

COMPLETENESS CHECKLIST for USE and/or BULK VARIANCES

§802B. Completeness Checklist for Use Variance and Bulk Variance Request. (Last revised by Ordinance No. 13-17.)

Prior to the issuance of a Certificate of Completeness, the Administrative Officer shall determine that the following documents have been submitted:

C	I	N/A	W*	
[C = Complete I = Incomplete N/A = Not Applicable W = Waiver Requested*]				
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	1. Twenty-five (25) copies of completed and signed application form, which must include the following:
				<input checked="" type="checkbox"/> Applicant's name, address, telephone number, facsimile number and e-mail address.
				<input checked="" type="checkbox"/> Property Owner's name, address, telephone number, facsimile number and e-mail address.
				<input checked="" type="checkbox"/> Applicant's interest in the property.
				<input checked="" type="checkbox"/> Name, address, telephone number, facsimile number and e-mail address of the Applicant's attorney (if represented), and any and all other professional representatives.
				<input checked="" type="checkbox"/> Street address of property under consideration.
				<input checked="" type="checkbox"/> Tax Block and Lot numbers of property.
				<input checked="" type="checkbox"/> Zoning District in which property is located.
				<input checked="" type="checkbox"/> Description of the property.
				<input checked="" type="checkbox"/> Description of the proposed development.
				<input checked="" type="checkbox"/> Type of application (i.e., Use Variance or Bulk Variance).
				<input checked="" type="checkbox"/> Identification of subject property's Special Flood Hazard Area Zone.
				<input checked="" type="checkbox"/> Executed copy of "Authorization & Consent Form" Part C.
				<input checked="" type="checkbox"/> Executed copy of "Certificate of Ownership" Part D, if applicable.
				<input checked="" type="checkbox"/> Executed copy of "Certificate of Corporation/Partnership", if applicable.
				<input checked="" type="checkbox"/> Verification of taxes paid (this will be further verified by the Administrative Officer).
				<input checked="" type="checkbox"/> Executed copy of "Escrow Agreement" Part E.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	2. Twenty-five (25) copies of the property deed(s).
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	3. Twenty-five (25) copies of the Zoning Permit denial.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	4. Required plans, folded, no larger than 30" x 42".
				<u>PLEASE NOTE:</u> Only folded plans will be accepted, and all submitted plans must be to scale.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	a. Twenty-five (25) copies of current signed & sealed survey, prepared by a New Jersey Licensed Professional Land Surveyor.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	b. Five (5) copies of site plans/construction plans with initial submission and with each subsequent submission, for completeness review.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	c. Once the application is deemed complete, twenty (20) additional full-sized paper site plans/construction plans, plus one (1) reduced-size paper copy of the plans (no larger than 11" x 17"), and one (1) CD containing the plans in .pdf format.
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	5. Six (6) copies of Tree Removal Application package in accordance with \$525 (if applicable).
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	6. Community Impact Statement (for Use Variance only).
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	7. Application Fee \$ <u>4,300.80</u> Escrow Deposit \$ <u>15,000</u> in accordance with schedule.
				<u>PLEASE NOTE:</u> Application Fee and Escrow Deposit must be paid in separate checks.

*Any request for a waiver must include a written explanation for the request.

The information below roughly outlines the steps involved in processing an application for a Use and/or Bulk Variance:

After you submit your application, fees, and supporting documents, your application will be reviewed for completeness. At that time, you will receive notification advising you whether your application is "complete". If your application is deemed "incomplete", you will be asked to provide the additional information as outlined in the notification. If your application is deemed "complete", you will receive a letter advising you of your scheduled hearing date.

When you receive your hearing letter, it will include further instructions regarding the process necessary to notify the public of your application, and the notice requirements for the newspaper.

PLEASE NOTE: *It is helpful to the Board that you provide as much detailed information as possible regarding your proposal. Recent photographs of the entire structure/property, clearly showing front, sides and rear, are strongly suggested.* In general, the Board can make its decision at the first meeting/hearing unless the Applicant has failed to provide sufficient information.

Once the Board has rendered a decision, a resolution will be prepared indicating the variance has been granted or denied; this resolution will be memorialized at the next scheduled meeting/hearing. Approximately two (2) to five (5) days after the memorialization of the resolution, it will be mailed to you or to your attorney (should you be represented by an attorney).

Following memorialization, you will be required to publish a "Notice of Decision" in the Township-approved newspaper – The Coaster, 111 Main Street, Asbury Park, NJ 07719. When placing your ad, you must request an "Affidavit of Publication", the original "Affidavit of Publication" of your notice must be submitted to the Board Office once the Notice has been published.

