

21 East Euclid Avenue, Suite 200 | Haddonfield, New Jersey 08033 | Office: 856.354.2100 | Fax: 856.354.6230

March 18, 2020

#### VIA HAND DELIVERY

Ms. Stacey Cole TOWNSHIP OF BARNEGAT 900 West Bay Avenue Barnegat, NJ 08005-1298

Re: Walters Development Co., LLC
Ocean Acres Phase 11
Minor Subdivision Application
Block 92.09, Lots 1 and 32
100 Fawcett Boulevard and 18 Fawcett Boulevard

#### Dear Stacey:

In connection with the above-referenced application for minor subdivision enclosed please find the following documentation:

- 1. Original and 21 copies of the Barnegat Township Land Use & Development Application
- 2. Original and 21 copies of the Minor Subdivision Checklist
- 3. 22 copies of the subdivision plan prepared by K2 Consulting Engineers dated 12/09/2019
- 4. 22 copies of Certificate of Filing issued by The Pinelands Commission on 2/13/2020
- 5. 22 copies of the List of Professionals
- 6. 22 copies of the draft Notice
- 7. Original and 4 copies of the Affidavit of Non-Collusion
- 8. Original and 4 copies of the Developer's Escrow Agreement
- 9. Original and 4 copies of form W-9
- 10. Original and 4 copies of the Tax Release forms from the Tax Collector
- 11. Original and 4 copies of the Contribution Disclosure Statements
- 12. Check in the amount of \$200 representing the application fee for the minor subdivision
- 13. Check in the amount of \$600 representing the escrow fee for the minor subdivision
- 14. Check in the amount of \$100 representing the application fee for the bulk variance
- 15. Check in the amount of \$500 representing the escrow fee for the bulk variance
- 16. Check in the amount of \$150 representing the resolution preparation

If you have any questions, please feel free to contact me at your convenience.

Township of Barnegat Attention: Stacey Cole Page 2 March 18, 2020

Thank you for your consideration.

YX

Enclosures

cc: Steven W. Ward, Esquire (w/encs)

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Form #PZ951017

### TOWNSHIP OF BARNEGAT 900 WEST BAY AVENUE BARNEGAT, NEW JERSEY 08005-1298 (609) 698-0080 EXT. 155

## LAND USE & DEVELOPMENT APPLICATION

Planning Board X	Zoning Board of Adjustment
TO BE COMPLETED	BY TOWNSHIP STAFF ONLY
	Docket No.
Application Fees	Escrow Deposit
Scheduled for: Review for Comple	teness Hearing
* IMPO	RTANT NOTICE *
A non-corporate applicant may applicants must be represented in the State of New Jersey. No presented by an engineer or any in the State of New Jersey.	represent his/her own matter. Corporate by an attorney-at-law admitted to practice case on behalf of any applicant may be other person not admitted to law practice
	ne burden of proof of showing justification is upon the applicant under the Laws of the ts are further cautioned that particularly ests for variances and conditional use legal requirements imposed by the Law of policants are, therefore, cautioned to advise.
	ETED BY APPLICANT
	ų.
¥°	g 100, Barnegat, New Jersey 08005
Telephone Number: Home:	Local:
()	
	Fax: 609 607-9550
	Partnership Individual
Other (Please Specify) A New Jersey I	inteed hability company

#### 2: SUBJECT PROPERTY: (Attach additional sheets if necessary.)

Location:	100 Fawcett Blvd. (Lo	t 1) and 18 Fawcett E	Blvd. (Lot 32)	
	age	Block 92.0	09 Lot	(s) 1 and 32
•	age	Block	Lot	(s)
	0.526 acres	Zoning Di	strict RH Resid	ential Zone
Lot Size Required	Width See attached	Frontage	Depth	Square Feet
Existing				1 <del>2000</del> 1
Proposed		400-00-00-00-00-00-00-00-00-00-00-00-00-		
Principal Bu	<u>ilding</u>	×		
Setbacks	Front	Rear	One Side	Both Sides/Total
Required	30'	30'	10'	20'
Existing	N/A	N/A	N/A	. N/A
Proposed for all ic	ots 30'	30'	10'	20'
Principal Bu	ilding Height	9	. % Building	(lot) Coverage 名
Existing	N/A		N/A	
Proposed for alllots			30%	
Accessory But	llding			
Setbacks Required	Front	Rear	One Side	Both Sides/Total
Existing	N/A	N/A	N/A	N/A
Proposed	N/A	N/A	N/A	N/A
Accessory Bui	.lding Height		% Building (	lot) Coverage
Permitted				%
Existing	N/A		N/A	

#### 3. DISCLOSURE STATEMENT:

Pursuant to N.J.S. 40:55D-48.1, the names and address 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 Edward M. Walter, Jr.	Address	500 Barnegat Blvd. N, #100 Barnegat, NJ 08005	Interest 33-1/3%
Name Gregory Walters	*	**************************************	Interest <u>33-1/3%</u>
Name Timothy Regan	Address	Same	Interest <u>33-1/3%</u>
Name	Address		Interest
Nama	lagroce		Interest

#### 4. OWNERSHIP:

Owner's Name Same as applicant.	
	- W
Address	
Telephone Number Home:	Work:Local:
Relationship of the applicant Owner: X Lessee Pur	to the property in question: chaser Under Contract Other
5. PROPERTY INFORMATION:	
laws or other dedication exis	easements, rights of way, association by- sting or proposed on the property:
Yes (Attach copies)	No XXX Proposed
association by-laws, or other submitted for review.  Site plan, and/or conditional	Fynanded area Alteration
Expansion of structure	Change of useBigin
Other (please specify)	lone
	y "
Planning Board or Zoning Boar If so, please attach a copy o	
Planning Board or Zoning Boar If so, please attach a copy o	of Adjustment? YesNO
Planning Board or Zoning Boar If so, please attach a copy o Type of Application/Relief so	of the resolution(s).
Planning Board or Zoning Boar If so, please attach a copy o Type of Application/Relief so Date(s)  Is the subject property locat A County road: Yes No within 200 feet of a municipa	of Adjustment? YesNo
Planning Board or Zoning Boar If so, please attach a copy o Type of Application/Relief so Date(s)  Is the subject property locat A County road: Yes No within 200 feet of a municipa	of Adjustment? YesNo
Planning Board or Zoning Boar If so, please attach a copy o  Type of Application/Relief so  Date(s)	of Adjustment? YesNo

