

BRICK, TOWNSHIP
OF
(PLANNING AND ZONING DEPT.)



LDS BR-PZ 10402193

CASE #384- KENT, LEWIS B. S.U.P.
L.P. BL. 25, LOTS 12/33 INCL. —
GARDEN APARTMENTS

ZONING BOARD OF ADJUSTMENT
TOWNSHIP OF BRICK, NEW JERSEY

RESOLUTION

WHEREAS, LEWIS B. KENT, HAS APPLIED TO THE ZONING BOARD OF ADJUSTMENT OF THE TOWNSHIP OF BRICK FOR PERMISSION TO ERECT GARDEN APARTMENTS AT PREMISES LOCATED AT W. PRINCETON AVENUE AND ROUTE #80, LAURELTON PARK, IN THE TOWNSHIP OF BRICK AND KNOWN AS BLOCK 25, LOTS 12 TO 33 INCLUSIVE ON THE TAX MAP OF THE TOWNSHIP OF BRICK, WHICH PREMISES ARE IN A R-7.5 ZONE; AND

WHEREAS, THE BOARD AFTER CAREFULLY CONSIDERING THE EVIDENCE PRESENTED BY APPLICANT AND OF THE ADJOINING PROPERTY OWNERS AND GENERAL PUBLIC, HAS MADE THE FOLLOWING FACTUAL FINDINGS:

- A. EVIDENCE DOES NOT DISCLOSE ANY SPECIAL REASONS FOR GRANTING THE VARIANCE.
- B. ZONING PLAN AND ZONING ORDINANCE INDICATE THAT GARDEN TYPE APARTMENTS SHOULD BE LIMITED TO HIGHWAY DEVELOPMENT ZONE.
- C. THERE ARE NO GARDEN TYPE APARTMENTS IN ANY RESIDENTIAL ZONE.

WHEREAS, THE BOARD HAS DETERMINED THAT THE RELIEF REQUESTED BY APPLICANT CANNOT BE GRANTED WITHOUT SUBSTANTIAL DETRIMENT TO THE PUBLIC GOOD AND WITHOUT SUBSTANTIALLY IMPAIRING THE INTENT AND PURPOSE OF THE ZONE PLAN AND ZONING ORDINANCE OF THE TOWNSHIP OF BRICK.

NOW, THEREFORE, BE IT RESOLVED, BY THE ZONING BOARD OF ADJUSTMENT OF THE TOWNSHIP OF BRICK, ON THIS 6TH DAY OF AUGUST, 1963, THAT THE APPLICATION OF LEWIS B. KENT BE DENIED.

CERTIFICATION

I, HELEN C. SMOGNER, SECRETARY OF THE ZONING BOARD OF ADJUSTMENT OF THE TOWNSHIP OF BRICK IN THE COUNTY OF OCEAN DO HEREBY CERTIFY THAT THE FOREGOING RESOLUTION WAS DULY ADOPTED BY THE ZONING BOARD OF ADJUSTMENT OF THE SAID TOWNSHIP AT A MEETING OF SAID ZONING BOARD OF ADJUSTMENT HELD ON THE 6TH DAY OF AUGUST, 1963.

IN WITNESS WHEREOF, I HAVE HERETO SET MY HAND AND THE SEAL OF THIS TOWNSHIP ON THE 3RD DAY OF SEPTEMBER, 1963.

HELEN C. SMOGNER — SECRETARY
ZONING BOARD OF ADJUSTMENT

ZONING BOARD OF ADJUSTMENT
TOWNSHIP OF BRICK, NEW JERSEY

R E S O L U T I O N

WHEREAS, LEWIS B. KENT, HAS APPLIED TO THE ZONING BOARD OF ADJUSTMENT OF THE TOWNSHIP OF BRICK FOR PERMISSION TO ERECT GARDEN APARTMENTS AT PREMISES LOCATED AT W. PRINCETON AVENUE AND ROUTE #88, LAURELTON PARK, IN THE TOWNSHIP OF BRICK AND KNOWN AS BLOCK 25, LOTS 12 TO 33 INCLUSIVE ON THE TAX MAP OF THE TOWNSHIP OF BRICK, WHICH PREMISES ARE IN A R-7.5 ZONE; AND

WHEREAS, THE BOARD AFTER CAREFULLY CONSIDERING THE EVIDENCE PRESENTED BY APPLICANT AND OF THE ADJOINING PROPERTY OWNERS AND GENERAL PUBLIC, HAS MADE THE FOLLOWING FACTUAL FINDINGS:

A. EVIDENCE DOES NOT DISCLOSE ANY SPECIAL REASONS FOR GRANTING THE VARIANCE.

B. ZONING PLAN AND ZONING ORDINANCE INDICATE THAT GARDEN TYPE APARTMENTS SHOULD BE LIMITED TO HIGHWAY DEVELOPMENT ZONE.

C. THERE ARE NO GARDEN TYPE APARTMENTS IN ANY RESIDENTIAL ZONE.

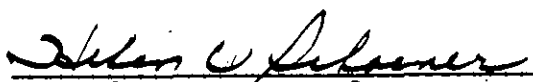
WHEREAS, THE BOARD HAS DETERMINED THAT THE RELIEF REQUESTED BY APPLICANT CANNOT BE GRANTED WITHOUT SUBSTANTIAL DETRIMENT TO THE PUBLIC GOOD AND WITHOUT SUBSTANTIALLY IMPAIRING THE INTENT AND PURPOSE OF THE ZONE PLAN AND ZONING ORDINANCE OF THE TOWNSHIP OF BRICK.