Please be aware that any objector to your approval/denial has up to forty-five (45) days after your notice is published in the newspaper to file an appeal of the decision of the Board.

Please note that application fees are not refundable whether your application has been approved or denied; however, any unused portion of your escrow deposit will be refunded to you. A written request for such refund must be received by the Board Office in order to begin the refund process.

Should you have any questions or require assistance with the application process, please contact the Board Office either by phone (732-897-4162 .x. 204), or by email (kdickert@neptunetownship.org).

§ 1000 Application and Escrow Fees

A. Fee schedule. Every application for development shall be accompanied by a check payable to the municipality in accordance with the following schedule:

TABLE 10.1: APPLICATION FEES

Type of Application				Administrative Fee
Appeals and Interpretations				\$100.00
Appeal to Governing Body				\$250.00
Conceptual/Informal Reviews				\$50.00
Bulk Variances	Residential			\$100.00
	Nonresidential			\$250.00 per variance
Use Variances				\$750.00
Conditional Use				\$500.00
Subdivision	Minor			\$750.00
	Major	Preliminary		\$750.00 plus \$75.00 per lot.
		Final		\$500.00 plus \$40.00 per lot.
Site Plan	Minor Site Plan			\$500.00
	Major Site Plan	Residential	Prelim	\$750.00 plus \$60.00 per dwelling unit
			Final	50% of Preliminary
		Non-residential	Prelim	\$1,500.00 plus \$50.00 per acre, plus \$0.08 per square foot of proposed building area.
			Final	50% of preliminary
General Development Plan				\$2,000.00
Certified List per MLUL 40:55D-12c.				\$10.00 or \$0.25/name, whichever is greater
Special Meeting				\$1,500.00
Resubmission or Revision Fee				\$100.00 or 40% of original fee, whichever is greater
Tax Map Revisions				\$300.00 plus \$25.00 per lot or unit.
Zone Change Request				\$250.00
Appeal to the Township Committee				\$250.00
Tree Removal Permit				For new residential building lots, \$25.00 dollars per tree, up to a maximum of \$300.00 per lot; For all other properties, \$25.00 per tree up to a maximum of \$600.00 for each acre.
Zoning Permit				\$35.00
Historic Preservation Commission Certificate of Appropriateness				\$10.00
Certification of Pre-existing Nonconforming Use (from Administrative Officer or Zoning Board of Adjustment)				\$100.00 per use.
Research Letter (from Administrative Officer)				\$75.00
Extension of Approvals				\$250.00
Soil Removal				\$100.00 per lot.
Historic Preservation Commission Demolition (partial or total)				\$25.00

TABLE 10.2: ESCROW FEES

Type of Application				Escrow
Appeals and Interpretations				\$750.00
Conceptual/Informal Board Review				\$750.00
Conceptual/Informal Technical Review				\$1,500.00
Bulk Variances	Residential			\$200.00
	Residential Requiring Engineering Review			\$750.00
	Nonresidential			\$1,250.00
Use Variances				\$1,500.00
Conditional Use				\$2,000.00
Subdivision	Minor			\$4,500.00
	Major	Preliminary		0-5 lots - \$4,500 6-24 lots - \$6,000 25-100 lots - \$8,000 101+ - \$10,000
		Final		50% of Preliminary
Site Plan	Minor Site Plan			\$1,500.00
	Major Site Plan	Residential	Prelim	\$2,500.00 plus \$25.00 per dwelling unit
			Final	
		Non-residential	Prelim	\$2,500.00 plus 0-5,000 sf - \$1,500.00 5,001-10,000 sf - \$3,500.00 10,001 - 25,000 sf - \$6,500.00 25,001-75,000 sf - \$8,500.00 75,000 sf + - \$10,000.00
				Final
General Development Plan			Same as Preliminary Site Plan	
Certified List			None	
Special Meeting			\$500.00	
Resubmission or Revision Fee			40% of original fee.	
Administrative Approval of Changes			\$500.00 per change.	
Appeal to the Township Committee			None	
Issuance of a Permit in Certain Areas			\$200.00	
Tree Removal Permit			\$500.00	
Zoning Permit/Certificate of Appropriateness			None	
Historic Preservation Commission Demolition			\$1,800.00	
Review of Architectural elevations by Township Architect (if required by Planning or Zoning Board Officials)			\$1,500.00	
Certification of Pre-existing Nonconforming Use (from Administrative Officer or Zoning Board of Adjustment)			None	
Extension of Approvals			\$1,000.00	
Treatment Works Approval			\$500.00	
Soil Removal			\$100.00 for review of an application by the Township Engineer and inspection of the site, plus \$0.05 per sq. foot of area disturbed due to the removal of soil	
Plot Plan/Grading Plan and As-built Survey Review			\$750.00 per lot	

