gas Natural Gas ☒ Existing ☒ Above Ground ☐
Propane ☐ Proposed ☐ Below Ground ☐

4. Electric Existing ☒ Above Ground ☒
Proposed ☐ Below Ground ☐

G. Has application been made to the Ocean County Planning Board? YES
Approved ☐ Denied ☐ Date Aug 3, 1988

H. DEED RESTRICTION OR COVENANTS? Yes ☐ No ☒
(If yes, attach copy)

I. Certificate of Taxes/Assessments Paid to Date Attached? ☐
(Said certificate to be submitted with application for acceptance)

J. ARGUMENTS FOR VARIANCE (To be completed by applicant)

Undue Hardship Consideration: _____

Negative Criteria: (To be completed for "D" variance & Conditional Use Applications)

Special Reasons: (To be completed for "D" variance only)

Proposed building structure or use thereof is contrary to
Brick Zoning Ordinance in the following particulars (state
articles & sections)

K. Is there vacant land adjacent to the subject property?

Yes ☐ No ☒ If yes, there must be a market value offer
to sell or purchase all or part of the
property if applying for "C" Variance, i.e.
lacking square footage, width or depth &
copy of said request, by certified mail,
must be presented at the hearing.

L. LIST OF MAPS, REPORTS AND OTHER MATERIAL ACCOMPANYING APPLICATION:
(Appropriate Checklist must accompany all site plan & subdivision
applications)

No.	Description of Item	Mo. Day Yr.
1.	SURVEY-	
2.		
3.		
4.		
5.		

M. LIST OF INDIVIDUALS WHO PREPARED PLANS

1. Engineer

Name

Telephone #

Address

City, State & Zip Code

2. Architect

Name

Telephone #

Address

City, State & Zip Code

3. Site Planner

RONALD W. POST

Name

201-929-9294

Telephone #

500 TRANSON CT.

Address

TOMS RIVER, N.J. 08753

City, State & Zip Code

4. Attorney

Name

Telephone #

Address

City, State & Zip Code

N. AUTHORIZATION OF SIGNATURE (If applicant is a Corporation)

This will certify that _____

Title _____ of (Corporation Name & Address)

who subscribed to the above application for development in the Township of Brick has been authorized by this Corporation to do so.

Attest

Secretary (Corporate Seal)

Corporate Name

President

N.J.S.A. 40:55D-48.1 et seq. requires all corporations or partnerships applying to a Planning Board or Board of Adjustment for permission to subdivide a parcel of land into six (6) or more lots or applying for a variance to construct a multiple dwelling of twenty-five (25) or more family units or seeking approval of a site to be used for commercial purposes to list:

- (a) If a corporation - names and addresses of all stockholders owning at least 10% of its stock of any class;
- (b) If a partnership - names and addresses of the individual partners having at least 10% interest in the partnership.

O. AFFIDAVIT OF APPLICANT:

STATE OF NEW JERSEY

COUNTY OF OCEAN

WILLIAM G. BURDGE of full age
being duly sworn according to law, on oath deposes and says,
that all of the above statements and the statements contained
in the papers submitted herewith are true.

Sworn and Subscribed to:
before me this 3rd day:
of August, 1988:

IRENE R. COOK
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Aug. 19, 1991

William G. Burdge
(Applicant to sign here)

P. AFFIDAVIT OF OWNERSHIP:

STATE OF NEW JERSEY

COUNTY OF OCEAN

WILLIAM G. BURDGE of full age
being duly sworn according to law on oath deposes and says,
that the deponent resides at 221 CHERRY QUAY RD
BRICK in the TOWNSHIP of
BRICK in the County of OCEAN
and State of NEW JERSEY that WILLIAM G. BURDGE
is the owner in fee of all that certain lot, piece of land
situated, lying and being in the municipality aforesaid, and
known and designated as Block(s) 324, Lot(s) 11
Street Address CHERRY QUAY RD BRICK TOWN, NJ

Sworn and Subscribed to
before me this 3rd day
of August, 1988:

IRENE R. COOK
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Aug. 19, 1991

William G. Burdge
(Owner to Sign Here)

