

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 92.10, Lots 26, 27, 28, 29 and 30
120, 122, 124, 126, and 128 Windjammer Drive

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 2/05/2020
- 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.

ry truly yours,

Mary M. Rhea

Enclosures

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

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 B	Y TOWNSHIP STAFF ONLY
Date FiledI	Docket No.
Application Fees H	Escrow Deposit
Scheduled for: Review for Complete	eness Hearing
* IMPORT	FANT NOTICE *
A non-corporate applicant may reapplicants must be represented be in the State of New Jersey. No appresented by an engineer or any on the State of New Jersey.	epresent his/her own matter. Corporate y an attorney-at-law admitted to practice case on behalf of any applicant may be other person not admitted to law practice
Applicants are cautioned that the for the requested development is State of New Jersey. Applicants with applications involving requestions permits, that there are specific letter State of New Jersey and applicants adequate legal a	burden of proof of showing justification upon the applicant under the Laws of the are further cautioned that particularly sts for variances and conditional use gal requirements imposed by the Law of licants are, therefore, cautioned to dvise.
TO BE COMPLET 1. APPLICANT: Name Walters Development Co., LLC	TED BY APPLICANT
Address 500 Barnegat Boulevard North, Building	100 Parnogat Now Jorgov 09005
(4)	
Telephone Number: Home:	Local:
Work: 609 607-9500 F	ax: 609 607-9550
	artnership Individual
Other (Please Specify) A New Jersey lim	ited liability company

Interest

Location:	120 Windjammer Drive 126 Windjammer Drive	(Lot 26); 122 Wind (Lot 29) and 128 \	djammer Drive (Lot 2 Vindjammer Drive (Lo	7); 124 Windja ot 30)	nmmer Drive (Lo	t 28)
Tax Map	Page	Block 9			6, 27, 28, 29 & 30	-
Z 000,0 000 Z	Page	Block		ot (s)		
Total Area			District RHF		ne	====; =====
Lot Size	Width	Frontage	Depth	. Squ	are Feet	
Required	See attached	_	-			
Existing			-			
Proposed	**************************************		#K 19-1111-110-20-1-1-00-	-		
Principal B	uilding				ř.	
Setbacks	Front	Rear	One Side	Bot	h Sides/To	tal
Required	30'	30'	10'		20'	77
Existing	N/A	N/A	N/A		N/A ·	
Proposed for all	lots 30'	30'	10'		20' ,	
Principal B	uilding Height		% Buildin	ig (lot) (Coverage	
Permitted	35' or 2-1/2 stories		30%		* *	
Existing	N/A		N/A			
Proposed for all	ots 35' or 2-1/2 stories		30%		ş	
2102000	*****					
	uilding					*
Setbacks	Front	Rear	One Side	Botl	1 Sides/To	tal
Required	19 19 19 19 19 19 19 19 19 19 19 19 19 1					
Existing	N/A	N/A	N/A	N/A		
Proposed	N/A	N/A	N/A	N/A		
Accessory Bi	illding Height		% Buildin	g (lot) (Coverage	
Permitted	in round Honding		T DULLCELL	9 (100)	**************************************	
Existing	N/A	***************************************	N/A			
Proposed	N/A		N/A		—————————————————————————————————————	
11020000			107			
3. DISCLOȘU	RE STATEMENT:		8			
Pursuant to	N.J.S. 40:55D-4	8.1. the na	mes and addre	ss of all	hersons	à
	of the stock in					n℧
	applicant must					7
	that disclosure					
	which owns more					<u> </u>
	of ownership u					·
	ockholders and					rtan
	sclosed (Attach					L J.OII
Name Edward N	/l. Walter, Jr.		500 Barnegat Blvd. N Barnegat, NJ 08005		Interest	<u>3</u> 3-1/3%
Name Gregory V	Valters	Address	Same	est.	Interest	
Name Timothy F	Regan	Address	Same		Interest	
Vame	1	Address	Alexander de la constante de l		Interest	

22arhh4

Mama

SUBJECT PROPERTY: (Attach additional sheets if necessary.)

