

BASS RIVER TOWNSHIP

3 North Maple Avenue - Post Office Box 307 New Gretna, New Jersey 08224 (609) 296-3337 www.bassriver-nj.org

PLANNING / ZONING BOARD MEETING AGENDA – OCTOBER 16, 2024

CALL TO ORDER / FLAG SALUTE

Reminder: Meetings are recorded. Kindly stand and speak with a strong, clear voice.

OPEN PUBLIC MEETING ACT - "SUNSHINE LAW"

• This meeting of the Bass River Township Planning Board is being held in conformance with the Open Public Meetings Act ("OPMA"), N.J.S.A. 10:4:4-6. The notice was published in the Atlantic City Press Newspaper and in The Beacon Newspaper on December 30, 2023. This Notice was given to the Municipal Clerk and posted on the bulletin board in the Municipal Building and on the Township website.

RECORD OF ATTENDANCE / ROLL CALL

BOARD	CLASS	TERM EXPIRES	PRESENT	ABSENT
William "Rick" Adams	Class 1	12/31/2024		
Vacant - Employee	Class 2	12/31/2024		74
Jane Allen - Commissioner	Class 3	12/31/2024		
Cindy Ann Ruffo	Chair	12/31/2025		
Abigail C. Spagnola	Vice Chair	12/31/2024		
Robert Neuweiler	Class 4	12/31/2025		
Richard Steele	Class 4	12/31/2025		
Mary DeLois	Class 4	12/31/2024		
Winfield G. Allen. Jr.	Class 4	12/31/2024		
Stacy D. Turlish	Class 4	12/31/2024		
Vacant - Resident	Alt 1	12/31/2025	SCOTOR STORY	
Carrie Crowley	Alt 2	12/31/2024		

PROFESSIONALS

Planning Board Attorney
Planning Board Engineer
Planning Board Administrator/Secretary

Christopher J. Norman, Esq. - The Platt Law Group Frank Little, P.E. - Owen, Little & Associates, Inc. Natalie Lewis

FOR FUTURE REFERENCE 40:55D-23 PLANNING BOARD MEMBERSHIP

- Class I: The mayor or the mayor's designee.
- Class II: One of the officials of the municipality other than a member of the governing body.
- Class III: A member of the governing body to be appointed by the Township Committee.
- Class IV: Six citizens of the municipality appointed by the Mayor.

APPROVAL OF MINUTES

• September 18, 2024

RESOLUTIONS FOR MEMORIALIZATION:

None

APPLICATION(S)

- Minor Subdivision Application
 - o George Kurtz for New Gretna Development, LLC
 - o 5733 Route 9 Block 38 Lot 16

PUBLIC COMMENT – AGENDA ITEMS ONLY - 3 MINUTES

- Reminder: Kindly stand up and speak with a strong, clear voice.
- Reminder: Planning Board meetings are regarding Municipal Land Use matters only.
 - o Public Comment open
 - o Public Comment closed

BOARD DISCUSSION

MOTION FOR ADJOURNMENT

PUBLIC NOTICE Next scheduled meeting is: November 20, 2024 at 7:00 p.m.

TOWNSHIP OF BASS RIVER BURLINGTON COUNTY, NJ

P.O. BOX 307
3 North Maple Avenue

New Gretna, New Jersey 08224

LAND USE APPLICATION FORM

5 copies of the application, with supporting documentation, must be filed with the Township and must be delivered to the professionals by the applicant for review at least fifteen (15) business days prior to the meeting at which the application is to be considered.

	TO BE COMPLETED BY	TOWNSHIP STAFF ONLY	
e Filed:		Application Number	-:
L#3534	hee'd 9/18/2024 Es	Application Fees: 3	25.00
143537	held 9/18/2024 Es	crow Deposit:	00.00
duled for:	Review for Completeness _		
1. SUBJECT P	East Greenbush Road	5733 Route 9	
ТАХ МАР:	Page 9	Block 38	Lot(s) <u>16</u>
	Page	Block	Lot(s)
DIMENSIONS:	Frontage	Depth	Total Area
			Total Al Ca_