NOW, THEREFORE, BE IT RESOLVED, BY THE ZONING BOARD OF ADJUSTMENT OF THE TOWNSHIP OF BRICK, ON THIS 6TH DAY OF AUGUST, 1963, THAT THE APPLICATION OF LEWIS B. KENT BE DENIED.

C E R T I F I C A T I O N

I, HELEN C. SCHOENER, SECRETARY OF THE ZONING BOARD OF ADJUSTMENT OF THE TOWNSHIP OF BRICK IN THE COUNTY OF OCEAN DO HEREBY CERTIFY THAT THE FOREGOING RESOLUTION WAS DULY ADOPTED BY THE ZONING BOARD OF ADJUSTMENT OF THE SAID TOWNSHIP AT A MEETING OF SAID ZONING BOARD OF ADJUSTMENT HELD ON THE 6TH DAY OF AUGUST, 1963.

IN WITNESS WHEREOF, I HAVE HERETO SET MY HAND AND THE SEAL OF THIS TOWNSHIP ON THE 3RD DAY OF SEPTEMBER, 1963.


HELEN C. SCHOENER — SECRETARY
ZONING BOARD OF ADJUSTMENT

ZONING BOARD OF ADJUSTMENT
TOWNSHIP OF BRICK, NEW JERSEY

R E S O L U T I O N

WHEREAS, LEWIS B. KENT, HAS APPLIED TO THE ZONING BOARD OF ADJUSTMENT OF THE TOWNSHIP OF BRICK FOR PERMISSION TO ERECT GARDEN APARTMENTS AT PREMISES LOCATED AT W. PRINCETON AVENUE AND ROUTE #88, LAURELTON PARK, IN THE TOWNSHIP OF BRICK AND KNOWN AS BLOCK 25, LOTS 12 TO 33 INCLUSIVE ON THE TAX MAP OF THE TOWNSHIP OF BRICK, WHICH PREMISES ARE IN A R-7.5 ZONE; AND

WHEREAS, THE BOARD AFTER CAREFULLY CONSIDERING THE EVIDENCE PRESENTED BY APPLICANT AND OF THE ADJOINING PROPERTY OWNERS AND GENERAL PUBLIC, HAS MADE THE FOLLOWING FACTUAL FINDINGS:

A. EVIDENCE DOES NOT DISCLOSE ANY SPECIAL REASONS FOR GRANTING THE VARIANCE.

B. ZONING PLAN AND ZONING ORDINANCE INDICATE THAT GARDEN TYPE APARTMENTS SHOULD BE LIMITED TO HIGHWAY DEVELOPMENT ZONE.

C. THERE ARE NO GARDEN TYPE APARTMENTS IN ANY RESIDENTIAL ZONE.

WHEREAS, THE BOARD HAS DETERMINED THAT THE RELIEF REQUESTED BY APPLICANT CANNOT BE GRANTED WITHOUT SUBSTANTIAL DETRIMENT TO THE PUBLIC GOOD AND WITHOUT SUBSTANTIALLY IMPAIRING THE INTENT AND PURPOSE OF THE ZONE PLAN AND ZONING ORDINANCE OF THE TOWNSHIP OF BRICK.

NOW, THEREFORE, BE IT RESOLVED, BY THE ZONING BOARD OF ADJUSTMENT OF THE TOWNSHIP OF BRICK, ON THIS 6TH DAY OF AUGUST, 1963, THAT THE APPLICATION OF LEWIS B. KENT BE DENIED.

C E R T I F I C A T I O N

I, HELEN C. SCHOENER, SECRETARY OF THE ZONING BOARD OF ADJUSTMENT OF THE TOWNSHIP OF BRICK IN THE COUNTY OF OCEAN DO HEREBY CERTIFY THAT THE FOREGOING RESOLUTION WAS DULY ADOPTED BY THE ZONING BOARD OF ADJUSTMENT OF THE SAID TOWNSHIP AT A MEETING OF SAID ZONING BOARD OF ADJUSTMENT HELD ON THE 6TH DAY OF AUGUST, 1963.

IN WITNESS WHEREOF, I HAVE HERETO SET MY HAND AND THE SEAL OF THIS TOWNSHIP ON THE 3RD DAY OF SEPTEMBER, 1963.

HELEN C. SCHOENER — SECRETARY
ZONING BOARD OF ADJUSTMENT

JUNE 5, 1963

BLOCK 25, LOTS 12 TO 33 INCL.
GARDEN APARTMENTS
APPLICATION FOR SPECIAL USE
PERMIT
LEWIS B. KENT

PLANNING BOARD
TOWNSHIP OF BRICK
BRICK TOWN, NEW JERSEY

GENTLEMEN:

AT A REGULAR MEETING OF THE BOARD OF ADJUSTMENT HELD ON MAY 28, 1963, MR. LEWIS B. KENT AND HIS ATTORNEY, MR. THOMAS GUNNING APPEARED TO MAKE APPLICATION FOR A SPECIAL USE PERMIT FOR THE ERECTION OF GARDEN APARTMENTS ON THE ABOVE CAPTIONED PROPERTY.