' 4'. OWNERSHIP:

If Owner(s) is other than information on the Owner(n the applicant, (s) SEE ALSO ITE	provide M #18:	the follow	ıing
Owner's Name Same as applicant.				
Address		5	. 9	
Telephone Number Home:	Work:		_ Local: _	
Relationship of the applicant Owner: X Lessee Pur	to the propert chaser Under Co	y in ques ontract	tion: Other	
5. PROPERTY INFORMATION:			¥.	
Deed restrictions, covenants, laws or other dedication exis	easements, rig ting or propose	hts of wa d on the	y, associa property:	tion by-
Yes (Attach copies)	No XXX Prop	osed		
Note: All deed restrictions association by-laws, or other submitted for review.	covenants, ease dedications ex	ments, ri isting an	ghts of wa d proposed	y must be
Site plan, and/or conditional Proposal for: New structure Expansion of structure	Expanded a	rea .	Alteration Sign	
Other (please specify)N	lone			
•	n ** ::			
Has this property been the su Planning Board or Zoning Board If so, please attach a copy o	d of Adjustment	? Yes	cation(s)	to the
Type of Application/Relief so				12
Date(s)	Disposi	tion	. Stw.	
Is the subject property locate A County road: Yes No within 200 feet of a municipa	ed on: X; A Stat l boundary: Ye	e road:	Yes No	No
Present use of the premises:	Vacant Land			
	it.		(9)	(6)
	i.t)
			ğ 8	-

6. APPLICATION REPRESENTS A REQUEST FOR THE FOLLOWING:
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]
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 on the easterly side of proposed Lot 26.01 is 119.31'. 120' is required. The lot depth fronting Mermaid Drive on proposed Lot 30.01 is 100.05'. 120' is required.
76
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

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 the subject property have been paid.

- 16. Attach executed DEVELOPER'S ESCROW AGREEMENT.
- 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 Plan prepared by K2 Consulting Engineers, Inc. dated 12/9/19
¥	

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.

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	e of	designe	ee)		
authorized	to	make	the	within	application.	-	
F2							

DATE SIGNATURE OF OWNER

MINOR SUBDIVISION APPLICATION Block 92.10, Lots 26, 27, 28, 29 and 30

2. SUBJECT PROPERTY

Block 92.10, Lot 26 (proposed Lot 26.01) 120 Windjammer Drive

Lot Size Required Existing Proposed *variance required	Width 75° 77.40°	Frontage 2/3 of lot width 79.21'	Depth 120' 120.00'/119.31'*	Square Feet 10,000 9,171 9,067
Block 92.10, Lot 27 (122 Windjammer Dri		27.01)		
Lot Size Required Existing	Width 75'	Frontage 2/3 of lot width	Depth 120'	Square Feet 10,000 9,240
Proposed	83.34'	83.34'	120.00'	10,001
Block 92.10, Lot 28 (124 Windjammer Dri		28.01)		
Lot Size	<u>Width</u>	Frontage	Depth	Square Feet
Required	75'	2/3 of lot width	120'	10,000
Existing Proposed	83.34'	83.34'	120.00' 10,001	9,240
Block 92.10, Lot 29 (126 Windjammer Dri		29.01)		
Lot Size	Width	Frontage	Depth	Square Feet
Required Existing	75'	2/3 of lot width	120'	10,000 9,240
Proposed	83.34'	83.34'	120.00'	10,001
Block 92.10, Lot 30 (128 Windjammer Dri		30.01)		
Lot Size	Width	Frontage	Depth	Square Feet
Required	75'	2/3 of lot width	120'	10,000
Existing	100.051	200 242	100 001/100 0514	14,184
Proposed *variance required	100.05'	209.34'	120.00'/100.05'*	11,872

TOWNSHIP OF BARNEGAT OCEAN COUNTY, NEW JERSEY

COMPLETENESS CHECK LIST

for

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.)