Q. AUTHORIZATION BY OWNER:

(If anyone other than above owner is making this application, the
following authorization must be executed)

To the Approving Board of the Township of Brick:

_____ is hereby authorized to
make the within application.

Dated: _____

Owner's Signature

R. ADDRESS ALL CORRESPONDENCE CONCERNING APPLICATION TO:

(☒) Applicant

() Owner

() Attorney

Name & Firm

Wm. G. Burdick

Address

221 CHERRY QUARTER RD BRICK, VT

S. WITNESS FOR APPLICANT:

Identifying Letter to Proceed Name of Witness:

S - Self/Relative

N - Neighbor

O - Other

T - Twp. Employee

E - Expert

1.

(Name)

2.

(Name)

3.

(Name)

4.

(Name)

5.

(Name)

BRICK TOWNSHIP PLANNING BOARD

MINOR SUBDIVISION APPROVAL

RESOLUTION: R-75-89

June 28, 1989

CASE NO.: PB-1893-MS-8/88

WHEREAS, application has been made by William G. Burdge, Jr. and Mary E. Burdge, owners of Lot 11 in Block 324, Brick Township Tax Map, for minor subdivision approval to create two (2) conforming lots; and

WHEREAS, the Planning Board having considered the application and plans filed with its secretary and having heard this matter on the 24th day of May, 1989; and

In conjunction with this resolution, the Planning Board has made the following findings of fact:

1) The applicants are the owners of the subject premises.
2) The property is located in the R-15 Single Family Residential Zone.

3) The proposed subdivision is for the purpose of creating two (2) single family residential building lots which are permitted uses within the zone.

4) The application, as originally submitted, indicated that the existing dwelling was located 11.8 feet from the sideline. After further clarification it was established that the foundation of the existing dwelling is located 12 feet from the existing sideline which causes this subdivision application to be fully conforming with the requirements of the R-15 Zone.

5) During the consideration of this application, it was

*File - 2
Burdge
Pastor
Martone,
charleston
Bldg -
Eng
Zoning*

RESOLUTION: R-75-89

PAGE -2-

CASE NO.: PB-1893-MS-8/88

June 28, 1989

brought to the attention of the Planning Board that the Ocean County Planning Board has approved this subdivision contingent upon requiring the applicant providing an additional dedication of 30 feet from the center line along Cherry Quay Road to the County of Ocean. As a result of this additional dedication, the lot area of proposed Lot 11.01 will be reduced below the required 15,000 square feet. During the consideration of this application, the applicants testified that they would move the proposed lot line between proposed Lot 11 and proposed Lot 11.01 in a northerly direction in order to cause proposed Lot 11.01 to have at least 15,000 square feet in area. Conformity with this representation shall be a condition of this approval.

6) The Ocean County Planning Board has imposed upon the applicant a requirement to provide a T shaped driveway for proposed Lot 11.01, and this condition shall also be a condition of this approval.

7) Since the proposed subdivision is for a residential use with is permitted within the zone and if the applicant complies with the conditions set forth in this Resolution, this application should be granted since it fully conforms with the requirements of the Zoning Ordinance and Subdivision Ordinance of the Township of Brick.

NOW, THEREFORE, BE IT RESOLVED, that the application of William G. Burdge, Jr. and Mary E. Burdge, owners of Lot 11 in

RESOLUTION: R-75-89

PAGE -3-

CASE NO.: PB-1893-MS-8/88

June 28, 1989

Block 324, Brick Township Tax Map for minor subdivision approval to create two (2) conforming lots is hereby APPROVED on this 28th day of June , 1989, subject to the following conditions:

1. The applicant shall comply with all standard Planning Board conditions for minor subdivision approval as set forth in Attachment "A".

2. The applicant shall comply with all representations and agreements made by applicant or applicant's representatives during the consideration of this application.

3. The applicant shall comply with the requirements set forth in the report of the Planning Board engineer dated November 16, 1988.

Engr 4. In accordance with the representation of the applicant, the applicant shall relocate the proposed lot line between proposed Lots 11 and 11.01 in a northerly direction in order to provide the minimum required 15,000 square feet of lot area for proposed Lot 11.01.