THE PROPERTY IS A TRIANGULAR SHAPED PIECE OF LAND LOCATED AT THE INTERSECTION OF ROUTE 88 AND WEST PRINCETON AVENUE, LAURELTON PARK AND JUST ACROSS FROM THE R AND R POULTRY FARM. THE ACRE IS ONE AND ONE-HALF ACRES AND THEY PLAN TO ERECT 24 UNITS, SIXTEEN $3\frac{1}{2}$ BEDROOM, EIGHT $4\frac{1}{2}$ ROOM APARTMENTS AND THE LAND IS PRESENTLY ZONED RESIDENTIAL. THE STRUCTURE IS TO BE OF COLONIAL DESIGN, WITH BRICK FACED EXTERIOR. THEIR PLANS ARE TO USE A SEPTIC TANK/TANKS FOR SEWAGE.

THE PARKING IS PLANNED FOR TWENTY FOUR CARS AND IF WE DESIRE, THEY ARE WILLING TO ADD AN ADDITIONAL EIGHT SPACES MAKING A TOTAL OF ONE AND ONE HALF SPACES PER DWELLING UNIT, OR A TOTAL THIRTY TWO.

WE ARE TRANSMITTING HERewith, THE FILE FOR YOUR PERUSAL AND ADVICE AS TO WHETHER OR NOT IN YOUR OPINION, THIS FACILITY FITS WITHIN THE COMPREHENSIVE PLANNING FOR THE TOWNSHIP.

VERY TRULY YOURS,

BRICK TOWNSHIP BOARD OF ADJUSTMENT

HELEN C. SOHOENER, SECRETARY

HS

2772 HESPER AVENUE
LAURELTON, BRICK TOWN, N. J.
TELEPHONE 9-6230

GEORGE W HENN
CIVIL ENGINEER AND SURVEYOR

March 31, 1963

ROUTE 25, OCEAN BEACH
P. O. BOX 423
SEASIDE HEIGHTS, N. J.
DISTRICT 5-7445

Schiff, Cummis & Kent,
25 Fulton Street,
Newark, 2, New Jersey.

Att. Arnold R. Kent, Esq.

Dear Mr. Kent:-

Pursuant with your instructions I have run percolation tests on the Route #88-West Princeton Avenue, Brick Township property and wish to report that a rate of one inch per minutes was obtained in two holes of two fillings each. I have also had two subsurface strata examinations made and the following is a log of the findings:-

Hole #1-East End of Property

0-6", top soil; 6"-4'-6", yellow silty sand; 4'-6"-5', clayey sandy silt; 5'-20' coarse yellow sand.

Hole #2-West End of Property

0-6" sand; 6"-4'-6", yellow silty sand; 4'-6"-5'-6", clay; 5'-6"-6'-6", silty gravelly sand; 6'-6"-8', sandy gravel; 8'-12' gravelly sand; 12'-16' coarse yellow sand; 16'-20' gravelly sand.

Both these holes were dry.

I hope you will pardon the delay in getting these results to you but the ground was badly frozen and when the frost left it took us about three weeks to get back into this area.

Should there be any questions do not hesitate to contact me.

Respectfully submitted

George W. Henn

JUNE 5, 1963

BLOCK 25, LOTS 12 TO 33 INCL.
GARDEN APARTMENTS
APPLICATION FOR SPECIAL USE
PERMIT
LEWIS B. KENT

PLANNING BOARD
TOWNSHIP OF BRICK
BRICK TOWN, NEW JERSEY

GENTLEMEN:

AT A REGULAR MEETING OF THE BOARD OF ADJUSTMENT HELD ON MAY 28, 1963, MR. LEWIS B. KENT AND HIS ATTORNEY, MR. THOMAS GUNNING APPEARED TO MAKE APPLICATION FOR A SPECIAL USE PERMIT FOR THE ERECTION OF GARDEN APARTMENTS ON THE ABOVE CAPTIONED PROPERTY.

THE PROPERTY IS A TRIANGULAR SHAPED PIECE OF LAND LOCATED AT THE INTERSECTION OF ROUTE 88 AND WEST PRINCETON AVENUE, LAURELTON PARK AND JUST ACROSS FROM THE R AND R POULTRY FARM. THE ACRE IS ONE AND ONE-HALF ACRES AND THEY PLAN TO ERECT 24 UNITS, SIXTEEN $3\frac{1}{2}$ BEDROOM, EIGHT $4\frac{1}{2}$ ROOM APARTMENTS AND THE LAND IS PRESENTLY ZONED RESIDENTIAL. THE STRUCTURE IS TO BE OF COLONIAL DESIGN, WITH BRICK FACED EXTERIOR. THEIR PLANS ARE TO USE A SEPTIC TANK/TANKS FOR SEWAGE.

THE PARKING IS PLANNED FOR TWENTY FOUR CARS AND IF WE DESIRE, THEY ARE WILLING TO ADD AN ADDITIONAL EIGHT SPACES MAKING A TOTAL OF ONE AND ONE HALF SPACES PER DWELLING UNIT, OR A TOTAL THIRTY TWO.

