

# MENDHAM TOWNSHIP

Form 1

ZONING BOARD OF ADJUSTMENT

## APPLICATION FOR DEVELOPMENT

FOR OFFICIAL USE ONLY:

Application No.: <u>5-23</u>	Escrow Account Number: <u>070122-5</u>
Date Filed: <u>4/4/2023</u>	Date Deemed Complete:
Amount Application Fee Paid: <u>\$400</u>	Expiration Date:
Amount Technical Review Fee Paid: <u>\$2000</u>	Expiration Date / Extension On: To: _____

CHECK ALL THAT APPLY:

- |  |  |
|--|--|
| <input type="checkbox"/> Concept Plan                    | <input type="checkbox"/> Appeal of Ruling (40:55D-70a)         |
| <input type="checkbox"/> Minor Subdivision               | <input type="checkbox"/> Interpretation (40:55D-70b)           |
| <input type="checkbox"/> Minor Site Plan                 | <input checked="" type="checkbox"/> Bulk Variance (40:55D-70c) |
| <input type="checkbox"/> Major Subdivision - Preliminary | <input type="checkbox"/> Use Variance (40:55D-70d)             |
| <input type="checkbox"/> Major Subdivision - Final       | <input type="checkbox"/> Extension of Time                     |
| <input type="checkbox"/> Major Site Plan - Preliminary   | <input type="checkbox"/> Other _____                           |
| <input type="checkbox"/> Major Site Plan - Final         | <input type="checkbox"/> Other _____                           |

APPLICANT'S NAME

Colleen Betzler

Address

5 Woodlawn Terrace

Phone \_\_\_\_\_

Fax \_\_\_\_\_

Is Applicant a  Corporation  Partnership  Individual?

IF APPLICANT IS A CORPORATION OR PARTNERSHIP, SET FORTH THE NAMES AND ADDRESSES OF ALL STOCKHOLDERS OR PARTNERS HAVING A 10% OR MORE INTEREST. *Attach sheet if necessary.*

Name

N/A

Address \_\_\_\_\_

Name \_\_\_\_\_

Address \_\_\_\_\_

OWNER'S NAME

Colleen and Robert Betzler

Address

5 Woodlawn Terrace

Phone \_\_\_\_\_

Fax \_\_\_\_\_

ATTORNEY'S NAME Thomas Lenney  
Firm and Address Williams, Graffeo & Stern, 60 Washington Street, Courthouse Plaza, Ste 204, Morristown, NJ 07960  
Phone (973) 200-6350 Fax \_\_\_\_\_

*Note: Corporation must be represented by a New Jersey attorney.*

**NAME(S) AND ADDRESS(ES) OF PERSON(S) PREPARING PLANS: ATTACH SHEET IF NECESSARY.**

Name Ryan L. Smith  
Address 460 Main Street, P.O Box 459, Chester, NJ 07930  
Phone / Fax (908) 879-8591 Ext.17  
Profession Engineer and Land Surveyor NJ License No. GB42575

Name \_\_\_\_\_  
Address \_\_\_\_\_  
Phone / Fax \_\_\_\_\_  
Profession \_\_\_\_\_ NJ License No. \_\_\_\_\_

**LOCATION OF PROPERTY**

Tax Map Block 127 Lot No. 26 Total Tract Area \_\_\_\_\_  
Street Address 5 Woodlawn Terrace Zone District \_\_\_\_\_

Are the premises fronting on a  Township Street  County Road  State Highway

NAME OF SUBDIVISION OR DEVELOPMENT (IF ANY) N/A  
For subdivision, number of proposed lots \_\_\_\_\_  
For site plans, floor area of building(s) in sq. ft. \_\_\_\_\_

EXISTING USE(S) NOW LOCATED ON PREMISES \_\_\_\_\_  
PROPOSED USE(S) OF PREMISES \_\_\_\_\_

IF THIS APPLICATION IS FOR ZONING VARIANCE RELIEF, HAS A DECISION BEEN RENDERED OR AN ORDER ISSUED BY THE CONSTRUCTION OFFICIAL? Yes  No

Date of Decision or Order 09/06/2022

LIST ANY VARIANCES AND/OR WAIVERS SOUGHT. IF NONE, STATE "NONE." IF ANY ARE REQUIRED, ATTACH HERETO AS A SEPARATE RIDER THE FACTUAL BASIS AND LEGAL THEORY FOR THE RELIEF SOUGHT.

Variance for Setback Relief for a pool in a sideyard due to the hardship of an exceptionally narrow lot.

A. DEED RESTRICTIONS THAT EXIST. (If no restrictions, state "none", if "yes" attach copy.)

None.

B. PROPOSED DEED RESTRICTIONS

None.

BRIEFLY DESCRIBE ANY PRIOR OR CURRENTLY PENDING PROCEEDINGS BEFORE THIS APPROVING AUTHORITY OR ANY OTHER FEDERAL, STATE, OR LOCAL BOARD OR AGENCY INVOLVING THE PROPERTY WHICH IS THE SUBJECT OF THIS APPLICATION. *Attach sheet if necessary.*

None.

LIST ANY OTHER MATERIAL ACCOMPANYING THIS APPLICATION, I.E. PLANS, EIS, DRAINAGE CALCULATIONS, ETC. *Attach sheet if necessary.*

Variance Application Plan

9/6/2022 Denial from Zoning Officer

The undersigned applicant does hereby certify that all of the statements contained in this application are true.

