

BRICK, TOWNSHIP OF (PLANNING AND ZONING DEPT.)



LDS BR 10502832

RESOLUTIONS

1996

January thru June

BRICK TOWNSHIP PLANNING BOARD
AMENDED PRELIMINARY AND FINAL SITE PLAN

RESOLUTION R-40-96

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CASE NO. PB-1305-3-ASP-3/96

June 12, 1996

WHEREAS, the Church of St. Dominic, having a mailing address of 250 Old Squan Road, Brick, New Jersey 08724-3224, has applied to the Brick Township Planning Board for amended preliminary and final site plan approval pursuant to N.J.S.A. 40:55D-46, 50, 51 and 60; and

WHEREAS, proof of services as required by law upon appropriate property owners and governmental bodies has been furnished and determined to be in proper order; and

WHEREAS, a public hearing was held on May 22, 1996 in the Municipal Building, at which time testimony and exhibits were presented on behalf of the applicant, and all interested parties having been heard; and

WHEREAS, the Board makes the following factual findings and findings of law:

1. This property is designated as Block 1091, Lot 5, on the Municipal Tax Map.

2. This property is located in the B-3 Highway Development Zone.

3. The applicant proposes to construct a 3,300 sq.ft. chapel addition and an adjacent outdoor Prayer Garden on the easterly side of the existing church wing, and immediately south of an existing wing of St. Dominic's school. The addition will be located in a landscaped courtyard formed by two existing school wings, the church wing and the rectory building.

4. No existing or proposed variances are required for the chapel addition.

5. Lynch, Giuliano & Associates prepared a report to

*File-2
St. Dominic's
Cantale
Adm. & Palma
Lord
Cunley
Bldg
Eng-2
Zoning
B.F.S.
COAH*

the Board dated May 1, 1996. The Board hereby adopts the findings in that report and incorporates that document in this Resolution by reference.

6. Michael P. Fowler, Municipal Planner, prepared a report to the Board dated May 15, 1996. The Board hereby adopts the findings in that report and incorporates that document in this Resolution by reference.

7. Kevin C. Batzel prepared a report to the Board dated April 3, 1996. The Board hereby adopts the findings in that report and incorporates that document in this Resolution by reference.

8. The Traffic Safety Officer prepared a report to the Board dated April 16, 1996. The Board hereby adopts the findings in that report and incorporates that document in this Resolution by reference.

9. The applicant has complied with the requirements of the Site Plan Ordinance and the Overall Development Plan for this property and constitutes a substantial upgrading of the property and is consistent with the intent and purpose of the Municipal Development Ordinance. Accordingly, the Board finds that the relief requested can be granted without substantial detriment to the public good and will not substantially impair the intent and purpose of the Township Zoning Ordinance or Master Plan.

NOW, THEREFORE, BE IT RESOLVED by the Brick Township Planning Board on this 12th day of June , 1996, that this application be approved subject to the following conditions:

1. The applicant shall comply with all standard

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Planning Board conditions for site plan approval as set forth on Attachment "A."

2. The applicant shall comply with all representations and agreements made by the applicant or its attorney during the presentation of its case.

3. The applicant shall comply with all terms and conditions proposed in the report of Lynch, Giuliano & Associates dated May 1, 1996.

4. The applicant shall comply with all conditions proposed in the report of Michael P. Fowler dated May 15, 1996, more particularly as follows:

Item V(a) - The applicant will comply with all ADA standards in regard to the handicap parking stalls.

5. The applicant shall comply with all of the conditions proposed in the report of Kevin C. Batzel, Fire Official, dated April 3, 1996.

6. The applicant shall comply with the April 16, 1996 report of the Traffic Safety Officer.

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MOVED BY Mr. Scherer

SECONDED BY: Councilman Cantillo

VOTING IN THE AFFIRMATIVE: Councilman Cantillo Mrs. Fox

Mr. Heidrick Mrs. LaDuke Mr. Petoia Mr. Reo

Mr. Underwood Mr. Scherer

VOTING IN THE NEGATIVE: _____

INELIGIBLE TO VOTE: Mr. Bruno

ABSTAINING: _____

ABSENT: _____

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 12th day of June, 1996.

IN WITNESS WHEREOF, I have set my hand this 17th day of June, 1996.

E. Joan Kull
E. JOAN KULL
Clerk of the Planning Board

ATTACHMENT "A"

BRICK TOWNSHIP PLANNING BOARD

STANDARD CONDITIONS FOR SITE PLAN APPROVAL

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1. Applicant shall obtain certification by the Local Soil Conservation District of a plan for soil erosion and sediment control in accordance with N.J.S.A. 4:24-39 et seq., commonly known as the "Soil Erosion and Sediment Control Act."

2. All materials, methods of construction and details shall be in conformance with the current "Engineering Specifications and Construction Details" of the Township of Brick, which are on file in the office of the Township Engineer.

3. Applicant shall obtain all approvals required by any Federal, State, County or Municipal agency having regulatory jurisdiction of this development. Upon receipt of such approval(s), the applicant shall supply a copy of the permit(s) to the Board. In the event that any other agency requires a change in the plans approved by this Board, the applicant must reapply to the Brick Township Planning Board for approval of that change.

4. Applicant shall resubmit this entire proposal for re-approval should there be any deviation from the terms and conditions of this resolution or the documents submitted as part of this application, all of which are made a part hereof and shall be binding on the applicant.

5. Applicant shall provide a statement from the Brick Township Tax Collector that all taxes are paid in full as of the date of this Resolution and as of the date of the fulfillment of any condition(s) of this Resolution.

6. Prior to the issuance of a construction permit, the

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applicant shall furnish the Township Clerk with a cash bond and performance guarantee in an amount to be determined by the Township Engineer.

7. Applicant shall post an inspection fund with the Township Clerk in an amount to be determined by the Township Engineer.

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

9. The applicant shall comply with all provisions and pay all fees established under Article VB (Mandatory Development Fees) of Chapter 190 of the Code of the Township of Brick.