WE ARE TRANSMITTING HERewith, THE FILE FOR YOUR PERUSAL AND ADVICE AS TO WHETHER OR NOT IN YOUR OPINION, THIS FACILITY FITS WITHIN THE COMPREHENSIVE PLANNING FOR THE TOWNSHIP.

VERY TRULY YOURS,

BRICK TOWNSHIP BOARD OF ADJUSTMENT

HELEN G. SOMDENER, SECRETARY

JUNE 18, 1963.

MEETING OF THE BRICK TOWNSHIP BOARD OF ADJUSTMENT WAS CALLED TO ORDER AT 8:04 P.M. BY CHAIRMAN, PAUL WEISS.

MEMBERS PRESENT: PAUL WEISS
LOUIS V. BUONO
AGNES M. DECKER
A. L. OSBORNE
RUDOLPH WINTER

MEMBERS ABSENT: NONE

OTHERS PRESENT: A. GEORGE. ZONING
OFFICER

MINUTES OF THE MEETING OF MAY 14TH AND THE MINUTES OF MEETING OF MAY 28TH WERE READ BY THE MEMBERS.

MOTION MADE BY MR. BUONO AND SECONDED BY MR. OSBORNE THAT THE MINUTES OF THE MEETING OF MAY 14 AND THE MINUTES OF THE MEETING OF MAY 28TH BE ACCEPTED AS WRITTEN.

AYES: BUONO, OSBORNE, DECKER, WINTER, WEISS.

NAYS: NONE

MOTION UNANIMOUSLY CARRIED.

ROBERT LAND HOLDING COMPANY (ALFRED SCHNEIDER) GARDEN APARTMENTS

THIS MATTER HAS BEEN REMANDED TO THIS BOARD BY THE PLANNING BOARD BASED ON THE ADVICE OF THEIR ATTORNEY THAT THE MATTER IS NOT WITHIN THE JURISDICTION OF THE PLANNING BOARD AND SHOULD BE REMANDED TO THIS BOARD.

MR. WEISS ADVISED MR. SCHNEIDER THAT BECAUSE OF THE UNUSUAL ACTION ON THE PART OF THE PLANNING BOARD, WE WOULD LIKE TO DISCUSS THIS WITH OUR ATTORNEY WHEN HE IS PRESENT AT THE MEETING OF JULY 2 AND WE WILL GIVE AN ANSWER AT THAT TIME.

KENT, LEWIS B. - GARDEN APARTMENTS

HELD UNTIL MEETING OF JULY 2 FOR SAME REASON AS GIVEN FOR ROBERT LAND HOLDING.

PETRUZEL, WILLIAM C. - STORES WITH APARTMENTS ABOVE.

HELD UNTIL MEETING OF JULY 2 FOR SAME REASON AS ROBERT LAND AND LEWIS B. KENT.

GLEN ROCK LUMBER COMPANY - BULK STATION AND RETAIL FILLING STATION

LETTER FROM MR. W. E. O'CONNOR, TOWNSHIP ATTORNEY, ADVISING THAT IN ESSENCE, WE HAVE APPROVED THE INSTALLATION OF THESE FACILITIES WHEN WE RECOMMENDED TO THE TOWNSHIP COMMITTEE THAT THIS BE PASSED.

MOTION MADE BY MR. BUONO AND SECONDED BY MR. WINTER THAT BASED ON THE RECOMMENDATION CONTAINED IN THE MOTION TO FORWARD THIS APPLICATION TO THE TOWNSHIP COMMITTEE, WE GRANT THIS SPECIAL USE PERMIT FOR THE PROPERTY KNOWN AS BLOCK 685, LOT 1--1 AND LOT 1-2.

AYES: BUONO, OSBORNE, WINTER, WEISS.

NAYS: DECKER

MOTION CARRIED.

LAKE RIVIERA = EXTENSION OF GARDEN APARTMENTS. BLOCK 446-E-3, LOTS 1 TO 12 AND 18/26

MOTION MADE BY MR. BUONO AND SECONDED BY MR. OSBORNE THAT RECOMMENDATION BE MADE TO THE TOWNSHIP COMMITTEE THAT A VARIANCE BE GRANTED FOR THE EXTENSION OF THE FACILITY ON LOTS 1 TO 12 AND 18 TO 26, THE SAME AS PRESENTLY LOCATED ON LOTS 13 TO 17.

AYES: BUONO, OSBORNE, DECKER, WINTER, WEISS.

NAYS: NONE

MOTION UNANIMOUSLY CARRIED.

MANDEL, FRANK P. - BLOCK 37, LOTS 10, 11 AND 12 - COOPERATIVE APARTMENTS

MR. MANDEL HAS REQUESTED THAT THIS BOARD SUPPLEMENT THE RESOLUTION PASSED BY THE TOWNSHIP COMMITTEE IN WHICH THEY OVERLOOKED THE THREE REQUIREMENTS SET DOWN BY THIS BOARD IN THE GRANTING OF THE VARIANCE FOR COOPERATIVE APARTMENTS AT THE ABOVE SITE.

THE BOARD WAS IN FAVOR OF THIS AND THE SECRETARY WAS DIRECTED TO WRITE A LETTER TO MR. MANDEL SETTING FORTH THE REQUIREMENTS.