APPLICANT'S SIGNATURE

*[Handwritten Signature]*

DATE

3-2-23

CONSENT OF OWNER: I, the undersigned, being the owner of the lot or tract described in the foregoing application, hereby consent to the making of this application and the approval of the plans submitted herewith. Further, I hereby give permission to the members of the Approving Authority and its authorized representatives and experts to enter onto and inspect the premises identified herein above for the purpose of evaluation of the application for development presently pending before the Approving Authority. (If owned by a corporation, attach copy of resolution authorizing application and officer signatures.)

OWNER'S SIGNATURE

*[Handwritten Signature]*

DATE

3-2-23

SWORN AND SUBSCRIBED TO BEFORE ME THIS 2<sup>nd</sup> day of March, 20 23.

*[Handwritten Signature]*  
Notary Public of New Jersey

KENIA A CRUZ-ALMONTE  
Notary Public, State of New Jersey  
My Commission Expires Sep 26, 2026



# Township of Mendham

INCORPORATED MARCH 29, 1749

P.O. BOX 520

BROOKSIDE, NEW JERSEY 07926

(973) 543-4555 / FAX (973) 543-6630

## **FORM # 2 CERTIFICATION OF TAXES PAID**

BLOCK(S) 26 127 LOT(S) 127 26

OWNER OF PROPERTY Colleen and Robert Betzler

STREET ADDRESS 5 Woodlawn Terrace, Mendham, New Jersey 07945

This is to certify that all taxes and assessments for local improvements have been paid, and that no taxes or assessments for local improvements are due or delinquent as to the premises which are the subject of the application for development as of the date indicated below.

*Judith Blide*

Tax Collector or Authorized Signature

3-16-2023

Date of Certification

5-11-2023

Certification Expiration Date

\*Please note that the above information is not a formal tax search or improvement search pursuant to NJSA 54:1 et seq. The information supplied is preliminary in nature, designed to assist the processing of applications before the Planning and Zoning Boards. In the event that the applicant desires to reply upon the information, a formal tax search and municipal improvement search shall be applied for and the fees posted for said search in accordance with the prevailing statutes.

FORM # 3A: TOWNSHIP OF MENDHAM  
ZONING BOARD OF ADJUSTMENT

LIST OF PROPERTY OWNERS

The applicant shall list the names and addresses of all owners of property within 200 feet of any part of the entire property affected by this application or appeal and when and how each owner was notified according to the New Jersey Revised Statutes. Block and Lot numbers and the names and addresses can be secured from the Tax Collector's Office, Township Hall, Brookside (P.O. Box 520, Brookside, NJ 07926). See Form#2.

If the property fronts on a county road or a proposed road or adjoins any other county land, the Morris County Planning Board should be listed and notified. Further, if the property is within 200 feet of a municipal boundary such Municipal Clerk and the Morris County Planning Board should be listed and notified. If the property is adjacent to a State Highway, the Commissioner of Transportation should be listed and notified. If the application for development exceeds 150 acres or 500 dwelling units the Director of the Division of State and Regional Planning should be listed and notified.

<u>Block/Lot</u>	<u>Name/Address</u>	<u>Manner Served*</u>	<u>Date Served</u>
127 / 23	Luttrell, Jonathan Alan/Kristi, 4 Woodlawn Ter., Brookside, NJ 07926		
127/24	Gillingham, Karen Walsh, 1 Woodlawn Ter., Brookside, NJ 07926		
127/25	Hay, William I, Jr & Loriann Raimondo, 5 Woodlawn Ter., Brookside, NJ 07926		
127/27	Simpson, John/Ashley, P.O. Box 278, Brookside, NJ 07926		
127/28	Mauriello, Eric/Christine, P.O. Box 50, Brookside, NJ 07926		
127/71	Township of Mendham, P.O. Box 520, Brookside, NJ 07926		

\*Either by handing a copy of notice to said property owners and to other persons required to be served, or by sending to said property owners and to other persons required to be served a copy of notice by certified mail to their last known address as shown by the list secured from the Tax Collector at least ten (10) days before the date of the hearing.

# MENDHAM TOWNSHIP

Form 4

ZONING BOARD OF ADJUSTMENT

## AFFIDAVIT OF APPLICANT

State of New Jersey  
County of Morris

Colleen Babeler of full age, being duly sworn according to law on oath  
deposed and says that all of the proceeding statements contained in the application submitted  
herewith are true.

Sworn and subscribed to before me on 2<sup>nd</sup> day of March, 2023

Kenia Cruz  
Notary Public of New Jersey

(Signature)  
Signature of Applicant

KENIA A CRUZ-ALMONTE  
Notary Public, State of New Jersey  
My Commission Expires Sep 26, 2026

## AFFIDAVIT OF OWNERSHIP

State of New Jersey  
County of Morris

Colleen Babeler of full age, being duly sworn according to law on oath deposes and  
says that deponent resides at 5 Woodburn Terrace in the  
County of Morris and the State of New Jersey that he/she  
is the owner in fee of all that certain parcel of land situated in the Township of Mendham and  
known and designated as Lot No. 26 Block No. 127 and that  
Colleen Babeler is hereby authorized to make the within application or  
appeal.

Sworn and subscribed to before me this 2<sup>nd</sup> day of March, 2023.

Kenia Cruz  
Notary Public of New Jersey

(Signature)  
Signature of Owner

KENIA A CRUZ-ALMONTE  
Notary Public, State of New Jersey  
My Commission Expires Sep 26, 2026