Applicant:	Walters Development Co., LLC	Owner:	Same as applicant
	500 Barnegat Boulevard North, Buildin	g 100	»
	Barnegat, New Jersey 08005		
		•	
Name of Pro	ject: Block 92.10, Lots 26, 27, 28, 29	& 30 Minor	Subdivision - Ocean Acres Phase 11
Location of	Project:		
Block	x:92.10	Lot(s):	22 and 23
Stree	120, 122, 124, 126 and 126 t Address: Windjammer Drive	3	Zoning District: RH Residential Zone
É	elle		3 18/2020
Signature of	person who prepared Check List	(+)	Date
Edward M. Wa	alters, Jr., Member		
Name and Ti	tle of person who prepared Check Li	st (Please	Type or Print)
772	g Board Use Only:		
Docket No.	Date 1	Received l	by Board:

MINOR SUBDIVISION APPLICATION	Provided or Shown	Waiver Requested
I. General Requirements		
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 delineation of the boundaries of freshwater wetlands, classifying the	N/A	
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	П
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:		
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	[]
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	
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.	X	
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	Si g.
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.	x	

The plan shall be based on a current, certified boundary survey. The date of the survey and the name of the person making same shall be shown on the plan. 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. Minor subdivisions involving a corner lot shall provide a sight triangle easement. A statement from the applicant noting if the minor subdivision will be perfected by deed or by map. 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. If the minor subdivision is to be perfected by deed, then the appropriate deed documents, including metes and bounds, easements, covenants,
applying to the land being subdivided shall be provided to the Board, or certification that none exists. Minor subdivisions involving a corner lot shall provide a sight triangle easement. A statement from the applicant noting if the minor subdivision will be perfected by deed or by map. 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. If the minor subdivision is to be perfected by deed, then the appropriate
easement. A statement from the applicant noting if the minor subdivision will be perfected by deed or by map. 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. If the minor subdivision is to be perfected by deed, then the appropriate
perfected by deed or by map. 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. If the minor subdivision is to be perfected by deed, then the appropriate
map must show all existing and proposed monuments, and must conform to all of the requirements set forth in the Map Filing Law. If the minor subdivision is to be perfected by deed, then the appropriate
restrictions and roadway and sight triangle dedications, shall be submitted to the Board for approval prior to filing with the County Recording Officer.
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.
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,
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	Requested
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.	0	
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.		
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 <i>de minimis</i> exceptions from the requirements of the Residential Site Improvement Standards are requested, an application must be filed		
 in writing with the municipal approving authority and shall include the following: 1. A statement of the requirements of the standards from which an exception is sought; 2. A statement of the manner by which strict compliance with said provisions would result in practical difficulties; and 		
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:				
 A copy of the development application as submitted to the municipal approving authority; and 				
2. A brief memorandum to the Commissioner of the Department of Community Affairs containing sufficient information upon which to base a determination, including:				
 A short description of the project in narrative form; 				
A citation to the particular site improvement standard from which waiver is requested;				
 A clear description of the condition(s) giving rise to the request; 				
 A clear description of the anticipated result if the standard were to be followed; 				
The name, address, and telephone number of a contact person for the developer; and				
 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 <i>de minimis</i> exceptions requested, the project has been designed in full compliance with the requirements of the Residential Site Improvement				
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 5, 2020

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

Re:

Application # 1990-0788.145

Block 92.10, Lots 26 - 30 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



CERTIFICATE OF FILING

Nancy Wittenberg
Executive Director

Application #: 1990-0788.145

Applicant: Walters Development Co., LLC
Municipality: Barnegat Township
Block 92.10, Lots 26 - 30
Regional Growth Area, RH Zoning District: 1.17 acres

