

OPRA- 756-20.

**BRICK, TOWNSHIP**  
**OF**  
**(PLANNING AND ZONING DEPT.)**



LDS BR 10502557

## RESOLUTION

**BOARD OF ADJUSTMENT, TOWNSHIP OF BRICK**

Dated: November 3, 1971

WHEREAS, MARTIN P. HAYES has applied to the  
 (~~Department~~) (Applicant)

Board of Adjustment of the Township of Brick for permission to erect three houses on lots containing less than 40,000 square feet with sideyards of less than 25 feet, referred to the Board of Adjustment by the Planning Board for consideration of the recommendation of a variance for undersized lots in the Rural/Agricultural Zone,

at premises located at Squankum Road, now Burrsville Road,  
Township of Brick and known as Block 1172 Lot(s) 93, 94, 95, 96, 97  
-98 & -99- on the Tax Map of the Township of Brick

Which premises are in a Rural/Agricultural 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: 1. That the present Rural/Agricultural Zone of said premises was previously R-7.5 Residential Zone, in which zone said three lots would be conforming;

2. The residences abutting and in the general area of said premises are in reasonable conformity with the proposed three dwellings;

3. That the recommendation of the proposed variance would not have any dilatorious or depreciating effect upon the existing uses in the area;

4. That the proposed sideline setbacks of 6 feet on Lots 97 and 98 are in conformity and compatible with other sideline setbacks in the area;

5. That the proposed dedication of 13-1/2 feet to the County of Ocean on Squankum Road occasions the reduction of square foot area, and the granting of said 13-1/2 feet will contribute to the more orderly flow of traffic in and about subject premises;

WHEREAS, the Board has determined that the relief requested by applicant (can) ~~(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 Board of Adjustment of the Township of Brick, on this third day of November, 1971, that approval of the application of MARTIN P. HAYES be ~~(denied)~~ (recommended) to the Township ~~Board of Adjustment~~ Council of the Township of Brick subject however to the following conditions:

1. Subject to Planning Board approval of the re-subdivision of said premises;
2. Subject to dedication to the County of Ocean of 13-1/2 feet along Squankum Road for the widening of Squankum Road;
3. Subject to Board of Health approval as to the installation of sanitary systems; and
4. That a building permit be applied for within a period of six months from date hereof.

**ROLL CALL VOTE**

Moved By: Mr. Legreide

Seconded By: Mr. Dougherty

Those in Favor: Messrs. Ellerbrook, ~~Tatette~~ Bissey, Legrande, Dougherty, Arnold  
Those Opposed: None

Those Opposed: None.

Those Absent : Mr. Lafelle

Those Not Voting: Mr. Ventrello

# RESOLUTION BOARD OF ADJUSTMENT, TOWNSHIP OF BRICK

Dated: November 3, 1971

WHEREAS MARTIN P. HAYES ~~(applicant)~~ (Applicant) has applied to the

Board of Adjustment of the Township of Brick for permission to erect three houses on lots containing less than 40,000 square feet with sideyards of less than 25 feet, referred to the Board of Adjustment by the Planning Board for consideration of the recommendation of a variance for undersized lots in the Rural/Agricultural Zone,

at premises located at Squankum Road, now Burrsville Road,  
Township of Brick and known as Block 1172      93, 94, 95, 96, 97  
Lot(s) 98 & 99 on the Tax Map of the Township of Brick

Which premises are in a Rural/Agricultural 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: 1. That the present Rural/Agricultural Zone of said premises was previously R-7.5 Residential Zone, in which zone said three lots would be conforming;  
2. The residences abutting and in the general area of said premises are in reasonable conformity with the proposed three dwellings;  
3. That the recommendation of the proposed variance would not have any dilatorious or depreciating effect upon the existing uses in the area;  
4. That the proposed sideline setbacks of 6 feet on Lots 97 and 98 are in conformity and compatible with other sideline setbacks in the area;  
5. That the proposed dedication of 13-1/2 feet to the County of Ocean on Squankum Road occasions the reduction of square foot area, and the granting of said 13-1/2 feet will contribute to the more orderly flow of traffic in and about subject premises;

WHEREAS, the Board has determined that the relief requested by applicant (can) ~~(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 Board of Adjustment of the Township of Brick, on this third day of November, 1971, that approval of the application of MARTIN P. HAYES be ~~(declined)~~ (recommended) to the Township ~~Council~~ of the Township of Brick subject however to the following conditions:

1. Subject to Planning Board approval of the re-subdivision of said premises;
2. Subject to dedication to the County of Ocean of 13-1/2 feet along Squankum Road for the widening of Squankum Road;
3. Subject to Board of Health approval as to the installation of sanitary systems; and
4. That a building permit be applied for within a period of six months from date hereof.