B. Purpose of fees. The application charge is a flat fee to cover direct administrative expenses and is non-refundable. The escrow account is established to cover the costs of professional services including engineering, legal, planning and other expenses connected with the review of the submitted materials. In accordance with N.J.S.A. 40:55D-53 and N.J.S.A. 40:55D-53.1, sums not utilized in the review process shall be returned to the applicant upon written request. If additional sums are deemed necessary, the applicant shall be notified by certified mail or personal service of the required additional amount and shall add such sum to the escrow. Payment shall be due from the applicant within fifteen (15) days of receipt of the notice. If payment is not received within fifteen (15) days, the applicant shall be considered to be in default, and such default may be grounds for denial of the application.

C. More than one request. Where one application for development includes several approval requests, the sum of the individual required fees shall be paid.

D. Costs of review and inspection. Each applicant for subdivision or site plan approval shall agree in writing to pay all reasonable costs for professional review of the application, including costs incurred with any informal review of a concept plan which may have preceded the submission of a preliminary application. Additionally, each applicant shall agree in writing to pay all reasonable costs for the municipal inspection of the constructed improvements. All such costs for review and inspection must be paid before any construction permit is issued and all remaining costs must be paid in full before any occupancy issued or bonding is released.

E. Court reporter. If an applicant desires a court reporter, the cost of taking testimony and transcribing it and providing a copy of the transcript to the municipality shall be at the expense of the applicant who shall arrange for the reporter's attendance. The municipality provides for the tape recording of the proceedings before the Board.

F. Waiver of fees for affordable housing. Notwithstanding any other provision of this Ordinance, a waiver of municipal subdivision and site plan application fees, and zoning permit fees may be granted by the approving municipal agency for all housing units being provided by the applicant for low and moderate income families.

APPLICATION for USE and/or BULK VARIANCES

TYPE OF VARIANCE REQUESTED:

- ☐ Bulk Variance (front, side/rear setback, other) – Specify: _____

- ☐ Bulk Variance (lot coverage): _____
- ☒ Use Variance (proposal not permitted in zone): WAREHOUSE/SELF-STORAGE FACILITY
- ☐ Appeal/Interpretation of Decision: _____
- ☐ Other - Specify: _____

1. Property Address: 1208-1210 5TH AVENUE, TOWNSHIP OF NEPTUNE, NEW JERSEY 07753
2. Block: 420 Lot: 18
3. Property is located in R-4 Zoning District, according to Neptune Township Land Development Ordinance.
4. Name of Applicant: 1208 5TH AVE, LLC
Mailing Address: 1924 HECK AVENUE, NEPTUNE, NJ 07753
Phone #: 732-681-8368 Fax #: _____ Cell #: _____
E-mail Address: ERIC@SPERRYTENTS.NJ.COM
5. Name of Owner: 1208 5TH AVE, LLC
Mailing Address: 1924 HECK AVENUE, NEPTUNE, NJ 07753
Phone #: 732-681-8368 Fax #: _____ Cell #: _____
E-mail Address: ERIC@SPERRYTENTS.NJ.COM
6. Interest of Applicant, if other than Owner: _____
7. Name of Contact Person: _____
Mailing Address: _____
Phone #: _____ Fax #: _____ Cell #: _____
E-mail Address: _____
8. Applicant's Attorney: MARK R. AIKINS, ESQ. Company: MARK R. AIKINS, L.L.C.
Mailing Address: 3350 ROUTE 138, BLDG 1 SUITE 113, WALL, NJ 07719
Phone #: 732-280-2606 Fax #: _____ Cell #: _____
E-mail Address: MAIKINS@AIKINSLAW.COM
9. Applicant's Engineer: ANDREW J. GROVER, PE. Company: INSITE ENGINEERING, LLC
Mailing Address: 1955 ROUTE 34, SUITE 1A, WALL, NJ 07719
Phone #: 732-531-7100 Fax #: 732-531-7344 Cell #: _____
E-mail Address: ANDREW.GROVER@INSITEENG.NET
10. Applicant's Architect: JAMES CONNOR, RA Company: ANCHOR ARCHITECTURAL STUDIO
Mailing Address: 1836 6TH AVE NEPTUNE, NJ 07753
Phone #: _____ Fax #: _____ Cell #: _____
E-mail Address: _____
11. Applicant's Surveyor: JUSTIN HEDGES Company: INSITE SURVEYING, LLC
Mailing Address: 1955 ROUTE 34, SUITE 1A, WALL, NJ 07719
Phone #: 732-531-7100 Fax #: 732-531-7344 Cell #: _____
E-mail Address: JUSTIN.HEDGES@INSITESURVEYING.NET
12. Applicant's Planner: PATRICK WARD, PP, PE Company: INSITE ENGINEERING, LLC
Mailing Address: 1955 ROUTE 34, SUITE 1A, WALL, NJ 07719
Phone #: 732-531-7100 Fax #: _____ Cell #: _____
E-mail Address: PATRICK.WARD@INSITEENG.NET