LAKE RIVIERA, Block 383-23, Lots 46, 47, 48, ... JAMES G. HENRY, Esq.

MR. HENRY ADVISED THAT HIS CLIENT IS WITHDRAWING HIS APPLICATION.

CASE #389 - ZARRA, RALPH, Block 1170-A-3, LOT #7, VARIANCE

MR. ZARRA REQUESTED A VARIANCE FOR THIS LOT WHICH IS LOCATED IN A R-7.5 ZONE AND THE PROPERTY IS 81.48 FEET BY 93.26 FEET AND WANTS TO USE A SIDE YARD SETBACK OF TWENTY (20) FEET INSTEAD OF TWENTY FIVE (25).

THERE WERE NO OBJECTORS PRESENT.

MR. WEISS QUESTIONED THE MANNER OF SERVICE IN THAT THE MORTGAGE COMPANIES WERE NOTIFIED, RATHER THAN THE OWNERS LIVING IN THE HOUSES. MR. ZARRA ADVISED THAT HE RECEIVED THIS LIST FROM THE TAX ASSESSORS OFFICE, BUT THAT HE NOTIFIED BOTH IN ORDER TO BE SURE.

THIS MATTER WAS PUT ASIDE FOR LATER IN THE MEETING.

CASE #390. MAROUSIS, CHARLES, Block 852-2 LOTS 1 TO 12 AND Block 850 LOT #1, GARDEN APARTMENTS

MR. MAROUSIS AND HIS ATTORNEY, MR. JAMES G. HENRY, PRESENTED APPLICATION TO REQUEST A VARIANCE TO ERECT APARTMENTS ON THE ABOVE LOTS MEASURING 1.07 ACRES WHICH IS LOCATED IN A R-10 ZONE.

THE REQUESTED VARIANCE IS FOR A LOT SIZE 46,189 SQ. FT AND A DEPTH OF LOT OF 150 FEET, A PARKING AREA LESS THAN THE MINIMUM AND AN INCREASE OF MINIMUM OF APARTMENTS FROM 18 TO 20.

THE PROPERTY WOULD HAVE 312.13 FEET ON WEST PRINCETON AVENUE, 150 FEET ON FIRST STREET AND 150 FEET ON THE SIDELINE ADJACENT TO THE PROPERTY ON THE SOUTH. THE LINE IN THE REAR, TO THE EAST, WOULD BE ROUGHLY 274 FEET. THE PLAN SUBMITTED WAS MADE BY FRANK A. AMODIO, OF RED BANK ON MAY 22, 1963.

MR. HENRY STATED THE DIMENSIONS AND WANTED TO BRING TO THE ATTENTION OF THE BOARD THAT THE CODE CALLS FOR 2,000 SQ FEET, AND THEY HAVE A LITTLE OVER AN ACRE, THE CODE REQUIRES A DEPTH OF 200 FEET, THEY HAVE 150 FEET, AND THE MINIMUM REQUIREMENTS IN THE "HD" ZONE IS 100.00 SQ FEET, THE WIDTH REQUIREMENT IS 250 FEET AND THEY HAVE 312 FT. THE APARTMENT SIZE WOULD BE 782 SQ FT AND THE CODE CALLS FOR A MINIMUM OF 650 FEET. THEY CAN PARK 20 CARS AND AN ADDITIONAL 50-55 FEET TO PARK ANOTHER FIVE CARS COULD BE WORKED OUT AND IF NECESSARY, USE A 10 FT DRIVEWAY THAT COULD PARK ANOTHER 3 OR 4 CARS ON EACH END. ALTOGETHER THEY COULD PARK 26 TO 28 CARS. THEY PLAN TO USE A DISPOSAL UNIT, AND IF IN THE FUTURE, THEY BUILD THE STORES ON ROUTE #88 WHICH ARE PLANNED, WOULD CONNECT BOTH TO THE SAME PLANT.

MR. GEORGE HENN, STATED THAT THE EFFLUENT COULD BE RUN INTO A STORM DRAIN ON FIRST STREET IF THE TOWNSHIP WOULD PERMIT.

AMONG THE OBJECTORS PRESENT WERE MR. PAUL C. RICKE, WHO OPERATES THE FRIENDLY DRIVE-IN ON ROUTE #88 AND HIS CONCERN WAS REGARDING THE SEWAGE AND WOULD THEY HAVE THE SAME PROBLEM THEY HAD WHEN THE LAUNDERETTE ON ROUTE #88 POLLUTED THEIR WELLS.

MR. EDMUND GILES, AN OBJECTOR, QUESTIONED IF OUR BOARD OF HEALTH OR THE STATE BOARD OF HEALTH HAD YET COME UP WITH A SOLUTION FOR THE NEUTRALIZING OF DETERGENTS.

MR. GILES WAS ADVISED THAT THIS BOARD KNEW OF NONE SO FAR.

MR. ALFRED GEISER OF FORGE POND ROAD, WHOSE HOUSE IS IN THE BACK OF THIS PROPOSED FACILITY, OBJECTED TO THE GRANTING OF THIS VARIANCE BASED ON THE SITUATION WHICH HE CLAIMS NOW PREVAILS. THAT THE STORM WATER FROM THE STREETS COLLECT IN HIS BACK YARD NOW.