Minor Subdivision Approval Subdivision Approval (Preliminary) [Phases (if applicable) Subdivision Approval (Final) [Phases (if applicable) Amendment or Revision to an Approved Subdivision Plan Number of lots to be created Number of proposed dwelling units (if applicable) Area and dimensions of each proposed lot
SITE PLAN:  Minor Site Plan Approval  Preliminary Site Plan Approval [Phases (if applicable) ]  Final Site Plan Approval [Phases (if applicable) ]  Amendment or Revision to an Approved Site Plan  Area to be disturbed (square feet)  Total number of proposed dwelling units (if applicable)  Conditional Use Approval [N.J.S.40:55D-67]
APPEALS, VARIANCES & OTHER:  Appeal decision of an Administrative Officer [N.J.S.40:55D-70a]  Map or Ordinance Interpretation/Special Question [N.J.S.40:55D-70b Variance Relief (hardship) [N.J.S.40:55D-70c(1)]  Variance Relief (substantial benefit) [N.J.S.40:55D-70c(2)]  Variance Relief (use) [N.J.S.40:55D-70d]  Direct issuance of a permit for a structure in bed of a mapped street, public drainage way, or flood control basin [N.J.S.40:55D-34]  Direct issuance of a permit for a lot lacking street frontage N.J.S.40:55D-35]
7. Section(s) of Ordinance from which a variance is requested:
The lot depth fronting Mermaid Drive on proposed Lot 1.01 is 97.86'. 120' is required.
8. WAIVERS Requested of Development Standards and/or Submission Requirements: [attach additional pages as needed]  N/A

newspaper of the municipality and to be mailed to the owners of all real property as shown on the current tax duplicate, located within the State and 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. ALL APPLICATIONS (except Informals) REQUIRE NOTICE.

The publication and the service on the affected owners must be accomplished at least 10 days prior to the date scheduled by the Administrative Officer for the hearing. THE APPLICANT IS NOT TO GIVE PUBLIC NOTICE UNTIL SUCH TIME AS THE APPLICATION IS DEEMED COMPLETE BY THE ADMINISTRATIVE OFFICER AND THE BOARD ENGINEER.

An affidavit of service on all property owners and a proof of publication must be filed before the hearing date. These items must be submitted in advance for an application to be placed on the agenda and the hearing to proceed.

10.	EXPLAIN IN DETAIL THE EXACT NATURE OF THE APPLICATION and the changes to be made at the premises, including the proposed use of the premises: [attach pages as needed]
	Applicant seeks minor subdivision approval involving the relocaiton of lot lines
	1
	· · · · · · · · · · · · · · · · · · ·
	**************************************
11.	Is a PUBLIC WATER line available? Yes
12.	Is public SANITARY SEWER available? Yes
13.	Are any OFF-TRACT IMPROVEMENTS required or proposed? No
14.	Is the SUBDIVISION to be filed BY DEED OR PLAT? Plat
15.	Attach CERTIFICATION FROM THE TAX COLLECTOR that all taxes due on

16. Attach executed DEVELOPER'S ESCROW AGREEMENT.

the subject property have been paid.

17. Attach LIST OF PROFESSIONALS & CONSULTANTS (if applicable).

- \*\*NOTE: When a property is located west of the Garden State Parkway and is under the jurisdiction of The Pinelands Commission, the local board has no jurisdiction to hear this application until the applicant has obtained a Certificate of Filing from The Pinelands Commission.
- 16. List of Maps, Reports and other materials accompanying the application (attach additional pages as required for complete listing). The documentation must be received the Board Secretary at least five [5] weeks prior to the meeting at which the application is to be considered, per Sec. 55A-46 of the Barnegat Land Use Code.

Quantity	Description	of Item			
22	Minor Subdivsion I	Plan prepared by	K2 Consultin	g Engineers, Inc.	dated 12/9/19
			1	8 x 200	
a	,			IIC A	
11.P	PROBLEM STATE OF THE STATE OF T		741 190		
			MINISTER TO STATE OF THE STATE		

#### 17. CERTIFICATION:

I certify that the foregoing statements and the materials submitted are true, and waive all applicable time limits until the first public hearing of this application. 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 applicant is a corporation this must be signed by an authorized corporate officer. If the applicant is a partnership, this must be signed by a general partner.] The applicant (or agent) hereby further certifies and allows that agents of the Township and affiliated agencies to enter onto the property which is the subject of this application.

DATE

18. AUTHORIZATION BY OWNER: (If anyone other than above owner is making this application, the following authorization must be executed.)