Engr 5. The applicant shall be required to provide the additional dedication for road widening purposes to the County of Ocean.

Engr 6. The applicant shall be required to install T shaped driveways on all lots created as a result of this application.

7. A revised plan showing full compliance with the conditions set forth in this Resolution shall be submitted to the Planning Board for its review and approval.

RESOLUTION: R-75-89

PAGE - 4 -

CASE NO.: PB-1893-MS-8/88

June 28, 1989

MOVED BY: Mr. Scherer

SECONDED BY: Mr. Cierzo

VOTING IN THE AFFIRMATIVE: Mr. Cierzo Mr. Geller Mr. Gunther

Mrs. Hartman Mr. Kazawic Mr. Vespi Mr. Pettit Mr. Scherer

VOTING IN THE NEGATIVE:

INELIGIBLE TO VOTE: Mayor Newman

ABSTAINING:

ABSENT: Mr. Mangarelli Councilman Scarpelli

CERTIFICATION

I, E. JOAN KULL, Clerk of the Planning Board of the Township of Brick, County of Ocean, State of New Jersey do hereby certify that the foregoing resolution was duly **ADOPTED** by the said Planning Board of the Township of Brick at a regular meeting held on the 28th day of June, 1989.

IN WITNESS WHEREOF, I have set my hand this 10th day of July, 1989.

E. Joan Kull

ATTACHMENT "A"

STANDARD PLANNING BOARD CONDITIONS FOR MINOR SUBDIVISION

RESOLUTION R-75-89

PAGE -5-

CASE NO. #1893-MS-8/88

June 28, 1989

1. Applicant should obtain any other approvals with respect to any other Federal, State County or Municipal agency having jurisdiction over same. Upon receipt of approval, the applicant shall supply a copy of said permit or permits to the Board. In the event that any other jurisdictional agency requires a change in the applicant's plans, the applicant must reapply to the Brick Township Planning Board for approval of that change.

2. Applicant shall resubmit this entire proposal should there be any deviation from this resolution or the submitted documents which are hereby made a part hereof and shall be binding on the applicant.

~~3.~~ Applicant to supply evidence by way of a statement from the Brick Township Tax Collector that all taxes are current as of the date of the fulfillment of the condition of this approval.

4. Applicant shall furnish a duplicate mylar of the filed map, certified by the applicants' engineer, to the Township Engineer.

5. Applicant shall post a bond for the setting of monuments in accordance with the map filing law, said amount to be determined by the Township Engineer. In addition to the above bond, the applicant is to post an inspection fund for the verification of compliance to the above requirement, the amount of said inspection fund to be determined by the Township Engineer.

6. No soil shall be removed from the site without the written approval of the Township Council.

- Not Rev.
Mm det
Cent

BRICK TOWNSHIP PLANNING BOARD
RE-APPROVAL OF MINOR SUBDIVISION

RESOLUTION: R-6-90 January 24, 1990

CASE NO.: PB-1893-MS-8/88

WHEREAS, the Brick Township Planning Board granted minor subdivision approval to William G. Burdge, Jr. and Mary E. Burdge, owners of Lot 11 in Block 324 as designated on the Official Tax Map of Brick Township, to create two conforming lots by the adoption of Resolution R-75-89 on June 28, 1989; and

WHEREAS, N.J.S.A. 40:55D-47 provides that approval of a minor subdivision expires 190 days from the date of municipal approval unless within that period a plat in conformity with such approval and the provisions of the "Map Filing Law" is filed by the developer with the County Recording Officer; and

WHEREAS, the subdivision map was not filed by the developer as required by law within 190 days from the date of minor subdivision approval; and

WHEREAS, a delay in the reorganization of the Planning Board for its 1990 term contributed, in part, to the inability of the developer to file the minor subdivision map; and

WHEREAS, the developer has requested that the Planning Board re-approve the minor subdivision so that the plat may be filed with the County Clerk within 190 days of the date of this Resolution; and

WHEREAS, the Planning Board has examined Resolution R-75-89 and has determined that the requested extension is appropriate and in conformity with the requirements of the Zoning Ordinance and Subdivision Ordinance of the Township of Brick;