MR. EARL BENNET, OF FORGE POND ROAD, OBJECTED TO THE CHANGING OF THE CHARACTER OF THE NEIGHBORHOOD WHICH HE FELT WAS NICE RESIDENTIAL AREA AND SHOULD BE KEPT THAT WAY.

MRS. EARL BENNET, OBJECTED ON THE GROUNDS THAT THE PEOPLE RENTING THESE APARTMENTS WOULD HAVE CHILDREN AND THEN LATER ON BUILD THEIR OWN HOMES AND CROWD OUR ALREADY CROWDED SCHOOLS.

MR. LEALAND S. WOOD, AND MR. STERLING HULSE WERE AMONG THE OBJECTORS BUT DID NOT MAKE SPECIFIC OBJECTIONS, JUST OBJECTED.

THIS MATTER WAS HELD FOR JULY 2ND FOR OPINION OF COUNSEL.

MR. ZARRA - CONTINUATION FROM EARLIER DISCUSSION

DISCUSSION WAS HELD ON THIS MATTER AGAIN, AND MR. ZARRA, AFTER CORRECTING THIS LIST OF ADDRESSED ON THE PETITION SUBMITTED, RETURNED THE PETITION TO THE BOARD FOR CONSIDERATION.

MOTION MADE BY MR. OSBORNE AND SECONDED BY MR. BUONO THAT THIS VARIANCE BE GRANTED FOR A SIDELINE SETBACK OF 20 FEET ON SHERWOOD LANE.

AYES: OSBORNE, BUONO, DECKER, WINTER, WEISS.

NAYS: NONE

MOTION UNANIMOUSLY CARRIED.

CASE #391 - TOBIN, MICHAEL J. AND NATALIE C.

MR. TOBIN APPEARED TO REQUEST A VARIANCE TO BUILD A HOME OF 960 SQ FEET ON A TRIANGULAR LOT LOCATED BETWEEN MANTOLOKING ROAD AND BARNEGAT LANE, METEBECONK PINES.

THE LOT IN QUESTION IS 232.47 x 35.14 AND 238.70 x 88.92 AND IS THE LAST LOT IN THE BLOCK AND LOCATED ON A CORNER. THE PROPOSED HOUSE WILL BE 24 x 40 AND THE SETBACK REQUIREMENTS PROHIBIT THE HOUSE BEING ERECTED ON THIS LOT. THERE IS NO ADDITIONAL LAND AVAILABLE ON THIS BLOCK THAT COULD BE ADDED TO THIS LOT.

THE QUESTION WAS BROUGHT UP BY MR. WEISS OF THE MANNER IN WHICH THE OWNERS WITHIN TWO HUNDRED FEET WERE SERVED. ACCORDING TO THE LIST SUBMITTED, ALL PROPERTY OWNERS WITHIN THE TWO HUNDRED FEET ON ALL SIDES OF THE PROPERTY, WERE SERVED BY CERTIFIED MAIL, NOT REGISTERED MAIL, AND NOT IN PERSON TO THOSE LIVING ON THE PROPERTY.

THE MATTER OF SERVICE IS TO BE CHECK WITH MR. FEINBERG.

OBJECTORS PRESENT WERE:

MR. MARTIN CODA - FELT THAT THIS COULD DOWNGRADE THE ENTIRE AREA, BUT AFTER HEARING MR. TOBIN'S STATEMENTS, SAID HE WAS PERFECTLY IN ACCORD.

MR. JACK HARMON: SAID THE OWNERS IF THEY GO THROUGH WITH THE PURCHASE, WOULD HAVE NO BEACH OR WATER RIGHTS.

MRS. BRESCHER:.....STATED THAT THE BOARD OF DIRECTORS HAVE NOTED NOT TO LET THEM (THE TOBINS) PUT THEIR BOAT IN THE WATER OR USE THE BEACH AND IF THEY GO THROUGH WITH THE PURCHASE, SHOULD BE MADE AWARE OF THESE FACTS.

MR. TOBIN STATED HE IS BUYING THIS LOT WITH THE CONTINGENCY THAT IF HE IS NOT GRANTED THE VARIANCE, THE SALE WOULD BE VOID.

MOTION MADE BY MR. BUONO AND SECONDED BY MRS. DECKER THAT THE DECISION BE RESERVED UNTIL AFTER WE GET AN OPINION FROM OUR ATTORNEY.

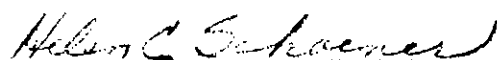
AYES: BUONO, DECKER, OSBORNE, WINTER, WEISS.

NAYS: NONE

MOTION UNANIMOUSLY CARRIED.

MEETING ADJOURNED AT 10:07 P.M.

RESPECTFULLY SUBMITTED,


HELEN C. SCHOENER, SECRETARY

***ON SOUNDSCRIBER RECORD. (PARTIALLY)

THOMAS J. GUNNING
Attorney At Law
Suite A, 201 ARNOLD AVENUE
POINT PLEASANT BEACH, N. J.
Phone: 899-0650

May 17, 1963

Mrs. Helen Schaeffer
Board of Adjustment
Township of Brick
609 Moore Road
Brick Town, N.J.