To the approving Board of the Township of Barnegat:

N/A	is	hereby
(name of designee)		-
authorized to make the within application.	*	

DATE SIGNATURE OF OWNER

### MINOR SUBDIVISION APPLICATION Block 92.09, Lots 1 and 32

### 2. SUBJECT PROPERTY

Block 92.09, Lot 1 (proposed Lot 1.01) 100 Fawcett Boulevard

Lot Size	Width	<b>Frontage</b>	<u>Depth</u>	Square Feet
Required	75'	2/3 of lot width	120'	10,000
Existing				12,504
Proposed	95.31'	207.28'	124.08'/97.86'*	11,795
*variance require	ed			
Block 92.09, Lot	32 (proposed L	ot 32.01)		
18 Fawcett Boule	evard			
Lot Size	<u>Width</u>	Frontage	<u>Depth</u>	Square Feet
Required	75'	2/3 of lot width	120'	10,000
Existing				9.456
Proposed	80.81'	80.81'	124.03'	10,032

## TOWNSHIP OF BARNEGAT OCEAN COUNTY, NEW JERSEY

## COMPLETENESS CHECK LIST

# MINOR SUBDIVISION APPLICATION

Notice To Applicants: This form must be completed and returned to the Administrative Officer when a Minor Subdivision Application is filed with either the Planning Board or the Zoning Board of Adjustment. The applicant is required to address all items set forth on this Completeness Check List. Failure to address each item will result in the application being deemed incomplete. (Please type or print clearly.)

Same as applicant

Walters Development Co., LLC Owner:

Applicant:

• •	500 Barnegat Boulevard North, Buildir	ng 100	·	20
	Barnegat, New Jersey 08005	=	0	
		-	7	
Name of Proj	ect: Block 92.09, Lots 1 and 32 Mind	or Subdivisio	on - Ocean Acres	Phase 11
Location of P	roject:			
Block:	92.09	Lot(s):	1 and 32	
Street	Address: 100 Fawcett Blvd. (Lot 1)		Zoning Distr	ict: RH Residential Zone
	18 Fawcett Blvd. (Lot 32)			.61
6	1,6			3/18/2010
Signature of p	erson who prepared Check List	ř.		Date
Edward M. Wal	ters, Jr., Member			
Name and Titl	e of person who prepared Check L	ist (Please	Type or Print)	
			*****	
For Planning	Board Use Only:			(#
Docket No.	Date	Received 1	by Board:	

MINOR SUBDIVISION APPLICATION	Provided or Shown	Waiver Requested
I. General Requirements	OI DIIOII A	requested
Submission of completed Application Form and Check List (22 copies).	X	
Payment of application fees and escrow deposit.	X	
Certification that the Applicant is the owner of the land or his properly-authorized Agent, or that the Owner has consented in writing to the filing of this application.	X	
Concerning Corporations or Partnerships, submission of a list of names and addresses of all stockholders or individual partners owning at least ten percent (10%) of its stock of any class as required by N.J.S.A. 40:55D-48.1, et. seq.	X	
Submission of written certification from Tax Collector that all taxes and assessments are paid to date.	X	
Submission of plats or plans (22 sets) signed and sealed by a N.J.P.L.S. and folded with title block revealed.	X	
If freshwater wetlands are present, or are suspected to be present, on or near the subject property, then one of the following must be submitted:	**	
A letter of interpretation from the N.J.D.E.P. indicating the absence of freshwater wetlands, or indicating the presence and verifying the	N/A	
delineation of the boundaries of freshwater wetlands, classifying the resource value of the wetlands, and establishing the required transition areas, or,		
A letter of exemption from the N.J.D.E.P. certifying that the proposed activity is exempt from the Freshwater Wetlands Protection Act, and regulations promulgated thereunder, or,		
A copy of any application made to the N.J.D.E.P. for any permit concerning a proposed regulated activity in or around freshwater wetlands.		
If the property in question is located within the Pinelands Area, then a Certificate of Filing must be obtained from the Pinelands Commission and submitted to the Board prior to the application being deemed complete for consideration by the Board.	X	
II. Plat Details		
Scale of not less than 1" = 50'.	X	
Key map at scale of 1" = 1,000', showing the location of the tract to be subdivided with reference to surrounding areas, existing streets which intersect or border the tract.	X	
Title block in accordance with the Rules governing Title Blocks for Professional Engineers & Land Surveyors (N.J.A.C. 13:40- 1 et seq.), including:		-9
Name of Development;	X	

MINOR SUBDIVISION APPLICATION	Provided or Shown	Waiver Requested
Name, signature, address, and license number of the Professional(s) who prepared the plan(s);	X	Requested
Date of original preparation and of each subsequent revision thereof, and a list of the specific revisions entered on each sheet.	x	
Scale (written and graphic).	x	
Name, address and telephone number of the Owner(s) of Record.	X	
Name, address and telephone number of Developer.	X	
Acreage of the tract to be subdivided to the nearest tenth of an acre.	X	
Distance in feet to the nearest intersection.	X	
North arrow with reference meridian.	X	
Approval block with signature lines for Chairman, Secretary and Board Engineer.	X	
Existing block and lot number(s) of the property to be subdivided as they appear on the Tax Map, and proposed block and lot number(s) and street addresses as approved in writing by the Tax Assessor.	x	
Existing tract boundary line and all proposed lot lines with bearings and distances.	X	
The location of that portion which is to be subdivided in relation to the entire tract.	x	39
All existing structures within the portion of the tract to be subdivided.	X	
A schedule indicating the acreage of the tract, the number of lots, the zone, minimum required lot areas, proposed area for each new lot, and the required and proposed setbacks, yards and dimensions.	X	
The location of all existing streets (including names and right-of-way widths), structures (with their numerical dimensions and an indication as to whether existing structures will be retained or removed), parking areas, loading areas, driveways, watercourses, floodplains, railroads, bridges, culverts, drain pipes, and any natural features such as wooded areas, wetlands and lands subject to flooding, marshes, swamps, bogs, ponds, flood hazard zones and 100 year flood elevation, both within the		
tract and within two hundred feet (200') of its boundary.  The name of all adjoining property owners as well as those across any street or easement, as disclosed by the most recent municipal tax records.	X	
The Tax Map sheet, block and lot numbers of adjoining property owners as well as those across any street or easement.	X	
The location and width of all existing and proposed utility easements, the use(s) for which they are intended to be limited, and the manner in which the easements will be controlled.	х	