DESCRIPTION OF PROPERTY (e.g., Single Family Dwelling, Commercial/Retail):

Existing use of property: WAREHOUSE/SELF-STORAGE FACILITY

Proposed use of property: WAREHOUSE/SELF-STORAGE FACILITY

Special Flood Hazard Area: N/A

PRINCIPAL USE:

	REQUIRED and/or PERMITTED	EXISTING	PROPOSED
LOT SIZE	5,000 SF (MINIMUM)	23,227 SF	NO CHANGE
LOT COVERAGE	65%	89%	86%
BUILDING COVERAGE	50 %	27%	44%
BUILDING HEIGHT	35 FT	24 FT	NO CHANGE
FRONT SETBACK	20 FT	25.2 FT	20 FT
REAR SETBACK	30 FT	2.1 FT	NO CHANGE
SIDE SETBACK	5 FT	2 FT	NO CHANGE
COMBINED SIDE SETBACK	15 FT	2 FT	NO CHANGE

(If multiple lots and/or buildings, please attach additional detailed listing for each.)

ACCESSORY (if applicable):

	REQUIRED and/or PERMITTED	EXISTING	PROPOSED
LOT SIZE			
LOT COVERAGE			
BUILDING COVERAGE			
BUILDING HEIGHT			
FRONT SETBACK			
REAR SETBACK			
SIDE SETBACK			
COMBINED SIDE SETBACK			

(If multiple lots and/or buildings, please attach additional detailed listing for each.)

8. Have there been any previous applications to the Planning Board or Board of Adjustment involving these premises?

☒ YES ☐ NO

If YES, please give date(s): APPLICATION #ZB 11/07 - JANUARY 11, 2012

Result of decision: APPROVED

9. Justification/reason(s) for variance(s) requested. (Be as specific as possible; attach additional sheets if necessary.):

10. If a Zoning denial has been received as part of this application, please attach.

The required submission for all applications to be complete is:

- Twenty-five (25) copies of a completed application form, inclusive of any supporting information.
- Twenty-five (25) copies and one (1) CD* of survey and/or plan(s) with one (1) additional copy of survey and/or plan(s) on 11' x 17' sheet(s).

*See §802B - Completeness Checklist for Use Variance and Bulk Variance Request for details on submission requirements.

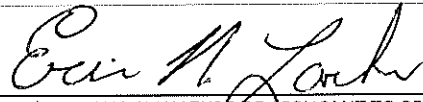
AFFIDAVIT OF APPLICATION

State of New Jersey
County of Monmouth

ERIC LARKIN

(INSERT APPLICANT'S NAME)

_____, being of full age, being duly sworn according to Law, on oath
deposes and says that all the above statements are true.


(ORIGINAL SIGNATURE OF APPLICANT TO BE NOTARIZED)

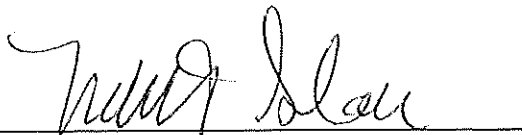
**MANAGING MEMBER
1208 5th AVE, LLC**

(PRINT NAME OF APPLICANT)

Sworn and subscribed before me this

20th day of October, 20 23

[NOTARY SEAL]


(SIGNATURE OF NOTARY PUBLIC)

MILLCENT L. RHALA
A Notary Public of New Jersey
My Commission Expires 11/3/24

OWNER'S AFFIDAVIT OF AUTHORIZATION AND CONSENT STATEMENT OF LANDOWNER
WHERE APPLICANT IS NOT LANDOWNER

(Original signatures only – copies will not be accepted)

