

NOTICE: WAIVER REQUESTS MADE IN CONNECTION WITH THIS APPLICATION FOR DEVELOPMENT MUST BE SO INDICATED AND WRITTEN JUSTIFICATION OF THE REQUEST MUST BE PROVIDED.

APPLICATION FOR DEVELOPMENT FORM

TYPE OF APPROVAL REQUESTED:

☒ Site Plan	☐ Minor Subdivision	☐ Development Permit
☐ Waiver	☐ Major Subdivision	☐ Development Permit Waiver
☐ Minor	☐ Sketch Plat	☐ Conditional Use
☒ Preliminary	☐ Preliminary	☐ Unimproved Road
☒ Final	☐ Final	☐ Major Site Plan
☐ Certificate of Nonconformity		

Variances: Use ☐ Bulk (c) ☐ (a) ☐ (b) ☐

1. Location of proposed development 22-26 Goldsborough Drive (MOTBY)
 Block 721 Lot(s) 2 (C003) Zone District Harbor Station South
 Proposed use Construction of an approximately 3,285 sf retail use
 Lot Area .7346 acres Building area (sq. ft total) 3,285
 Number of off-street parking spaces 4 (re-striped) *
 Area (in feet) of any adjoining property controlled by owner Property is a commercial condominium, of which applicant owns several parcels. Project is located within an existing retail center. There will be no change to the total number of parking spaces.

2. Name of Applicant: Bayonne Redevelopers Urban Renewal Block 720, LLC Phone No. 973-451-0111
 Address: 80 South Jefferson Road, Whippany, NJ 07981 E-mail: jforgione@jmfproperties.com
 Name of Owner: Same as Applicant Phone No. _____
 Address: _____ E-mail: _____

3. APPLICANT'S ATTORNEY AND EXPECTED WITNESSES:

Applicant's Attorney Joseph M. DeMarco
 Address c/o Scarinci & Hollenbeck, LLC, 150 Clove Road, 9th Floor, Little Falls, NJ 07424
 Telephone Number 201-896-7027 Fax Number 201-896-8660
 E-mail Address jdemarco@sh-law.com

Applicant's Engineer Craig Thakkar, Arna Engineering
 Address 1456 Ferry Road, Suite 603, Doylestown, PA 18901
 Telephone Number 215-766-8780 Fax Number _____
 E-mail Address cthakkar@arnaengineering.com

Applicant's Planning Consultant N/A
 Address _____
 Telephone Number _____ Fax Number _____
 E-mail Address _____

Applicant's Traffic Engineer N/A
 Address _____
 Telephone Number _____ Fax Number _____
 E-mail Address _____

4. List any other expert who will submit a report or who will testify for the Applicant: *[Attach additional sheets as may be necessary]*

Name Gregory Blasi, Blasi Architecture, LLC

Field of Expertise Architecture

Address 57 Union Place, Suite 316, Summit, New Jersey 07901

Telephone Number 908-232-2730

Fax Number: _____

E-mail Address: gblasi@vincentsenblasi.com

All reports prepared in support of testimony should be submitted ten (10) days in advance of the public hearing.

5. Attach a detailed explanation (*Statement of the Applicant*) of the exact nature of the application and the changes to be made at the premises, including the proposed use of the premises.

6. Attach a copy of the proposed Notice to appear in the Jersey Journal / Star Ledger and to be mailed to the owners of all real property as shown on the property list obtained from the Tax Assessor, of the homeowners within 200 feet in all directions of the property which is the subject of this application. The Notice must specify the sections of the Ordinance from which relief is sought, if applicable.

The publication and the service on the affected owners must be accomplished at least 10 days prior to the date scheduled by the Board Secretary for the hearing.

An affidavit of service on all property owners and a proof of publication must be filed before the application will be complete and the hearing can proceed.

7. Dates and types of prior development applications for this property: P-18-011 approval of 4 retail

buildings totaling 91,712 sf. Adopted June 12, 2018

Type of Use Proposed: _____

_____ Change in occupancy utilizing existing facilities

☒ _____ Addition(s) or expansion of existing facilities

_____ All new construction

_____ Site work only

_____ Other

Present (or previous) use: Retail

Proposed use: Retail

Number of Employees 5 Business hours to be provided

PROPERTY INFORMATION:

Restrictions, covenants, easements, association by-laws, existing or proposed on the property:

Yes [attach copies] ☒ _____ No _____ Proposed _____

Note: All deed restrictions, covenants, easements, association by-laws, existing and proposed must be submitted for review and must be written in easily understandable English in order to be approved.

Present use of the premises: Retail

Is a public water line available? Yes

Is public sanitary sewer available? Yes

Are any off-tract improvements required or proposed? No

Is the subdivision to be filed by Deed or Plat? N/A

What form of security does the applicant propose to provide as performance and maintenance guarantees? N/A

Other approvals, which may be required and date plans submitted:

	Yes	No	Date Plans Submitted
Passaic Valley Sewage Commissioners	<u>X</u>		<u>All plans to</u>
Bayonne Municipal Utilities Authority	<u>X</u>		<u>be submitted</u>
Bayonne/Hudson County Health Dept.		<u>X</u>	<u>following</u>
Hudson County Planning Board		<u>X</u>	<u>approval</u>
Hudson County Soil Conservation District		<u>x</u>	
NJ Department of Environmental Protection		<u>X</u>	
Sewer Extension Permit (TWA)	<u>X</u>		
Sanitary Sewer Connection Permit		<u>X</u>	
Stream Encroachment Permit		<u>X</u>	
Waterfront Development Permit		<u>X</u>	
Water Extension Permit		<u>X</u>	
Wetlands Permit		<u>X</u>	
Tidal Wetlands Permit		<u>X</u>	
Other (specify) _____		<u>X</u>	
NJ Department of Transportation		<u>X</u>	
Public Service Electric & Gas Company	<u>X</u>		