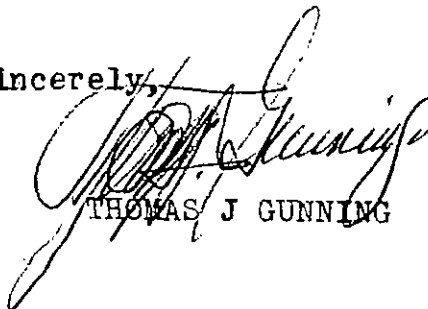
Dear Mrs. Schaeffer:

I inclose an Appeal to Vary Provisions of the Zoning Ordinance, requesting that the hearing be scheduled for May 28th. My draft is attached to cover the application fee.

With your permission, I shall forward the supporting documents on Monday, May 20th.

Thank you.

Sincerely,



THOMAS J GUNNING

TJG/br

BOARD OF ADJUSTMENT
TOWNSHIP OF BRICK
609 MOORE ROAD
BRICK TOWN, N. J.

FOR BOARD OF ADJUSTMENT USE ONLY:

CASE # _____ FILED _____

HEARING _____ DISPOSITION _____

APPEAL TO VARY OR MODIFY CERTAIN PROVISIONS OF THE ZONING ORDINANCE:

NAME OF OWNER LEWIS B. KENT

ADDRESS OF OWNER 23 Fulton Street, Newark 2, New Jersey

ZONE IN WHICH LOCATED R-7-5 BLOCK 25 LOTS 12 - 33

USE OF ANY EXISTING BUILDING OR PREMISE Vacant Land

SIZE OF PLOT _____

SIZE OF BUILDING: WIDTH No building on premises LENGTH _____ HEIGHT _____ STORIES _____

APPLICATION IS HEREBY MADE FOR A VARIANCE FROM THE REQUIREMENTS OF SECTION Article
VII R-7-5, Residential Zone, and Article IX 2 (4) (6)
_____ OF THE ZONING ORDINANCE.

APPLICANT MUST SPECIFY SECTION OF ZONING ORDINANCE OF WHICH VARIANCE IS SOUGHT,
AND EXTENT TO WHICH VARIANCE REQUESTED DIFFERS FROM REQUIREMENTS OF THE ZONING ORDIN-
ANCE Applicant seeks to construct a 24 unit, 2 story garden apartment in
accordance with plan submitted herewith, and applicant seeks variance from
Article VII R-7-5 in which property is located and Article IX 2 (4) (6)
wherein maximum number of dwelling units requested is 24, and dwelling
units per area of land shall be 24.

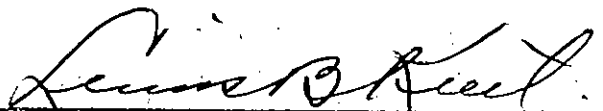
NOTE: ACCOMPANYING THE APPLICATION MUST BE THE FOLLOWING DATA:

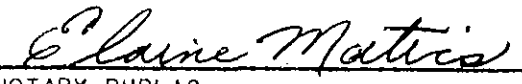
1. APPLICATION FEE \$10
2. STATEMENT GIVING FULL DETAILS OF THE PRINCIPAL POINTS ON WHICH THE APPLICATION IS BASED AND A DESCRIPTION OF PROPOSED WORK, IF ANY.
3. ONE SET OF PLANS OF THE PROPOSED BUILDING OR A SCALE DRAWING OF THE EXISTING STRUCTURE, INDICATING THE CHANGES, ALTERATIONS OR ADDITIONS CONTEMPLATED, AND INDICATING THE RELATION OF THE EXISTING OR PROPOSED STRUCTURE WITH ADJOINING PROPERTY. THE PLOT PLAN MUST SHOW THE SETBACK OF ADJOINING PROPERTIES.
4. IF APPLICANT IS A CORPORATION, THE NAMES OF ITS OFFICERS, DIRECTORS AND CONTROLLING STOCKHOLDERS.
5. COPY OF DECISION OR ORDER OF ADMINISTRATIVE OFFICIAL FROM WHICH APPEAL IS MADE. (NOTE: THIS IS NOT REQUIRED IN APPLICATION FOR VARIANCE)
6. COPY OF NOTICE TO THE BUILDING INSPECTOR THAT THIS APPEAL HAS BEEN TAKEN. (NOTES: THIS IS NOT REQUIRED IN APPLICATION FOR VARIANCE)

I HEREBY DEPOSE AND SAY THAT ALL THE STATEMENTS CONTAINED IN THIS APPLICATION,
AND THE STATEMENTS CONTAINED IN THE PAPERS SUBMITTED HEREWITH ARE TRUE.

SWORN TO BEFORE ME, THIS 3rd

DAY OF May 1963.


SIGNATURE (APPLICANT, OWNER OR ATTORNEY)
LEWIS B. KENT


NOTARY PUBLIC of New Jersey,

ELAINE MATRICS NOTARY PUBLIC OF NEW JERSEY
My Commission Expires May 3, 1967

P R O O F O F S E R V I C E

STATE OF NEW JERSEY,

SS

COUNTY OF OCEAN

LEWIS B. KENT OF FULL AGE,
BEING DULY SWORN ACCORDING TO LAW, DESPOSES AND SAYS, THAT HE/SHE RESIDES
AT 150 South Harrison Street

IN THE TOWNSHIP East Orange

IN THE COUNTY OF Essex

AND STATE OF New Jersey

THAT HE IS THE APPLICANT, HIS AGENT OR ATTORNEY IN A PROCEEDING BEFORE THE
BOARD OF ADJUSTMENT OF THE TOWNSHIP OF BRICK, BEING AN APPLICANT UNDER THE
ZONING ORDINANCE AND RELATES TO PREMISES:

BLOCK 25 LOTS: 12 - 33

corner of Route 88 and Princeton Avenue, Brick Town, N.J.