Proposed Development

Five 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 5, 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	 Subdivision approval (preliminary, final, major and minor) Site plan approval (preliminary, final, major and minor) Variance and/or waiver Certificate of Appropriateness General development plan approval 	Resolution granting approval Approved plan(s), signed and sealed Municipal engineer's and planner's reports Stormwater management report (if revised since issuance of Certificate of Filing)
MUN	 Construction permit Zoning permit Demolition permit Forestry permit Mining permit Certificate of Occupancy 	Permit
	 Subdivision approval (preliminary/conditional, final, major and minor) Site plan approval (preliminary/conditional, final, major and minor) Soil Conservation District certification 	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 Attorney: Steven W. Ward, Esquire 1. 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

Telephone Number: 856 310-5202 Fax Number: 856 616-2441

Address:

Address: _____

Planning Consultant:

Telephone Number: _____ Fax Number: _____

Architect:

Telephone Number: Fax Number:

Address:

Email:

Email:

Email: sbagge@k2ce.com

NOTICE OF PUBLIC HEARING

TOWNSHIP OF BARNEGAT PLANNING BOARD OCEAN COUNTY, NEW JERSEY

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The Applicant proposes to consolidate the five (5) existing lots and resubdivide them into five (5) new lots. New lot 26.01 will front on Windjammer Drive and will have an area of 9,067 sq. ft. New lots 27.01, 28.01 and 29.01 will front on Windjammer Drive and will have an area of 10,001 sq. ft. each. New lot 30.01 will be located on the southwest corner of the intersection of Windjammer Drive and Mermaid Drive and will have an area of 11,872 sq. ft. The Applicant proposes a right-of-way dedication of 134.13 sq. ft. to the Township at the intersection of Windjammer Drive 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 26.01, whereas 119.31 feet is proposed and for proposed new Lot 30.01, whereas 100.05 feet is proposed. 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:	

AFFIDAVIT OF NON-COLLUSION

STATE OF NEW JERSEY	SS	
COUNTY OF OCEAN		
Walters Development Co., LLC Name of Applicant (s)	8 2	_being duly
sworn, according to law, upon my my/ou depose and say:	oath	
) in connection with a proposed sit	e
Block 92.10		
Block	Lot (s)	745
Block	Lot (s)	
Block	Lot(s)	
as shown on the Tax Map of the Township o		
2. There has been no collusion bearnegat Planning/Zoning Bearnegat with respect to said	between me/us and any member of oard or any officials of the Townsh application.	`the nip of
worn to and subscribed before	WALTERS DEVELOPMENT CO.,	LLC
day of	Luli	
May This	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;
- 9. 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 A	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	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 su	ıms 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, acknown	owledge 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.				
3/18/2020	Elede			
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.

Sign		Signature of U.S. person >	Date		5/1	81	3	0			
you ha	ave fa sition	on instructions. You must cross out item 2 above if you have been not ailed to report all interest and dividends on your tax return. For real estation or abandonment of secured property, cancellation of debt, contribution interest and dividends, you are not required to sign the certification, but	ate transactions, item 2 does ins to an individual retiremer	s not ap nt arrang	ply. For gement	mortga (IRA), ar	ge inte nd ger	erest pa erally,	aid, paym	ents	
		TCA code(s) entered on this form (if any) indicating that I am exemp	. •								
		J.S. citizen or other U.S. person (defined below); and									
2. I ar Ser no	n not vice long	nber shown on this form is my correct taxpayer identification number subject to backup withholding because: (a) I am exempt from back (IRS) that I am subject to backup withholding as a result of a failure er subject to backup withholding; and	kup withholding, or (b) I ha	ve not b	oeen no	tified by	the I	nterna			
		nalties of perjury, I certify that:	er (or Lam waiting for a sur	mher to	he icc	ied to s	رمار د	nd			
										-	_
Par	t II	Certification		2	2 -	3 4	4	5 8	9	5	
Note: If the account is in more than one name, see the instructions for line 1. A <i>Number To Give the Requester</i> for guidelines on whose number to enter.			The second what was and			yer identification number					
backu reside	your ip wi ent al es, it	Taxpayer Identification Number (TIN) TIN in the appropriate box. The TIN provided must match the name thholding. For individuals, this is generally your social security number, sole proprietor, or disregarded entity, see the instructions for P is your employer identification number (EIN). If you do not have a new contraction of the provided in the contraction of the provided in	ber (SSN). However, for a art I, later. For other	or	cial secu	rity nun	nber	-			
Dav		Taynayay Idantification Number (TIM)							_		_
	7 L	ist account number(s) here (optional)	1								
	Bai	rnegat, NJ 08005									
ഗ	_	City, state, and ZIP code									
See		Barmegat Boulevard North, Building 100						7.1			
Spe	5 A	Address (number, street, and apt. or suite no.) See instructions.	Requ	uester's	name an	d addres	s (opt	ional)			_
Print or type. Specific Instructions on page		LLC if the LLC is classified as a single-member LLC that is disregarded fro another LLC that is not disregarded from the owner for U.S. federal tax puris disregarded from the owner should check the appropriate box for the tax of the owner should check the appropriate box for the tax of the constructions.	rposes. Otherwise, a single-me		LC is _C that	code (if a	any)				_
Print or type. c Instructions	E	Limited liability company. Enter the tax classification (C=C corporation, S=Note: Check the appropriate box in the line above for the tax classification				Exemption	on fron	n FATC	A repo	rting	
e. nns on p		Individual/sole proprietor or C Corporation S Corporation single-member LLC	Partnership	Trust/es	state	instructio					
age 3.	following seven boxes.			4 Exemptions (codes apply only to certain entities, not individuals; see							
	2 6	susiness name/disregarded entity name, it different from above									
	Walters Development Co., LLC 2 Business name/disregarded entity name, if different from above							_			
		Name (as shown on your income tax return). Name is required on this line; do									