DISCLOSURE STATEMENT

Pursuant to N.J.S. 40:55D-48.1, the names and addresses of all persons owning 10% of the stock in a corporate applicant or 10% interest in any partnership applicant must be disclosed. In accordance with N.J.S. 40:55D-48.2 that disclosure requirement applies to any corporation or partnership which owns more than 10% interest in the applicant followed up the chain of ownership until the names and addresses of the non-corporate stockholders and partners exceeding the 10% ownership criterion have been disclosed. *[Attach pages as necessary to fully comply.]*

Name	<u>Richard Birdoff</u>	Address	<u>1745 Broadway, 7th floor NY</u>	Interest	<u>33.33%</u>
Name	<u>Josh Kalafer</u>	Address	<u>102 W End Ave. Somerville, NJ</u>	Interest	<u>16.67%</u>
Name	<u>Jonathan Kalafer</u>	Address	<u>102 W End Ave. Somerville, NJ</u>	Interest	<u>16.67%</u>
Name	<u>Joseph Forgione</u>	Address	<u>80 S. Jefferson Rd. Ste 202 Whippany, NJ</u>	Interest	<u>33.33%</u>
Name	_____	Address	_____	Interest	_____
Name	_____	Address	_____	Interest	_____

Applicant's Signature(s) _____

Manager _____

Indicate title if corporation or partnership _____

VARIANCE RELIEF

1. Application is hereby made for:

_____ Hardship or practical difficulties (See N.J.S.A. 40:55D-70c)

_____ Use and/or structure (See N.J.S.A. 40:55D-70d)

2. Property Description:

Lot size _____ Size of Building: _____ No. of stories: _____

3. This request for variance relief consists of *(list sections of the Ordinance from which variance is requested)*: _____

_____ for the purpose of _____

4. If this application includes both a use variance and either a site plan, subdivision, flood plain permit or conditional use relief, then indicate which of the following is presently being sought by the applicant:

_____ Applicant is presently only seeking the use variance with the subsequent relief to be considered following the granting of the use variance (bifurcate the application).

_____ Applicant is presently seeking all of the necessary relief.

5. Has there been a previous variance appeal or approval of any development application, i.e., site plan, subdivision or conditional use involving the premises? _____ Yes ___ No

If so, attach copies of previous approvals and/or state the date, application number, character of appeal and disposition:

6. If the application is made for a bulk variance, explain the following:

How will the strict application of the provisions of the ordinance result impractical difficulties or hardship inconsistent with the general purpose or intent of the ordinance?

What are the exceptional circumstances or conditions applicable to the property involved or to the intended use or development of the property which do not apply generally to other properties in the same zone or neighborhood?

Explain what efforts have been made by the applicant to acquire adjoining lands so as to reduce the extent of the variance or eliminate the necessity for a variance.

Explain how the proposed variances can be granted:

a. without substantial detriment to the public good _____

b. without substantially impairing the intent and purpose of the Zoning Ordinance or Zone Plan _____

7. If the application is made for a use variance, explain the following:

a. how the proposed use can be granted without substantial detriment to the public good.

b. how the proposed use can be granted without substantially impairing the intent and purpose of the Zone Plan and Zoning Ordinance.

c. List the "special reasons" presented by the application.

d. List here any "hardship" related to the nature of the land and/or the neighborhood and which prevents reasonable utilization of the property for any permitted use.

8. List all witnesses expected to testify:

9. Waivers requested of Development Standards, powers or exemptions from N.J. RSIS and/or Submission Requirements: *[attach additional pages as needed]* _____

CERTIFICATIONS

I certify that the foregoing statements and the materials submitted are true. I further certify that I am the individual applicant or that I am an Officer of the corporate applicant and that I am authorized to sign the application for the corporation or that I am a general partner of the partnership applicant.

[If the owner is a corporation an authorized corporate officer must sign this application. If the owner is a partnership a general partner must sign this application.]

Sworn and subscribed to
before me this 12 day
of June, 2014

Angela P. Echeverri
A Notary Public of New Jersey

ANGELA P ECHEVERRI
NOTARY PUBLIC
STATE OF NEW JERSEY
MY COMMISSION EXPIRES AUG. 5, 2030

[Signature]
Signature of Applicant

I certify that I am the Owner of the property which is the subject of this application and that I have authorized the applicant to make this application and that I agree to be bound by the application, the representations made and the decision in the same manner as if I were the applicant.

[If the owner is a corporation an authorized corporate officer must sign this application. If the owner is a partnership a general partner must sign this application.]

Sworn and subscribed to
before me this 12 day
of June, 2014

Angela P. Echeverri
A Notary Public of New Jersey

ANGELA P ECHEVERRI
NOTARY PUBLIC
STATE OF NEW JERSEY
MY COMMISSION EXPIRES AUG. 5, 2030

[Signature]
Signature of Owner

I understand that I must submit escrow money in an amount to be determined by the Administrative Officer or his/her designee in accordance with §32-9.2 of the City of Bayonne Land Subdivision and Site Plan Ordinance, which amount will be deposited into an escrow account. I further understand that the escrow account is established to cover the cost of professional services including engineering, planning, legal and other expenses associated with the review of submitted materials and the publication of the decision by the Board. Sums not utilized in the review process shall be returned. If additional sums are deemed necessary, I understand that I will be notified of the required additional amount and shall add that sum to the escrow account within fifteen (15) days.

Date: June 12, 2014

[Signature]
Signature of Applicant