THAT HE GAVE NOTICE OF THIS PROCEEDING TO EACH AND ALL OF THE OWNERS OF
PROPERTY WITHIN TWO HUNDRED (200) FEET OF THE PROPERTY TO BE AFFECTED BY
SAID APPLICATION IN THE MANNER PROVIDED BY LAW.

A TRUE COPY OF THE NOTICE AND THE NAMES AND ADDRESSES OF THOSE SO NOTIFIED
AND DATED, MANNER OF SERVICE ARE ATTACHED TO THIS AFFIDAVIT.

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 6th DAY OF May

A.D. 1963 .

Elaine Matics
ELAINE MATICS NOTARY PUBLIC

Lewis B. Kent
SIGNATURE: (APPLICANT, OWNER OR
LEWIS B. KENT ~~XXXXXXXXXX~~.)

NOTARY PUBLIC OF NEW JERSEY
My Commission Expires May 3, 1967

PROPERTY OWNER NOTIFICATION

FOLLOWING ARE THE NAMES AND ADDRESSES OF OWNERS OF PROPERTY WITHIN A DISTANCE OF 200 FEET FROM THE EXTERIOR LIMITS OF THE PROPERTY INVOLVED IN THIS APPEAL AS SHOWN BY THE LATEST ASSESSMENT ROLL OF BRICK TOWNSHIP.

<u>NAME</u>	<u>ADDRESS</u>
✓ <u>Elizabeth A. Berringer</u>	<u>407 South Street</u> <u>Brielle, New Jersey</u>
<u>Lillian Kushinsky</u>	<u>208 Horner Street</u> <u>Toms River, New Jersey</u>
✓ <u>Elwood S. & Rita L. Stocker</u>	<u>1587 West Princeton Avenue</u> <u>Brick Town, New Jersey</u>
✓ <u>Ralph & Dorothy Grano</u>	<u>1591 West Princeton Avenue</u> <u>Laurelton Park, Brick Town, N. J.</u>
<u>Wm. E. & Elvera J. Diller</u>	<u>414 Richmond Avenue</u> <u>Point Pleasant Beach, New Jersey</u>
<u>Irving & Jean Werner</u>	<u>R.D. 1, Box 76</u> <u>Lakewood, New Jersey</u>
<u>David & Dina Werner</u>	<u>R. D. 1</u> <u>Lakewood, New Jersey</u>
<u>Jack & Ida Rothschild</u>	<u>R. D. 1</u> <u>Lakewood, New Jersey</u>
✓ <u>Ernest & Elsa Rieser</u>	<u>R. D. 1</u> <u>Lakewood, New Jersey</u>
✓ <u>Leon & Sarah Rothkopf</u>	<u>Box 52B, Ocean Ave., R.D. 1</u> <u>Brick Town, New Jersey</u>
✓ <u>Alfred & Violet McLain</u>	<u>1554 Forge Pond Road</u> <u>Laurelton Park, Brick Town, N.J.</u>
✓ <u>Ernest & Elsa Rieser</u>	<u>1593 Ocean Ave., Brick Town, N.J.</u>

ALL OF THE ABOVE LISTED PROPERTY OWNERS HAVE BEEN DULY NOTIFIED ACCORDING TO REQUIREMENTS OF THE NEW JERSEY R. S. 40:55-44.


SIGNATURE OF APPLICANT LEWIS B. KENT

SWORN AND SUBSCRIBED BEFORE ME THIS
6th DAY OF MAY
A.D. 1963, AT Newark, N.J.


ELAINE MATRICS NOTARY PUBLIC..

NOTARY PUBLIC OF NEW JERSEY
My Commission Expires May 3, 1967.

THOMAS J. GUNNING
Attorney At Law
Suite A, 201 ARNOLD AVENUE
POINT PLEASANT BEACH, N. J.
Phon.: 879-0650

May 22, 1963

Mrs. Helen Schaeffer
Board of Adjustment
Township of Brick
609 Moore Road
Brick Township, N.J.

Dear Mrs. Schaeffer:

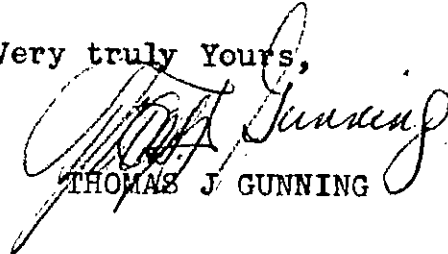
This is in reference to the application of Lewis B Kent
for a variance, returnable on May 28th.

I inclose herewith the architects plans for the proposed
building.

I wish to advise that Mr. Kent, if the board so desires,
will make parking accomodations for an additional 12 autos.
They can be accomodated behind the building on the east
side of the lot.

Thank you.

Very truly Yours,



THOMAS J. GUNNING

TJG/br