MINOR SUBDIVISION APPLICATION	Provided	Waiver
The plan shall be based on a current, certified boundary survey. The	or Shown	Reguested
date of the survey and the name of the person making same shall be shown on the plan.	X	
A copy of any existing or proposed covenants or deed restrictions		
applying to the land being subdivided shall be provided to the Board, or certification that none exists.	X	
Minor subdivisions involving a corner lot shall provide a sight triangle easement.	X	
A statement from the applicant noting if the minor subdivision will be perfected by deed or by map.	X	
If the minor subdivision is to be perfected by the filing of a map, the map must show all existing and proposed monuments, and must conform to all of the requirements set forth in the Map Filing Law.	X	
If the minor subdivision is to be perfected by deed, then the appropriate deed documents, including metes and bounds, easements, covenants, restrictions and roadway and sight triangle dedications, shall be submitted to the Board for approval prior to filing with the County Recording Officer.	N/A	
No minor subdivision involving any street(s) which do not conform to the right-of-way widths specified in the Master Plan or on the Official Map shall be approved unless the additional half width right-of-way necessary to make the street(s) conforming shall be granted to the Municipality, or other agency having jurisdiction.	X	
As a condition of any approval granted by the Board, the applicant must obtain the following approvals when applicable to the project:		
Municipal Water and Sewer Utility,		507
Ocean County Planning Board,		
Ocean County Utilities Authority,		
Ocean County Soil Conservation District,		
Ocean County Board of Health approval,		
New Jersey Department of Environmental Protection:		
Wetlands,		
Waterfront Development,		
CAFRA,		
Sanitary Sewer System Extensions,		
Potable Water System Extensions,		
Stream Encroachment,		
New Jersey Department of Transportation,		

MINOR SUBDIVISION APPLICATION	Provided or Shown	Waiver Requested
The Pinelands Commission, if located within the Pinelands Area;	X	
All other outside agency approvals as may be required.		
III. Residential Site Improvement Standards		
An Engineering Report must be submitted which sets forth the classification of all residential streets within the proposed subdivision. In addition, the Engineering Report must demonstrate that the project has been designed in accordance with the detailed requirements set forth in Subchapter 4 of the Residential Site Improvement Standards, the appropriate curb and sidewalk requirements have been met, and an adequate number of on-street and off-street parking spaces have been provided.	î 📗	
A Stormwater Management Report must be submitted which demonstrates that the stormwater management system for the proposed development has been designed in accordance with the detailed requirements set forth in Subchapter 7 of the Residential Site Improvement Standards.	f=	
A public water supply system must be provided to serve the proposed development. The water supply system must be designed in conformance with the detailed requirements set forth in Subchapter 5 of the Residential Site Improvement Standards. In the alternative, the applicant may propose the use of on-site wells if approved in writing by the municipality or utility authority having jurisdiction.		
Sanitary sewer service must be provided to serve the proposed development. The sanitary sewer service must be designed in conformance with the detailed requirements set forth in Subchapter 6 of the Residential Site Improvement Standards. In the alternative, the applicant may propose the use of on-site septic systems if approved in writing by the municipality or utility authority having jurisdiction.  If any de minimis exceptions from the requirements of the Residential Site Improvement Standards are requested, an application must be filed		
<ul> <li>in writing with the municipal approving authority and shall include the following:         <ol> <li>A statement of the requirements of the standards from which an exception is sought;</li> <li>A statement of the manner by which strict compliance with said provisions would result in practical difficulties; and</li> </ol> </li> </ul>		
3. A statement of the nature and extent of such practical difficulties.		

MINOR SUBDIVISION APPLICATION	Provided or Shown	Waiver Requested
If any waivers are requested, the waiver request must be submitted in writing to the New Jersey Department of Community Affairs, with a copy to the administrative officer of the Township, and shall include the following information:		
1. A copy of the development application as submitted to the municipal approving authority; and		
<ol> <li>A brief memorandum to the Commissioner of the Department of Community Affairs containing sufficient information upon which to base a determination, including:</li> </ol>		
<ul> <li>A short description of the project in narrative form;</li> </ul>	. 🗆	
<ul> <li>A citation to the particular site improvement standard from which waiver is requested;</li> </ul>		
<ul> <li>A clear description of the condition(s) giving rise to the request;</li> </ul>		
<ul> <li>A clear description of the anticipated result if the standard were to be followed;</li> </ul>		
<ul> <li>The name, address, and telephone number of a contact person for the developer; and</li> </ul>		
The name, address, and telephone number of a contact person for the municipal approving authority.		
The applicant's engineer must provide to the Board a written certification which states that, with the exception of any waivers or de minimis exceptions requested, the project has been designed in full compliance with the requirements of the Residential Site Improvement	2 15 2	
Standards.		



PHILIP D. MURPHY Governor SHEILA Y. OLIVER Lt. Governor

## State of New Jersey

THE PINELANDS COMMISSION
PO Box 359
New Lisbon, NJ 08064
(609) 894-7300
www.nj.gov/pinelands



RICHARD PRICKETT
Chairman
NANCY WITTENBERG
Executive Director

General Information: Info@pinelands.nj.gov Application Specific Information: AppInfo@pinelands.nj.gov

February 13, 2020

Edward M. Walters, Jr. (via email) Walters Development Co., LLC 21 East Euclid Avenue, Suite 200 Haddonfield, NJ 08033

Re:

Application # 1990-0788.141

Block 92.09, Lots 1 & 32 Barnegat Township

Dear Mr. Walters:

Pursuant to N.J.A.C. 7:50-4.34 of the Pinelands Comprehensive Management Plan, the completion of this application has resulted in the issuance of the enclosed *Certificate of Filing*.

