

BRICK, TOWNSHIP
OF
(PLANNING AND ZONING DEPT.)



LDS BR-PZ 10302393

BRICK TOWNSHIP PLANNING BOARD
AMENDMENT OF RESOLUTION GRANTING
PRELIMINARY AND FINAL AMENDED SITE PLAN APPROVAL

RESOLUTION: R-112-90

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CASE NO. PB-1281-ASP-II-5/90

November 5, 1990

WHEREAS, by Resolution R-78-90 adopted on July 11, 1990, the Brick Township Planning Board granted preliminary and final amended site plan approval to the Medical Center of Ocean County (the "applicant") for property designated as Lots 18, 18.2 and 18.03, Block 1170 on the Municipal Tax Map to permit construction of a 124 bed addition to an existing hospital facility; and

WHEREAS, Resolution R-78-90 (the "prior Resolution") established condition #5 requiring a 50 foot wide easement with a 25 foot wide car path within the easement to provide an internal roadway to insure the interconnection of Lots 16, 18, 18.2 and 18.03; and

WHEREAS, the prior Resolution established condition #1 incorporating all standard Planning Board conditions for site plan approval as set forth on Attachment "A"; and

WHEREAS, condition #3 in Attachment "A" requires the applicant to obtain all approvals from Federal, State, County and Municipal agencies having regulatory jurisdiction over this development application, and further provides that should any

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other agency require a change in plans approved by the Board, the applicant must reapply to the Board for approval of that change; and

WHEREAS, the applicant has or is about to obtain a construction permit from the Township to commence construction of an addition to the existing hospital facility; and

WHEREAS, the State of New Jersey, Department of Environmental Protection, has previously granted CAFRA approval for the existing hospital facility and the proposed addition; and

WHEREAS, the 50 foot wide easement with the 25 foot wide car path within the easement did not appear on the development maps previously approved under the CAFRA review process; and

WHEREAS, the applicant is desirous of immediately commencing construction of the addition to the existing hospital facility; and

WHEREAS, the applicant has stipulated that it will submit an amended CAFRA application designating the easement and car path within this easement area as part of the proposed improvements to the properties in question; and

WHEREAS, the applicant has further stipulated that it will make a good faith application for amended CAFRA approval and diligently pursue obtaining said approval, and will accept all reasonable conditions which may be imposed by the Department of Environmental Protection to gain such amended approval; and

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WHEREAS, the applicant has requested that the prior Resolution be amended to provide that it may immediately proceed to commence construction, use and occupancy of the new addition to the hospital facility prior to installation of any site improvements within the 50 foot wide easement area;

NOW, THEREFORE, BE IT RESOLVED, by the Brick Township Planning Board on this 5th day of November, 1990, as follows:

1. The prior Resolution is hereby amended and supplemented as follows:

A. The applicant shall have the right to commence construction, use and occupancy of the proposed addition to the existing hospital facility on Lots 18 and 18.2 as of the date of this Resolution, provided however that construction shall not commence until the easement required by condition 5 of Resolution R-78-90 shall have been recorded.

B. The applicant shall expeditiously file an amended CAFRA application with the Department of Environmental Protection to permit construction of all structures and site improvements (not previously approved by CAFRA) as shown on a development map entitled "Amended Site Plan-Medical Center of Ocean County-1990 Expansion-Lots 18, 18.2 and 18.03, Block 1170, Brick Township, Ocean County, New Jersey" prepared by Donald W. Smith Associates, P.A., dated May 11, 1990 and as subsequently revised to comply

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with conditions established in the prior Resolution. As stipulated to by the applicant, the amended CAFRA application shall be made in good faith, and the applicant agrees to comply with all reasonable conditions imposed under the amended CAFRA review that may be necessary to permit construction of the interconnecting car path and such other improvements as shown on the site plan map approved by the prior Resolution.

In the event that the Department of Environmental Protection fails to approve the construction of the car path and other improvements shown on the approved site plan, the applicant must reapply to the Brick Township Planning Board for approval of that change; however, this shall not affect the right of the applicant to commence and/or continue construction, use and occupancy of the new addition to the hospital facility.

2. All terms and conditions in Resolution R-78-90, except as modified by this Resolution, are hereby ratified and confirmed.

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MOVED BY: Mr. Cantillo

SECONDED BY: Mr. Heslin

VOTING IN THE AFFIRMATIVE: Mayor Zboyan Mr. Anderson

Mr. Cantillo Mr. Heslin Mr. Scherer Mr. Skirde Mrs. LaDuke

VOTING IN THE NEGATIVE:

INELIGIBLE TO VOTE:

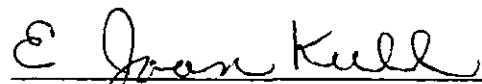
ABSTAINING:

ABSENT: Councilwoman Fayad Mr. Vespi Mrs. Barlo

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 special meeting held on the 5th day of November, 1990.

IN WITNESS WHEREOF, I have set my hand this 7th day of November, 1990.


E. JOAN KULL
Clerk of the Planning Board