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

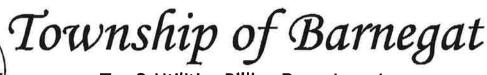
An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (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)

- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

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, later.



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:

92.10/26,27,28,29&30

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

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:
Eury Signature	
Edward M. Walters,Jr., Member	
Print Name and Title	
3 18 3030	
	Sworn and subscribed before me this NOTARY PUBLIC OF NEW JEAN My Commission Expires 7/23/20 Notary Public
Item 2: The following contributions were made application:	within one (1) year of the filing date of the referenced
	100000
Signature	
	18.
Print Name and Title	
Date	
	Sworn and subscribed before me this Day of, 20

Notary Public

Re: Minor Subdivision Ocean Acres Phase 11 Block 92.10, Lots 26, 27, 28, 29 and 30 120, 122, 124, 126 and 128 Windjammer Drive

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Barnegat Township, Ocean County, NJ:	·
Item 1: No contributions were made within one	(1) year of the filing of the referenced application:
Signaturo Signaturo	
	Ant. A
Steven W. Ward, Fsq., Allorney for Print Name and Title	Applicant
2/19/2020 Date	
	Sworn and subscribed before me this Day of Prevary 20 ZO NADINE L CARTER Notary Public, State of New Jersey
	Notary Public Motary Public, State of New Jersey My Commission Expires Sept. 14, 202
	within one (1) year of the filing date of the referenced
application:	
	41, C. (1) (1) (1) (1) (1) (1) (1) (1) (1) (1)
Signature	
Print Name and Title	
(*)	8
Date	
Dato	
	Sworn and subscribed before me this
	Day or, 20
	Notary Public

Re: Minor Subdivision Ocean Acres Phase 11 Block 92.10, Lots 26, 27, 28, 29 and 30 120, 122, 124, 126 and 128 Windjammer Drive

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Item 1: No contributions were made within one (1) year of the filing of the referenced application:
Signature Signature Print Name and Title 2 19 20 20 Date	VICTORIA J HALLOWELL NOTARY PUBLIC OF NEW JERSEY My Commission Expires Oct.24, 2020
	Sworn and subscribed before me this 19 Day of Feb., 20 20 Notary Public
Item 2: The following contributions were made vapplication:	within one (1) year of the filing date of the referenced
A	
Signature	
Print Name and Title	
Date	
	Sworn and subscribed before me this Day of, 20
	Notary Public