The Certificate of Filing is not an approval. It is the document necessary to allow any municipal or county agency to review and act on the proposed development application. All municipal and county permits and approvals granted for the proposed development are subject to review by the Pinelands Commission. No permit or approval shall take effect and no development may occur until the Commission issues a letter indicating that the municipal or county permit or approval may take effect.

Upon receipt of any municipal or county permit or approval, please submit a copy to the Commission's office with the additional items listed on the enclosed *Local Agency Approval Submission Checklist*.

If you have any questions, please contact Ken Carter of our staff.

Sincerely,

for Charles M. Horner, P.P.

**Director of Regulatory Programs** 

Enc: Certificate of Filing

Local Agency Approval Submission Checklist

c: Secretary, Barnegat Township Planning Board (via email)

Barnegat Township Construction Code Official (via email)

Barnegat Township Environmental Commission (via email)

Secretary, Ocean County Planning Board (via email)



Philip D. Murphy Governor

Sheila Y. Oliver Lt. Governor New Jersey Pinelands Commission PO Box 359 New Lisbon, NJ 08064 (609) 894-7300



Chairman

Nancy Wittenberg

Executive Director

## **CERTIFICATE OF FILING**

Application #: 1990-0788.141
Applicant: Walters Development Co., LLC
Municipality: Barnegat Township

Block 92.09, Lots 1 & 32
Regional Growth Area, RH Zoning District: 0.5 acres

#### **Proposed Development**

Two lot resubdivision

Plan(s) Subject of Certificate of Filing

Subdivision Plan, consisting of 1 sheet, prepared by K2 Consulting Engineers, Inc., dated 12/9/2019

for Charles M. Horner, P.P. Director of Regulatory Programs

Date

February 13, 2020

Please see reverse side for additional information and conditions.

#### **BACKGROUND**

#### Existing development:

Vacant land

#### Relevant Information:

- On March 17, 2006, the Commission issued a Certificate of Filing for the development of 428 single family dwellings within the Barnegat Township portion of Ocean Acres (App. No. 1990-0788.116).
- That Certificate of Filing included the construction of a single family dwelling on each of the existing lots subject of the current application.
- That Certificate of Filing remains valid and may be utilized to pursue any necessary permit or approval for the development of the single family dwellings.

#### **CONDITIONS**

None

#### NEXT STEPS

- This Certificate of Filing is not an approval.
- Submit a copy of this Certificate of Filing to all county and municipal agencies that are required to review and act on your application (municipal planning board, building department, county health department, etc.).
- Send a copy of all approvals/permits
  that are issued by the county or
  municipality to the Pinelands
  Commission for review. Please use the
  attached Local Agency Approval
  Submission Checklist to make sure you
  are submitting all required
  documentation related to the
  approval/permit.
- No local approval/permit takes effect and no development can occur until the Pinelands Commission has reviewed the approval. When we complete our review, we will issue you a letter stating that the approval/permit can take effect.



#### LOCAL AGENCY APPROVAL SUBMISSION CHECKLIST

- ✓ All approvals (including permits) issued by local agencies (including counties and municipalities) must be submitted to the Pinelands Commission. No approval shall take effect and no development may occur until the Commission issues a letter indicating that the approval may take effect.
- ✓ Identify the approvals required for your development proposal in the list below. Be sure to submit all items listed as quickly as possible as each approval is issued to you.
- ✓ Be sure that all approved plans contain all specified site restrictions and conditions listed in your Certificate of Filing (e.g., wetlands/wetland buffers, threatened/endangered species protection, scenic setback). This includes notes as well as depictions of clearly labeled lines, clearing limits, envelopes, etc.

	Type of approval(s):	Submit a copy to the Commission:
MUNICIPAL	<ul> <li>Subdivision approval (preliminary, final, major and minor)</li> <li>Site plan approval (preliminary, final, major and minor)</li> <li>Variance and/or waiver</li> <li>Certificate of Appropriateness</li> <li>General development plan approval</li> </ul>	<ul> <li>Resolution granting approval</li> <li>Approved plan(s), signed and sealed</li> <li>Municipal engineer's and planner's reports</li> <li>Stormwater management report (if revised since issuance of Certificate of Filing)</li> </ul>
NOM	<ul> <li>Construction permit</li> <li>Zoning permit</li> <li>Demolition permit</li> <li>Forestry permit</li> <li>Mining permit</li> <li>Certificate of Occupancy</li> </ul>	Permit
	<ul> <li>Subdivision approval (preliminary/conditional, final, major and minor)</li> <li>Site plan approval (preliminary/conditional, final, major and minor)</li> <li>Soil Conservation District certification</li> </ul>	Approval Approved plan(s), signed and sealed
COUNTY	Standard septic system permit	Permit Approved plan (only necessary if your Certificate of Filing contains a wetland protection condition and/or threatened/endangered species protection condition)
	Alternate design septic system permit	Permit Approved plan Written certification of approved plan by alternate design system manufacturer

## List of Professionals & Consultants Applicants Name: Walters Development Co., LLC 500 Barnegat Boulevard North, Building 100 Address: Barnegat, New Jersey 08005 Email: ewalters@walters-group.com & mrhea@walters-group.com Telephone Number: 609 607-9500 Fax Number: 609 607-9550 1. Attorney: Steven W. Ward, Esquire Giordano, Halleran and Ciesla Address: 125 Half Mile Road, Red Bank, New Jersey 07701 Email: sward@ghclaw.com Telephone Number: 732 741-3900 Fax Number: 732 224-6599 Engineer: Steven Bagge, P.E. 2. K2 Consulting Engineers, Inc. 36 Tanner Street, Suite 100, Haddonfield, NJ 08033 Address: Email: sbagge@k2ce.com Telephone Number: 856 310-5202 Fax Number: 856 616-2441 Planning Consultant: \_\_\_\_\_ Address: \_\_\_\_\_ Email: Telephone Number: \_\_\_\_\_ Fax Number: \_\_\_\_\_ 4. Architect:\_\_\_\_ Address: Telephone Number: \_\_\_\_\_ Fax Number:

#### NOTICE OF PUBLIC HEARING

## TOWNSHIP OF BARNEGAT PLANNING BOARD OCEAN COUNTY, NEW JERSEY

PLEASE TAKE NOTICE that the Te	ownship of Barnegat Planning Board ("Board") will hold a
Public Hearing on	at 7:30 p.m. at the Municipal Building located at 900
West Bay Avenue, Barnegat, New Je	rsey, 08005, or at such other time and place as the Board
may adjourn to thereafter to consider	er the application (the "Application") made by Walters
Development Co., LLC ("Applicant")	, for the purpose of obtaining Minor Subdivision approval
with bulk variance relief pursuant to	N.J.S.A. 40:55D-70c, for the properties located at 100
Fawcett Boulevard and 18 Fawcett Bo	oulevard, Barnegat, New Jersey, which are also known and
designated as Block 92.09, Lots 1 an	nd 32, respectively, on the Tax Map of the Township of
Barnegat (the "Property"). The Prop	erty is located in the Township of Barnegat's Residential
High Zone. The Property is currently	, – – – – – – – – – – – – – – – – – – –

The Applicant proposes to consolidate the two (2) existing lots and resubdivide them into two (2) new lots. New lot 1.01 will be located on the corner of Fawcett Boulevard and Mermaid Drive and will have an area of 11,795 sq. ft. and new lot 32.01 will front on Fawcett Boulevard and will have an area of 10,032 sq. ft. The Applicant proposes a right-of-way dedication of 134.13 sq. ft. to the Township at the intersection of Fawcett Boulevard and Mermaid Drive.

The Applicant requests bulk variance relief pursuant to N.J.S.A. 40:55D-70c from Ordinance Section 55-47(D), for lot depth, whereas 120 feet is required for proposed new lot 1.01, whereas 97.86 feet is proposed. The Applicant will seek such additional variances, waivers, permits, and exceptions from the Township Ordinance pursuant to the Ordinance and the Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq., as the Board may deem necessary for this application without further notice.

A copy of the application and supporting documentation is on file in the Office of the Board Secretary at 900 West Bay Avenue, Barnegat, New Jersey, 08005, and is available for public inspection during regular business days and hours. This Notice is given pursuant to N.J.S.A. 40:55D-1 et seq. Any interested person may appear in person, through his attorney, or through his designated agent at the Public Hearing at the time and place herein stated and be heard on this Application.

WALTERS DEVELOPMENT CO., LLC

By: Giordano, Halleran & Ciesla, P.C.
Steven W. Ward, Esq.
125 Half Mile Road
Red Bank, NJ 07701
Attorneys for Applicant

Dated:			
Daiva.			

## AFFIDAVIT OF NON-COLLUSION

STATE OF NEW JERSEY  COUNTY OF OCEAN	SS	e x
Walters Development Co., LLC	æ	
Name of Applicant (8)		being duly
sworn, according to law, upon my	r	
depose and say:	w III	
1. I am/We are the applicant (s) plan/subdivision/variance of property know Block 92.09 Block Block Block	Lot (s) 1 and 32  Lot (s)  Lot (s)	
as shown on the Tax Map of the Township o		
2. There has been no collusion b	netween me/us and any member of the	e of
Sworn to and subscribed before	WALTERS DEVELOPMENT CO., LL	.C
May Chea	Edward M. Walters, Jr., Member	=

MARY M. RHEA NOTARY PUBLIC OF NEW JERSEY My Commission Expires 7/23/2022

## Township of Barnegat

County of Ocean

Municipal Offices 900 West Bay Avenue Barnegat, NJ 08005



Finance Office Ph: (609) 698-0080 Fax: (609) 698-3806

#### APPLICANT/DEVELOPER ESCROW AGREEMENT

PLEASE READ THE FOLLOWING INFORMATION AND SUBMIT THIS ORIGINAL FORM SIGNED IN BLUE INK AND THREE COPIES ACKNOWLEDGING YOUR CONSENT WITH YOUR APPLICATION PACKAGE.

#### Chapter 55, Article III, Section 80.1, 80.2, & 80.3

"Escrow Account Deposits" are minimums required, promulgated on the basis of the applicant submitting a complete application and plans. The applicant shall be responsible and pay the township of Barnegat upon notification, for any additional costs for professionals' services involved with the review, reports, expert advice or testimony, or other information required in the process of an application before a municipal agency.

The "Escrow Account Deposits" are required to pay the costs of professional services including engineering, planning, legal and other expenses connected with the review of submitted materials, including any traffic engineering review of the submitted materials or any special analysis related to the Planning or Zoning Board of Adjustment's review of the submitted materials, or any necessary studies regarding "off-tract" improvements. An applicant is responsible to reimburse the Township of Barnegat for all expenses of professional personnel incurred and paid by the Township for the review process of an application for development and/or appeal before a municipal agency, such as, but not limited to:

- 1. Charges for reviews by professional consultants and/or professional personnel of applications, plans, and accompanying documents;
- 2. Issuance of reports by professional consultants and/or professional personnel to the municipal agency setting for the recommendations resulting from the review of any documents submitted by the applicant;
- 3. Charges for any telephone conference or meeting requested or initiated by the applicant, his attorney or any of his experts or representatives;
- 4. Review of additional documents submitted by the applicant and issuance of reports relating thereto;
- 5. Review of proposed or prior easements, developer's agreements, deeds, resolutions or the like;
- 6. Preparation for an attendance at all meetings by Professionals such as Planning Consultant, Traffic Engineer, or other experts as required;
- 7. The cost of expert advice or testimony obtained by the municipal agency for the purpose of corroborating testimony of applicant's experts.
- 8. The use of a court reporter or transcriber is at the discretion of the applicant. The applicant bears the responsibility of retaining a court reporter or transcriber if the applicant deems such services to be necessary. If a transcript of any proceeding is made, the applicant shall provide a copy of same to the Township free of charge;
- The procedure for close out and refund of escrow funds shall be in accordance with the provisions of the Municipal Land Use Law, N.J.S.A. C.40:55D-53.2(d) as reflected in the Barnegat Township Land Use Code §55-80.1E (attached).