File-2
Burdge
Past
Mortone
Tomell
Jitgen
Bldg
Eng.
Zoning

RESOLUTION: R-6-90

January 24, 1990

CASE NO.: PB-1893-MS-8/88

Page -2-

NOW, THEREFORE, BE IT RESOLVED, by the Brick Township Planning Board on this 24th day of January, 1990, that the minor subdivision approval previously granted to William G. Burdge, Jr. and Mary E. Burdge by Resolution R-75-89 be re-approved subject to the following conditions:

1. The applicant shall comply with all of the terms and conditions of Resolution R-75-89 which is hereby incorporated in and made part of this Resolution.

2. The applicant shall pay all real property taxes through and including the calendar quarter of the date of this Resolution.

RESOLUTION: R-6-90

January 24, 1990

CASE NO.: PB-1893-MS-8/88

Page -3-

MOVED BY: Mr. Sisco

SECONDED BY: Mr. Heslin

VOTING IN THE AFFIRMATIVE: Mr. Anderson Mr. Cantillo

Councilwoman Fayad Mr. Heslin Mr. Logdon Mr. Sisco

Mr. Skirde Mr. Steinbacher Mayor Zboyan

VOTING IN THE NEGATIVE:

INELIGIBLE TO VOTE:

PRESENT BUT NOT VOTING: Mrs. Barlo

ABSTAINING:

ABSENT: Mr. Weber

CERTIFICATION

I, E. JOAN KULL, Clerk of the Planning Board of the Township of Brick, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly ADOPTED by the said Planning Board of the Township of Brick at a regular meeting held on the 24th day of January, 1990.

IN WITNESS WHEREOF, I have set my hand this 26th day of January, 1990.



E. JOAN KULL

Clerk of the Planning Board

RO ENGINEERING
& MANAGEMENT ASSOCIATES, INC.
593 Winding River Road
Brick, New Jersey 08724
201-840-7640

March 3, 1989

Brick Township Planning Board
401 Chambersbridge Road
Brick, New Jersey 08723

Attn: E. Joan Kull; Secretary

RE: Burdge, William & Mary
Minor Subdivision
Block 324, Lot 11
PB 1893

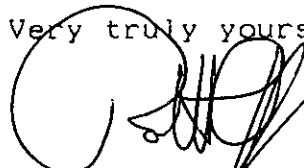
Dear Joan,

This is in reference to our telephone conversation of Thursday, March 2, 1989 concerning the referenced project. At the time the application was filed the original plan showed an 11.8 Ft side setback for proposed Lot 11 whereas 12 Ft is required. However no variance had been applied for and hence I recommended the application be deemed incomplete.

Subsequently a revised plan showing a 12 Ft setback to the foundation, which the applicant's surveyor, Ronald Post, P.L.S., P.P. indicates in letter dated November 29, 1988 (copy enclosed) is the appropriate location to measure the offset.

As indicated in my second review of November 16, 1988 it is my opinion that the Board must make a determination as to whether or not a variance is needed in this case and I therefore recommend the case be scheduled and that the applicant be notified that if the Board determines a variance condition does in fact exist same will have to be applied for before a decision can be made.

Very truly yours,

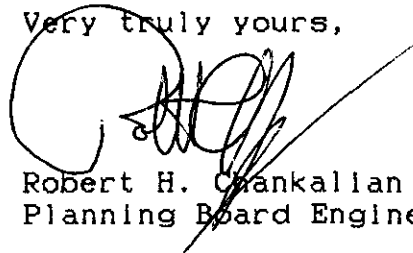


Robert H. Chankallian Jr.
Planning Board Engineer

Indicated on the plan.

2. It should be noted that no dedication is proposed along Cherry Quay Road, a county road with an existing right-of-way width of 33 ft.
3. As a condition of approval, applicant to post a bond for the setting of monuments in accordance with the Map Filing Law; said bond amount to be determined by the Township Engineer. In addition to the above bond, applicant is to post an inspection fund for the verification of compliance of the above requirement said inspection fund to be determined by the Engineer.