In the matter before the BOARD OF ADJUSTMENT in the Township of Neptune,
(INSERT PLANNING BOARD or BOARD OF ADJUSTMENT)
State of New Jersey, County of Monmouth, I/We, 1208 5TH AVE, LLC,
(INSERT PROPERTY OWNER'S NAME(S))
with mailing address of 1924 HECK AVENUE, NEPTUNE, NEW JERSEY 07753,
(INSERT PROPERTY OWNER'S MAILING ADDRESS)
of full age being duly sworn according to oath depose(s) and say(s):

"I/We am/are the Owner(s) of the subject property in connection with this application

designated as Block(s) 420 Lot(s) 18,

also known as 1208 - 1210 5TH AVENUE, NEPTUNE, NEW JERSEY, 07753.
(INSERT PHYSICAL ADDRESS OF SUBJECT PROPERTY)

I/We authorize ERIC LARKIN
(INSERT NAME OF OWNER(S)' REPRESENTATIVE APPEARING BEFORE THE BOARD)

to appeal to the Planning Board/Board of Adjustment of the Township of Neptune for such
relief as may be required relating to the property listed above, consent to such appeal and
application, and agree that the decision of the Planning Board/Board of Adjustment on such
appeal shall be binding upon me/us as if said appeal has been brought and prosecuted directly
by me/us as the Owner(s).


(ORIGINAL SIGNATURE OF APPLICANT TO BE NOTARIZED)

MANAGING MEMBER
1208 5th AVE LLC

(ORIGINAL SIGNATURE OF APPLICANT TO BE NOTARIZED)

Sworn and subscribed before me this

20th day of October, 2023


(SIGNATURE OF NOTARY PUBLIC)

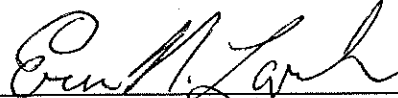
MILLCENT I. BHALAI
A Notary Public of New Jersey
My Commission Expires 11/13/24

[NOTARY SEAL]

SITE VISIT AUTHORIZATION OF PROPERTY OWNER

I hereby authorize any member of the Township of Neptune Planning Board or Board of Adjustment, any of said Board's professionals or any reviewing agencies of the Board to enter upon the property which is the subject matter of this application, during daylight hours, for the limited purpose of viewing same to report and comment to the Board as to the pending application.

Date: October 20, 2023



(SIGNATURE OF PROPERTY OWNER)

ERIC FLARKIN, MANAGING MEMBER
1208 - 5TH AVE, LLC

STATEMENT FROM TAX COLLECTOR

Block: 420 Lot: 18

Property location: 1208 - 1210 5TH AVENUE, NEPTUNE, NEW JERSEY 07753

Status of municipal taxes: _____

Status of assessments for local improvements: _____

Date: _____

(AUTHORIZED SIGNATURE OF TAX COLLECTOR)

ESCROW AGREEMENT

I/We fully understand an "Escrow Account" will be established to cover the costs of professional services which may include engineering, planning, and/or architectural services, and any other expenses incurred in connection with the review of this application before the Planning Board/Board of Adjustment.

The amount of the Escrow deposit will be determined by the Neptune Township Land Development Ordinance §1000 - Application and Escrow Fees, Table 10.02 - Escrow Fees.

It is the policy of Neptune Township that once an Escrow Account falls below 24% of the original deposit amount, the account must be replenished to its original amount. The only exception would be when the application is nearing completion; in such cases, the Applicant will be notified of any anticipated charges and the amount of the additional deposit required.

Payments shall be due within fifteen (15) days of receipt of the request for additional Escrow Funds. If payment is not received within that time, the Applicant will be considered to be in default, and such default may jeopardize further appearance before the Board, and delay any and all pending approvals and the issuance of building permits. Continued failure to submit requested funds will result in legal action against the property.

In accordance with N.J.S.A. 40:55D-53.1, all unused portion of the Escrow Account will be refunded upon written request from the Applicant, and verification by the Board's professionals who reviewed the application.

By signature below, I/We acknowledge receipt of Neptune Township's \$1000 - Application and Escrow Fees, and agree to all conditions listed.

Name of Applicant: 1208 5TH AVE, LLC

(PLEASE PRINT)

Property Address: 1208-1210 5TH AVENUE, NEPTUNE, NEW JERSEY 07753

Block: 420 Lot: 18

Applicant: ERIC LARKIN
(PRINT NAME)


(SIGNATURE OF APPLICANT)

Date: 10/20/23

Owner: MANAGING MEMBER
1208 5th AVE LLC
(PRINT NAME)

(SIGNATURE OF OWNER)

Date: _____