### CERTIFICATION

the Applicant/Developer

I, Edward M. Walters, Jr.

understand that a sum to be determined by the Administrative Officer, will be deposited in an Escrow
Account, in accordance with the Ordinances of the Township of Barnegat. I further understand that the
escrow account is established to cover the cost of professional services including engineering, planning,
legal and/or other expenses associated with the review of submitted materials. Sums not utilized in the
review process shall be returned. If additional sums are deemed necessary, I understand I will be notified
of the required additional amount and shall add that sum to the escrow account within fifteen (15) days. I
the Applicant/Developer, as signed below, acknowledge familiarity with the procedure set forth in the
Barnegat Township Land use Code (Chapter 55) for submittals and required action and agree to be bound
by it.
9
DATE SIGNATURE OF OWNER OR APPLICANT
Edward M. Walters, Jr., Member
SOCIAL SECURITY OR FEDERAL TAX ID NUMBER: 22-3445895
*IF APPLICANT IS AN INDIVIDUAL DATE OF BIRTH IS REQUIRED

## Form W-9

(Rev. October 2018) Department of the Treasury Internal Revenue Service

## Request for Taxpayer Identification Number and Certification

► Go to www.irs.gov/FormW9 for instructions and the latest information.

Give Form to the requester. Do not send to the IRS.

	1 Name (as shown on your income tax return). Name is required on this line;	do not leave this line blank.													
	Walters Development Co., LLC														
	2 Business name/disregarded entity name, if different from above														
page 3.						4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):									
e. ns on	☐ Individual/sole proprietor or ☐ C Corporation ☐ S Corporation single-member LLC	n 🔲 Partnership	∐ Trus	st/es	- 1	Exem	ot payee	code	(if any)						
t to	Limited liability company. Enter the tax classification (C=C corporation,	S=S corporation, P=Partner	ship) ▶	Р											
Print or type. Specific Instructions on page	Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.					Exemption from FATCA reporting code (if any)									
eci	☐ Other (see instructions) ►					(Applies to accounts maintained outside the U.S.)									
	5 Address (number, street, and apt. or suite no.) See instructions.		Requeste	er's I	name ar	nd add	dress (o	otional)							
See	500 Barmegat Boulevard North, Building 100														
•	6 City, state, and ZIP code														
	Barnegat, NJ 08005								_						
	7 List account number(s) here (optional)														
						_		-							
Par			. 1	800	ial sec	with r	umber		_						
Enter	your TIN in the appropriate box. The TIN provided must match the na ip withholding. For individuals, this is generally your social security nu	ime given on line 1 to av imber (SSN). However, fo	oid L ora F	300	lai sec	7	umber	7 [	T	$\overline{}$					
reside	ent alien, sole proprietor, or disregarded entity, see the instructions for	r Part I, later. For other		-		-		-							
	es, it is your employer identification number (EIN). If you do not have a	ı number, see How to ge		or		J		J 1							
TIN, la	ater.  If the account is in more than one name, see the instructions for line	1 Also see What Name			ployer i	denti	ication	numb	er						
	her To Give the Requester for guidelines on whose number to enter.	1. Also see What Paine	ן פייים						T	T					
	•			2	2 -	3	4 4	5	8 9	5   5					
Par	t II Certification					_									
	penalties of perjury, I certify that:														
1. The	number shown on this form is my correct taxpayer identification nur	nber (or I am waiting for	a numbe	er to	be iss	ued t	o me);	and							
2. I ar Sei	n not subject to backup withholding because: (a) I am exempt from b vice (IRS) that I am subject to backup withholding as a result of a fail longer subject to backup withholding; and	ackup withholding, or (b)	) I have n	iot k	een no	otified	by the	Inter	nal Re d me	venue that I am					
3. I ar	n a U.S. citizen or other U.S. person (defined below); and														
	FATCA code(s) entered on this form (if any) indicating that I am exer		-												
you hacquis	ication instructions. You must cross out item 2 above if you have been ave failed to report all interest and dividends on your tax return. For real estition or abandonment of secured property, cancellation of debt, contributhan interest and dividends, you are not required to sign the certification,	estate transactions, item 2 utions to an individual retir	2 does no rement ar	it ap rang	ply. Fo gement	r mor (IRA)	tgage ir , and g	nterest enerall	paid, y, pay	ments					
Sign Here	Signature of U.S. person ▶		Date ►		3/1	8	12	سی							
Ge	neral Instructions	• Form 1099-DIV (di	ividends.	inc	luding	those	from s	stocks	or m	utual					
		funds)	,		_					• Form 1099-MISC (various types of income, prizes, awards, or gross					
noted	on references are to the Internal Revenue Code unless otherwise i.	funds)					, prize:	s, awa	rds, o	r gross					
Futur relate	i. re developments. For the latest information about developments d to Form W-9 and its instructions, such as legislation enacted	funds) • Form 1099-MISC	(various t	type	s of in	come				r gross					
Futur relate after	i.  The developments. For the latest information about developments do to Form W-9 and its instructions, such as legislation enacted they were published, go to www.irs.gov/FormW9.	funds)  • Form 1099-MISC proceeds)  • Form 1099-B (stock transactions by broken)  • Form 1099-S (process)	(various t ck or mut kers) ceeds fro	type tual om r	es of in- fund s eal est	come ales a ate ti	and cer	tain o	ther						
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Futur relate after Pur An inci	te developments. For the latest information about developments d to Form W-9 and its instructions, such as legislation enacted they were published, go to www.irs.gov/FormW9.  TPOSE OF FORM  dividual or entity (Form W-9 requester) who is required to file an nation return with the IRS must obtain your correct taxpayer	funds)  • Form 1099-MISC proceeds)  • Form 1099-B (stort transactions by broken 1099-S (proceeds)  • Form 1099-K (mereed)  • Form 1098 (home 1098-T (tuition)	(various to ck or mut kers) ceeds fro rchant ca mortgag	type tual om r ard a je in	es of in- fund s eal est and thi	come ales a ate tr	and cer ansact	tain o ions) vork ti	ther ansac	ctions)					
Futur relate after Pur An indinformidenti	to developments. For the latest information about developments of to Form W-9 and its instructions, such as legislation enacted they were published, go to www.irs.gov/FormW9.   pose of Form  dividual or entity (Form W-9 requester) who is required to file an	funds)  • Form 1099-MISC proceeds)  • Form 1099-B (stort transactions by brole)  • Form 1099-S (proceed)  • Form 1099-K (media)  • Form 1098 (home)	(various to ck or mut kers) ceeds fro rchant ca mortgag	type tual om r ard a je in	es of in- fund s eal est and thin terest)	ales a ate tr d pa 109	and cer ansact ty netv 3-E (stu	tain o ions) vork ti udent	ther ransac	ctions) nterest),					