Very truly yours,



Robert H. Crankallian Jr.
Planning Board Engineer

**ENGINEERING
& MANAGEMENT ASSOCIATES, INC.**
593 Winding River Road
Brick, New Jersey 08724
201-840-7640

November 16, 1988

Brick Township Planning Board
401 Chambersbridge Road
Brick, New Jersey 08724

RECEIVED

NOV 17 1988

BRICK TOWNSHIP PLANNING BOARD

Re: Burdge, William & Mary
Minor Subdivision
Block 324, Lot 11
Second Review
PB 1893

Dear Board Members,

I have reviewed the plan entitled "Minor Subdivision, Lot 11, Block 324" prepared by Ronald Post, PLS consisting of one (1) sheet dated 11-10-87 with latest revision date of 10-18-88 and have the following comments.

The applicant is proposing to subdivide existing Lot 11 into two (2) residential lots in the R-15 Residential Zoning District where residences are an allowable use. An existing Bi-level dwelling occupies proposed Lot 11. Proposed Lot 11.01 is presently vacant.

At the time of the original submission a sideyard setback of 11.8 feet was indicated on the plan for the existing dwelling on proposed Lot 11. This situation required a variance in that 12.0 ft. is required.

However, the revised plans indicate the measurement to the foundation of the existing dwelling is in fact 12.0 ft.. In all likelihood the original 11.8 foot measurement was to the siding rather than the foundation, however this was not specifically indicated on the plan.

Prior to proceeding with this application it is recommended that the exact point of the original measurement be clarified and further, a determination should be made as to whether the siding or the foundation is the controlling point for purposes of setback measurements.

Additional comments:

1. Ocean County Planning Board Approval has not been

*Burdge
Post
Montone
Garnett*

**ENGINEERING
& MANAGEMENT ASSOCIATES, INC.**
593 Winding River Road
Brick, New Jersey 08724
201-840-7640

December 26, 1989

RECEIVED

DEC 26 1989

Brick Township Planning Board
401 Chambersbridge Road
Brick, New Jersey 08724

BRICK TOWNSHIP PLANNING BOARD

Re: Burdge, William & Mary
Minor Subdivision
Block 324, Lot 11
First Resolution Compliance Check
PB 1893

Dear Board Members,

I have reviewed the plan entitled "Minor Subdivision, Lot 11, Block 324" prepared by Ronald Post, PLS consisting of one (1) sheet dated 11-10-87 with latest revision date of 6-12-89 and have the following comments.

The plan was reviewed for conformance with Resolution R-75-89 adopted June 28, 1989 and is in compliance with same and may now be submitted for signature subject to the following:

1. Ocean County Planning Board approval must be indicated on the plan. Resubmission to this office is not necessary provided the County Planning Board stamp of approval is on the plans prior to submission for signature.

This report shall not be considered a guaranty or warranty of the plans reviewed or of the information and opinions expressed in the report.

Very truly yours,



Robert M. Chankallian Jr.
Planning Board Engineer

TOWNSHIP OF BRICK

OCEAN COUNTY, NEW JERSEY

401 CHAMBERS BRIDGE ROAD • BRICK, NJ 08723

Joseph C. Scarpelli, Mayor

Township Council:

Steven N. Cucci — President

Stephen C. Acropolis

Kimberly S. Castan

Gregory S. Kavanagh

Kathy M. Russell

Tom G. Shupin

Municipal Clerk

Frederick J. Underwood, Sr.



Planning Board

(732) 262-1045

Fax: (732) 262-8964

<http://www.twp.brick.nj.us>

NEW FOLDER _____

From Judith Fox Nelson

Date:

7/15/02

Re:

Archive and reorganization of Planning Board Files

Case #

1893

Date of Approval

6/28/89

Block

324

Lot

11

The above referenced file has been cleaned out as and is ready to be re-filed.

The following files are turned over to Jeff Fabach for disposal

Affidavits ✓

Notice of decision ✓

Copies ✓

Correspondence ✓

Copies of checks and receipts ✓

Reports, drainage, environmental, traffic ✓

Other _____