WHEREAS, JOSEPH F. MARRALI, JOSEPH F. COLQUHOUN, ANDREE BENOIST, CARL J. WARD, LORETTA WARD, BRYANT HOAR AND TANYA SCHULTZ AS SUCCESSORS IN INTEREST TO J&L BAYSIDE DRIVE, LLC, hereinafter the "Applicant", has proposed the development of property located at Bayside Drive, in the Borough of Atlantic Highlands, County of Monmouth, and State of New Jersey which property is further known and designated as Block 8, Lot 23.01 on the Tax Map of the Borough of Atlantic Highlands; and

WHEREAS, the Applicant has applied to the Planning Board of the Borough of Atlantic Highlands for Subdivision approval to effectuate a boundary line adjustment subdividing Block 8, Lot 23.01 into four (4) parcels which are to be merged with adjacent parcels owned by the individuals comprising the applicant and more particularly Lot 41 (Marrali) Lot 23 (Hoar and Schultz), Lot 35 (Colquhoun & Benoist) and Lot 34 (Ward); and

WHEREAS, insofar as the proposed subdivision does not involve any new construction and will divide an existing Lot into four (4) sub-parcels which will be merged with adjacent properties, the Applicant has requested waivers from the submission requirements including checklist items A3, A4, B1, B3, B6, B8, B12, B13, B14, C2, D1, D2, D3, D5, E1 through E12, F1 through 12, G1 through G11, H1, I1 through I16, J1, J2 K, L, M, N, O, P, Q, R, T; and
WHEREAS, the Applicant, through Counsel Michael R. Leckstein, Esquire, appeared before the Planning Board of the Borough of Atlantic Highlands on March 14, 2019 due notice of said meeting having been given in accordance with New Jersey Statutes, the Open Public Meetings Act and the Municipal Land Use Law and a quorum of the Planning Board being present, the request for submission waivers was heard; and

WHEREAS, the Planning Board having found that, with the following exceptions set forth hereinafter, the checklist items from which relief has been requested, are not relevant or essential to the determination of the application before the Planning Board. The Planning Board does hereby grant the aforesaid waivers with the following exceptions:

1. Checklist Item B3 - owner-signed Certificate of Concurrence with Plan by the owners of adjacent Lots 23, 34, 35 and 41, shall be provided.

2. Checklist Item B11 - if approved, the applicant shall submit deeds merging the portions of existing Lot 23.01 being subdivided with the adjacent Lots 41, 23, 34 and 35 to the Planning Board Engineer and Attorney for review and approval.

3. Checklist Item G6 - if approved, locate all easements related to drainage, conservation and flood hazard as a condition of approval. Any proposed access easements between the Borough of Atlantic Highlands shall be provided for compatibility review with existing storm, sewer and fire hydrant along the property frontage of present Lot 23.01.
4. In addition to the foregoing, the Planning Board notes that the current applicant has been substituted for the initial Applicant J&L Bayside, LLC and no new application fee will be required.

NOW THEREFORE, BE IT RESOLVED by the Planning Board of the Borough of Atlantic Highlands on this 11th day of April, 2019 that the request for waivers as set forth previously herein and is hereby approved as follows: waivers from the submission requirements including checklist items A3, A4, B1, B3, B6, B8, B12, B13, B14, C2, D1, D2, D3, D5, E1 through E12, F1 through 12, G1 through G11, H1, I1 through I16, J1, J2 K, L, M, N, O, P, Q, R, T.

BE IT FURTHER RESOLVED that nothing herein shall excuse compliance by the Applicant with any and all other requirements of this Municipality or any other governmental entity.

BE IT FURTHER RESOLVED that a written copy of this Resolution, certified by the Secretary of the Planning Board to be a true copy, be forwarded to the Applicant, the Code Enforcement Official of the Borough of Atlantic Highlands, and the Construction Code Official of the Borough of Atlantic Highlands. A written copy of the certified Resolution shall also be filed in the office of the Administrative Officer of the municipality, which copy shall be made available to any interested party and available for public inspection during normal business hours.
BE IT FURTHER RESOLVED that a proper notice of this decision be published once in the official newspaper of the municipality or in a newspaper in general circulation within the Borough.

OFFERED BY: Dr. Cetron

SECONDED BY: Mr. Pepe

ROLL CALL:
YES: Dr. Kloby, Councilman Fligor, Mr. Hawley, Mr. Caccamo, Dr. Cetron, Mr. Pepe, Mr. Colangelo, Mr. Dougherty, Ms. Drew
NO: None
ABSTAIN: None
ABSENT: Mrs. Murray, Mr. Neff

Chairperson, Planning Board
Borough of Atlantic Highlands

I certify that the above is a true and exact copy of the Resolution passed by the Planning Board of the Borough of Atlantic Highlands at its meeting held on April 11, 2019.

Secretary, Planning Board
Borough of Atlantic Highlands