Use Form W-9 only if you are a U.S. person (including a resident

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding,

alien), to provide your correct TIN.

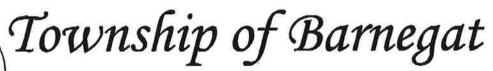
later.

(EIN), to report on an information return the amount paid to you, or other

amount reportable on an information return. Examples of information

returns include, but are not limited to, the following.

• Form 1099-INT (interest earned or paid)



Tax & Utilities Billing Department 609-698-0080 ext. 143, 144 & 140 Fax 609-698-8746

Crystal M Brinson, CTC
Tax Collector

## TAX RELEASE

Date:

February 14, 2020

Block & Lots:

92.09/1&32

Owner:

WALTERS DEVELOPMENT CO LLC

This is to certify that the above properties <u>ARE</u> paid current as of this date.

CB

Crystal M. Brinson, CTC Tax/Utility Collector

Re: Minor Subdivision
Ocean Acres Phase 11
Block 92.09, Lots 1 & 32
100 Fawcett Blvd. and 18 Fawcett Blvd.

### BARNEGAT TOWNSHIP CONTRIBUTION DISCLOSURE STATEMENT

Pursuant to Ordinance 2005-04 dated February 22, 2005, Ethics Code of Article 10-19, requiring Contribution Disclosure Statements in Land Use Applications, the following contributions were made in Barnegat Township, Ocean County, NJ:

tem 1: No contributions were made within one	(1) Aget of the titles of the teletancer abbreactor.
Egnature Donald Sant	
Sound Republic President	VICTORIA J HALLOWELL
2/12/2000	NOTARY PUBLIC OF NEW JERSEY My Commission Expires Oct.24, 2020
Dato 2000	**************************************
	Sworn and subscribed before me this  19 Day of 1, 20 20  Notary Public
tem 2: The following contributions were made application:	within one (1) year of the filing date of the referenced
and the second of the second o	
ř.	
Signature	
Print Namo and Titlo	
Print Namo and Titlo	
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Print Namo and Titlo	Sworn and subscribed before me this
Signature  Print Name and Title  Date	

Re: Minor Subdivision
Ocean Acres Phase 11
Block 92.09, Lots 1 & 32
100 Fawcett Blvd. and 18 Fawcett Blvd.

### BARNEGAT TOWNSHIP CONTRIBUTION DISCLOSURE STATEMENT

Pursuant to Ordinance 2005-04 dated February 22, 2005, Ethics Code of Article 10-19, requiring Contribution Disclosure Statements in Land Use Applications, the following contributions were made in Barnegat Township, Ocean County, NJ:

Item 1: No contributions were made within one (1) year of the filing of the referenced application: Steven W. Ward, Esq., Attorney for Applicant Print Name and Title Sworn and subscribed before me this Day of FERDUARY, 2020 NADINE L CARTER Notary Public, State of New Jersey My Commission Expires Sept. 14, 2021

The following contributions were made within one (1) year of the filing date of the referenced application: Signature Print Name and Title Date Sworn and subscribed before me this \_\_\_\_ Day of \_\_\_\_\_, 20\_\_ Notary Public

### **BARNEGAT TOWNSHIP** CONTRIBUTION DISCLOSURE STATEMENT

Pursuant to Ordinance 2005-04 dated February 22, 2005, Ethics Code of Article 10-19, requiring Contribution Disclosure Statements in Land Use Applications, the following contributions were made in Barnegat Township, Ocean County, NJ:

Item 1: No contributions were made within one	(1) year of the filing of the referenced application:
Signature	
Edward M. Walters, Jr., Member Print Name and Title	7
3 18 2020 Date	
	Sworn and subscribed before me this  Day of Ward 20 20  MARY M. RHEA  Notary Public NOTARY PUBLIC OF NEW JERSEY  My Commission Expires 7/23/2022
Item 2: The following contributions were made application:	within one (1) year of the filing date of the referenced
**************************************	
	× × × × × × × × × × × × × × × × × × ×
Signature	
Print Name and Title	
Date	
	Sworn and subscribed before me this Day of 20
	Notary Public