~~XXXXXXXXXXXX~~

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~

## ROLL CALL VOTE

Moved By: Mr. Hegreide  
Seconded By: Mr. Dougherty  
Those in Favor: Messrs. Ellerbrook, Bissey, Hegreide, Dougherty, Arnoul  
Those Opposed: None  
Those Absent: Mr. Tafelice  
Those Not Voting: Mr. Ventrello

Copies to all  
Remained  
4-4-72

SPONSORED BY \_\_\_\_\_  
INTRODUCED BY \_\_\_\_\_  
SECONDED BY \_\_\_\_\_  
MOVED BY \_\_\_\_\_

R E S O L U T I O N

4-4-72  
12-2

WHEREAS, Martin P. Hayes has applied to the Board of Adjustment of the Township of Brick for permission to erect three houses on lots containing less than 40,000 square feet with sideyards of less than 25 feet, at premises located at Squankum Road, now Burrsville Road, in the Township of Brick and known as Block 1172 Lots 93, 94, 95, 96, 97, 98 & 99 on the Tax Map of the Township of Brick, which premises are in a Rural/Agricultural zone; and

WHEREAS, said application was heard by the Board of Adjustment pursuant to the provisions of N.J.S.A.40:55-39(d); and

WHEREAS, a variance under and pursuant to said statute has been recommended for approval by the Board of Adjustment to the Township Council to grant the issuance of a variance for the construction as set forth hereinabove, subject to certain conditions set forth in the Board of Adjustment's resolution adopted on the 3rd day of November, 1971; and

WHEREAS, the granting of such a variance does not impair the overall intent and purposes of the comprehensive zoning ordinance of the Municipality, and does not cause substantial detriment to the public good; and

WHEREAS, the Township Council defeated a resolution involving this application so that further conditions could be imposed,

B of A

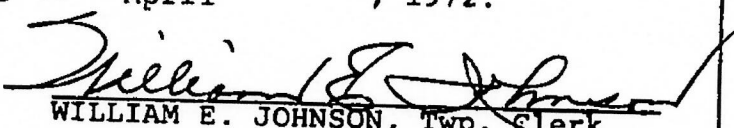
NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF BRICK, IN THE COUNTY OF OCEAN AND STATE OF NEW JERSEY, AS FOLLOWS:

1. That the factual findings of the Board of Adjustment contained in their resolution be and the same are hereby adopted as the factual findings of the Township Council.
2. That the recommendation approved by the Board of Adjustment set forth by their resolution adopted on November 3rd, 1971 with respect to the use of the above described premises, be and the same is hereby approved subject to the performance of all the conditions as set forth therein, plus the additional condition that any proposed addition to any home on the subject premises be authorized by variance.
3. That the Township Clerk shall send a certified copy of this Resolution to: a) Martin P. Hayes; b) Secretary of the Board of Adjustment.

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

I, WILLIAM E. JOHNSON, Clerk of the Township of Brick, County of Ocean and State of New Jersey, do certify that the foregoing Resolution was duly passed by the Township Council of the Township of Brick, at a regular meeting held on the 4th day of April, 1972.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of this Township this 4th day of April, 1972.

  
WILLIAM E. JOHNSON, Twp. Clerk

**BOARD OF ADJUSTMENT, TOWNSHIP OF BRICK**

Dated: March 19, 1969

WHEREAS ROBERT HAYES has applied to the  
~~(Applicant)~~ (Applicant)

Board of Adjustment of the Township of Brick for permission to install a car wash

at premises located at **Chambers Bridge Road**

Township of Brick and known as Block 702 Lot(s) 14 on the Tax Map of the Township of Brick.

Which premises are in a B-3 Business 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: 1. That the erection of the facility will not depreciate property values of other properties in the area;

2. That there is no prohibition of the use within the zoning ordinance, and the Planning Board of the Township of Brick has found that the use is in keeping with the Master Plan;
3. That premises in question are unusual in their shape and dimensions;
4. That there is a need for the facility of the type applied for in the area; and
5. That the application for variance has been amended to include the entire lot; and

WHEREAS, the Board has determined that special reasons exist for the recommendation of this variance in that the granting of the variance will promote the general welfare of the community as a whole and will contribute to the open areas in that only a small portion of the lot will be covered by the proposed building; and

WHEREAS, the Board has determined that the relief requested by applicant (can) ~~(XXXXX)~~ 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 Board of Adjustment of the Township of Brick, on this 19th day of March, 1969, that approval of the application of ROBERT HAYES be ~~made~~ (recommended) to the Township Committee.

he (~~was~~) (recommended) to the Township Committee of the Township of Brick subject however to the following conditions:

1. That there shall be installed by the applicant a water recirculation system satisfactory to the Board of Health of the Township of Brick;
2. That a building permit be obtained from the Township of Brick;

2. That a building permit be applied for within a period of one (1) year from date hereof; and
3. That the proposed facilities be built in accordance with the plans and specifications as set forth in the transcript of the hearing.

XXXXXXXXXXXXXXXXXXXX

XEXXNNHXX KRGTCNLSMXX KXKXNX NX XX XNNGWZCYNHMX:

ROLL CALL VOTE

Moved By:  
Seconded By:  
Those in Favor:  
Those Opposed:  
Those Absent:  
Those Not Voting: