

Neptune Township ~ Zoning Board of Adjustment Regular Meeting Agenda To be Held in the Municipal Complex 25 Neptune Boulevard 2nd Floor Township Committee Meeting Room Wednesday, September 4, 2024 at 7:30 PM

This Regular Meeting of the Neptune Township Zoning Board of Adjustment which has been duly constituted and advertised according to law is now called to order. Fire exits are clearly marked at the side and rear of this room. If alerted of a fire, please move in a calm and orderly manner to the nearest smoke free exit. At this time, I would ask everyone to please silence all cell phones and other paging devices, as they are distracting to others.

It is the policy of the Zoning Board of Adjustment to end all matters no later than 11 p.m. No new applications will begin after 10:00 p.m. nor will any new witnesses or testimony begin after 10:30 p.m.

It is the Board's policy to adhere to the following procedure:

After testimony by the Applicant's attorney, their professional or proffered witness, questions will follow by members of the Zoning Board for that particular witness. After the Members of the Zoning Board ask their questions, the Zoning Board Professionals shall have the opportunity to ask questions. These questions by the Members of the Board and its professionals directed to applicant's witness may overlap.

After the Board Members and Board Professionals have finished their questioning, the Chairperson of the Zoning Board shall open the Public Portion session of the meeting for the public to ask **QUESTIONS ONLY** of the witness currently testifying. **THIS IS NOT THE TIME FOR PUBLIC COMMENT OR OPINION**. Each member of the Public who wishes to question this witness **MUST** form a line at the podium in order to be heard.

Each individual from the public must <u>state their name, spell their last name, state their address for the record</u>, and will have **ONE** (1), **five** (5) **minute session** to question the applicant's witness currently under oath. All questions should be directed to the Witness regarding his or her testimony **ONLY** and questions should not be repeated. **Time is not transferable between members of the public.**

The Public should be aware that a public question session will be held upon the conclusion of **EACH INDIVIDUAL WITNESS FOR THE APPLICANT**. Once the applicant's witness (or any other witness) has finished testifying, they are not subject to recall by the public, but may take the stand again as a part of the Applicant's hearing process. Every witness who appears may be subject to Board Member, Board Professional, and Public Questioning. **THE BOARD AND ITS PROFESSIONALS; HOWEVER, ARE NOT SUBJECT TO QUESTIONING.**

At the completion of Applicant's case, when the applicant has finished with all of their witnesses and evidence presentation, the Chairperson of the Zoning Board will open up the floor for PUBLIC COMMENT. At this time, individuals from the public will be sworn in, give their name and address for the record and will have ONE (1), five (5) MINUTE SESSION TO PROVIDE COMMENT OR OPINION ON THE APPLICATION AS A WHOLE. THIS IS THE TIME WHEN THE PUBLIC MAY EXPRESS TO THE BOARD THEIR OPINIONS ABOUT THE APPLICATION SUBJECT TO A VOTE. Time is not transferable between members of the public.

At the conclusion of the Public Session for Comments, the Applicant or their attorney may provide a "Summation" or Closing Statement to the Board. After Summation, the Board and its Professionals may engage in a discussion, on the record, regarding the Application and its contents. **There will be no further input from the public or the applicant at this time.**

Upon conclusion of Discussion, the Board may make a motion with regard to the application and vote upon same. We ask that both the Applicant and members of the Public be respectful of the process as outlined above.

I. Roll Call on Board Members:

Barbara Bascom Shane Martins, 1st Vice Chair Danny Lynn (Alternate #1)
Dr. James Brown Naomi Riley, 2nd Vice Chair Brittany Dremluk (Alternate #2)
William Frantz, Chair Shawn Weston Shawn Mazur (Alternate #3)
Lisa DiPace (Alternate #4)

Also Present: Monica C. Kowalski, Esq. – Board Attorney

Matt Shafai, PE, PP, CME – Board Engineer Jennifer C. Beahm, PP, AICP – Board Planner

- II. Flag Salute
- III. Resolutions to be memorialized: None.
- **IV.** Applications Under Consideration:
 - a. ZB24/07 (Appeal of HPC Denial) Terrie O'Connor Block 115, Lot 6 7 Ocean Pathway Applicant is seeking an Appeal of the Historic Preservation Commission's (HPC's) denial of a proposal for a residential addition, reconfiguration of the 2nd floor rear roof such that the rear side appears as a front of home, together with the related the addition, relocation and/or replacement of doors and windows and siding for the existing residential building. Applicant is represented by William Strasser, Esq. **CARRIED FROM 7/17/2024 DUE TO LACK OF BOARD MEMBERS**
 - b. ZB24/12 (Use Variance for Pre-Existing, Nonconforming Multi-Family) SRT2 Realty, LLC (Elizabeth Tice) 201, Lot 4 98 Lawrence Avenue Applicant is seeking Use Variance approval to renovate the front single-family dwelling by adding a 53 sq. ft. addition to the first-floor kitchen space, as well as an addition of a 70 sq. ft. covered porch in the rear of the front dwelling. Applicant is also proposing to replace the current rear walkway with a 101 sq. ft. new walkway and install a 5 sq. ft. bay window and a 5 sq. ft. gas fireplace on the south side of the house. Applicant is represented by Jeffrey P. Beekman, Esq.
 - c. ZB24/11 (Amended P&F Major Site Plan and Use Variance) 1019 Old Corlies Avenue, LLC 3102, Lot 2 3526 Highway 33 The Applicant is proposing to remove the current existing façade sign on the north facing side of the building and replace it with a 31.3 sq. ft. wall sign. The currently existing façade sign on the south facing side of the building will also be replaced with a 19.6 sq. ft. wall sign. The existing car wash sign is proposed to remain. The current pay stations and menu signs on the rear portion of the property will be removed and replaced with other improvements such as bollards, curbing, pay station canopy, new dual lane pay stations, and new striping. Applicant is represented by Kenneth L. Pape, Esq.
 - d. ZB24/09 (Use Variance for Proposed Bed & Breakfast) 23 Webb, LLC Block 228, Lots 16 & 17 23 & 27 Webb Avenue Applicant is seeking a Use Variance to convert a single-family home to a bed and breakfast homestay with 4 units that will share the kitchen and dining facilities with The Inn at Ocean Grove located on the adjacent property (Block 228, Lot 17). Applicant is represented by Kenneth L. Pape, Esq. **CARRIED FROM 7/17/2024 DUE TO LACK OF BOARD MEMBERS**

V. Adjournment:

- a. Next scheduled meeting will be our <u>REGULAR MEETING on Wednesday, October 9, 2024 at 7:30 PM</u> which will take place here, in person, in the Municipal Complex 2nd floor meeting room, 25 Neptune Boulevard.
- b. With no further business before the Board a motion to adjourn was offered by seconded by , meeting closed at PM.

to be moved and

ZB24/07 – (**Appeal of HPC Denial**) – **Terrie O'Connor - Block 115, Lot 6 – 7 Ocean Pathway** – Applicant is seeking an Appeal of the Historic Preservation Commission's (HPC's) denial of a proposal for a residential addition, reconfiguration of the 2nd floor rear roof such that the rear side appears as a front of home, together with the related the addition, relocation and/or replacement of doors and windows and siding for the existing residential building. Applicant is represented by William Strasser, Esq.

Previously Enclosed
w/7/17/2024 Agenda:
Application for Appeal of the HPC including Resolution of Denial (Rec'd 3/25/2024)
Aerial Google Map (2023)
Architectural Plans (8 sheets) (dated 1/31/2023 and last revised 12/12/2023)
Transcript of HPC Hearing (11/14/2023)
Transcript of HPC Hearing (1/30/2024)

Currently Enclosed:

Strasser to Dickert Letter w-Exhibits (7/23/2024)

BOARD NOTES:

Motion to _	of	fered by		to be moved and sec	conded by
Bascom	_ Brown	_ Weston	Riley	Martins	Frantz
Alternates:	Lynn (Alt 1)) Dre	emluk (Alt 2)	Mazur (Alt 3)	DiPace (Alt 4)

ZBA Regular Meeting Agenda September 4, 2024

ZB24/12 – (Use Variance for Pre-Existing, Nonconforming Multi-Family) – SRT2 Realty, LLC (Elizabeth Tice) – **201, Lot 4** – **98 Lawrence Avenue** – Applicant is seeking Use Variance approval to renovate the front single-family dwelling by adding a 53 sq. ft. addition to the first-floor kitchen space, as well as an addition of a 70 sq. ft. covered porch in the rear of the front dwelling. Applicant is also proposing to replace the current rear walkway with a 101 sq. ft. new walkway and install a 5 sq. ft. bay window and a 5 sq. ft. gas fireplace on the south side of the house. Applicant is represented by Jeffrey P. Beekman, Esq.

Enclosed: Community Impact Statement (7/15/2024)

Completeness Checklist & Application for Variance(s) (Rec'd 5/17/2024)

Zoning Permit Denial (4/15/2024)

Copy of Deed (10/4/2023)

Resolution of SRT2 Realty, LLC (5/20/2024)

Survey of Property (8/24/2023) Architectural Plans (5/16/2024) Use Variance Plan (5/16/2024)

Correspondence: Board Engineer & Planner's Review (8/19/2024)

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			Martins		

ZB24/09 - (Use Variance for Proposed Bed & Breakfast) - 23 Webb, LLC - Block 228, Lots 16 & 17 - 23 & 27

Webb Avenue – Applicant is seeking a Use Variance to convert a single-family home into a bed and breakfast homestay with 4 units that will share the kitchen and dining facilities with The Inn at Ocean Grove located on the adjacent property (Block 228, Lot 17). Applicant is represented by Kenneth L. Pape, Esq.

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Previously Enclosed w/7/17/2024 Agenda: Use Variance Application & Checklist (Rec'd 4/28/2024)	w/7/17/2024 Agenda:	Use Variance Application & Checklist (Rec'd 4/28/2024)

ZBA Regular Meeting Agenda September 4, 2024

Alternates:

Lynn (Alt 1) _____

Dremluk (Alt 2) _____ Mazur (Alt 3) ____ DiPace (Alt 4) ____

ZB24/11 – (Amended P&F Major Site Plan and Use Variance) – 1019 Old Corlies Avenue, LLC – 3102, Lot 2 – 3526 Highway 33 – The Applicant is proposing to remove the current existing façade sign on the north facing side of the building and replace it with a 31.3 sq. ft. wall sign. The currently existing façade sign on the south facing side of the building will also be replaced with a 19.6 sq. ft. wall sign. The existing car wash sign is proposed to remain. The current pay stations and menu signs on the rear portion of the property will be removed and replaced with other improvements such as bollards, curbing, pay station canopy, new dual lane pay stations, and new striping. Applicant is represented by Kenneth L. Pape, Esq.

Enclosed: Application for Amended Site Plan (Rec'd 4/23/2024)

Application for Use and/or Bulk Variances (Rec'd 4/23/2024)

Resolution ZBA#07-40 (9/25/2007)

Zoning Permit for Remediation - Denial (9/25/2023) Zoning Permit for Remediation - Denial (11/16/2023)

List of Witnesses (4/22/2024)

Shareholder Information & Certificate of Formation (4/22/2024)

Copy of Deed (12/13/2005) Proof of Taxes Paid (4/9/2024) Property Owners List (3/29/2024) Traffic Circulation Report (4/16/2024) Community Impact Statement (7/3/2024) Reduced Pay Station Exhibit (8/6/2024) Architectural Plan (3/22/2024)

Architectural Plan (3/22/202 Final Survey (5/15/2024)

Preliminary & Final Site Plan (4/16/2024)

Correspondence: Board Engineer & Planner's Letter (8/19/2024)

BOARD NOT	ΓES:					
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Bascom	Brown	Weston	Riley	Martins	Frantz	
					DiPace (Alt 4)	

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