APPLICANT			
AME:Geor	rge Kurtz		
DRESS: POE	3ox 72		
New	Gretna, NJ 08224		TELEPHON
MBER: (609)226-8403	E-I	WAIL: GKURTZ1950@con	ncast.net
licant is a:	☐ Corporation	☐ Partnership	D LLC & Individual
DISCLOSURE STAT	EMENT		
e non-corporate stoc	kholders and name	he chain of ownership un	s owning 10% of the stock is disclosed. The disclosur rtnership, which owns mon itil the names and addresse ownership criterion have
he non-corporate stoc osed. [Attach pages as IEAIDert Per	ikholders and partn necessary to folly co	the chain of ownership uniters exceeding the 10% imply.]	rtnership, which owns mor itil the names and addresse ownership criterion have
the non-corporate stocklosed. [Attach pages as	ikholders and partn necessary to folly co ADDRESS !!	the chain of ownership uniters exceeding the 10% imply.] EBOOK St.	rtnership, which owns more till the names and addresse ownership criterion have the commercial properties of the commercial properti
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Telephone Number 9-8-377-74-18 Fax Number 9-55-9-35-9-14

Envir danbarrie (Vrizm.net

5. PROPERTY INFORMATION

□ Yes	[Attach Copies] 🖾 No	☐ Proposed
Note:		ovenants, easements, association by-laws, existing and mitted for review and must be written in easily h.
it use o	f the premises: _Vacar	nt- Wooded
a.	Applicant's Attorney	Thomas H. Darcy, Esq.
	Address	118 East Jimmie Leeds Road
		Galloway, NJ 08205
	Telephone No.	(609)652-1198 Email
	Fax Number	
b.	Applicant's Engineer	Jeff Daum, P.E./ Nelke, Constantine & Associates
	Address	590 Route 539- Suite 4, PO Box 281
		Tuckerton, NJ 08087
	Telephone No.	(609)296-8100 Email JDAUMPE@gmail.co
	Fax Number	(609)296-4567
c.	Applicant's Planning C	onsultant

	Telephone No.	Email
	Fax Number	
d.	Applicant's Traffic Engin	eer
	Address	
	Telephone No.	Email
	Fax Number	
e.	List any other expert(s) [Attach additional sheets	who will submit a report or who will testify for the applicant: s as may be necessary]
	Name	
	Field of Expertise	
	Address	
	Telephone No.	Email
	Fax Number	
6. APPLI	CATION REPRESENTS	A REQUEST FOR THE FOLLOWING:
SUBDIVISIO	DN:	
☐ Major :	Subdivision Approval Subdivision Approval (Prel Subdivision Approval (Fina	
	lots to be created 3	Number of proposed dwelling units 3

SIT	E PLAN:
	Minor Site Plan Approval Major Preliminary Site Plan Approval [Phases (if applicable)] Major Final Site Plan Approval [Phases (if applicable)] Amendment or Revision to an Approved Site Plan
	Area to be disturbed (square feet or acreage)
	Number of proposed dwelling units (if applicable)
	Request for Waiver from Site Plan Review Approval
Rea	ason for request:
	Informal Review Request for Rezoning and/or Amendment to Master Plan
	Appeal Decision of an Administrative Officer [N.J.S.A. 40:55D-70a]
	Map or Ordinance Interpretation or Special Question [N.J.S.A. 40:55d-70b]
	Variance Relief (hardship) [N.J.S.A. 40:55D-70c(1)]
	Variance Relief (substantial benefit) [N.J.S.A. 40:55D-70c(2)]
	Variance Relief (use) [N.J.S.A. 40:55d-70d]
	Conditional Use Approval [N.J.S.A. 40:55D-67]
	Direct Issuance of a Permit for a Structure in Bed of a Mapped Street, Public drainage way, or
	Flood Control Basin [N.J.S.A. 40:55D-34]
Ц	Direct Issuance of a Permit for a Lot Lacking Street Frontage [N.J.S.A. 40:55D-35]
7.	Section(s) of Ordinance from which a variance is requested:

	Attach a copy of the Notice to appear in the official news mailed to the owners of all real property, as shown on the the State and within 200 feet in all directions of the prapplication. The Notice must specify the sections of the Orapplicable. The publication and the service on the affected of 10 days prior to the date of scheduled by the Administrative of service on all property owners and a proof of publication will be complete and the hearing can proceed.	current tax duplicate, located withir operty which is the subject of this dinance from which relief is sough, it where must be accomplished at least Officer for the hearing. An Affidavi
	Explain in detail the exact nature of the application and the including the proposed use of the premises: [attach pages a	
	proposed to create 3 new residential lots, one of value model home.	vhich will be used temporarily
	s a public water line available?	No
11.	ls a public water line available? Is public sanitary sewer available?	No No
11.		
11. 12. 13. [14.	ls public sanitary sewer available?	No
11. I 12. 13. I 14. H	Is public sanitary sewer available? Does the application propose a well and septic system? Have any proposed new lots been reviewed with the Tax	No Yes
11. I 12. 13. [14. H	Is public sanitary sewer available? Does the application propose a well and septic system? Have any proposed new lots been reviewed with the Tax Assessor to determine appropriate lot & block numbers?	No Yes No

18. Other approvals, which may be required and date plans submitted:

	Yes	No,	Date Plans Submitted
Plat (Soil Borings—witness by Twp. Engineer)		M	
Sealed Survey	M		***************************************
Drainage Calculations		A	
Environmental Impact Report			Name of the second seco
Protective Covenants, Deed Restrictions or Easements		M	
Burlington County Site Plan Application, If developmen If on a County Road	t 🗆 -	\forall	
Burlington County Health Department		M	To Be Determined
Burlington County Planning Board		A	To Be Determined
Burlington County Soil Conservation District If more than 5,000 sq. feet of soil is disturbed		M	To Be Determined
NJ Dept. of Environment Protection Sewer Extension Permit		M	
Sanitary Sewer Connection Permit		A	
Stream Encroachment Permit		M	
Waterfront Development Permit		M	and the second of the second o
Wetlands Permit	M		3/22/2024
Tidal Wetlands Permit		M	
Potable Water Construction Permit		M	

			Yes	No	Date Plans Submitted
	Other			M	
	Certificate of I	Filing of Pinelands Application		A	
	NJ Dept. of Tra	ansportation		A	
	Utilities and o	ther Approval Needed:			
				M	
L9.	Certification f	rom the Tax Collector that all taxes o	due on the s	ubject p	roperty have been paid.
20.	List of Maps, I as required fo	Reports and other materials accomp r complete listing). Plan of Survey, Minor Subdivisi	Building Pe	pplication	on (attach additional pages Plan for New Lot 16.03,
21.	supporting do Attorney for professional s meeting at w	insibility of the applicant to mail or cuments to the members of the pro the Board] for their review. The taff at least fifteen [15], but not mo high time the application is to be applete. A list of the professional stat	ofessional st e documen re than twe considered,	aff [Engi tation r nty [20] otherwi	neer, Planning Consultant, nust be received by the business days prior to the se the application will be
	Quantity	Description of Item			
	1	Plan of Survey			
	1	Minor Subdivision Plan			
		Building Permit Plot Plan			

22. The Applicant hereby request that copies of the reports of the professional staff reviewing the application be provided to the following of the applicants professionals:

23. Specify which reports are requested for each of the applicant's professionals or whether all reports should be submitted to the professional listed.

Applicants Professional(s)	Report Requested	
George Kurtz	All	
Jeff Daum	All	
Thomas H. Darcy	All	

CERTIFICATIONS

24. I certify that the foregoing statements and the materials submitted are true. 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 or a Limited Liability Company this must be signed by an authorized officer. If the applicant is a partnership, this must be signed by a JULIE A. THOMPSON Sworn to and subscribed before me this NOTARY PUBLIC OF NEW JERSEY COMMISSION # 2449906 MY COMMISSION EXPIRES 09/16/2024 25. I certify that I am the Owner of the property which is the subject of this application, that I have authorized the applicant to make this application and that I agree to be bound by the application, the representations made and the decision in the same manner as if I were the applicant. [If the applicant is a corporation or a Limited Liability Company, this must be signed by an authorized officer. If the applicant is a partnership, this must be signed by a general partner.] DONNA POCHOPIN Sworn to and subscribed before me this Notary Public, State of New Jersey My Commission Expires 9/21/2027 SIGNATURE OF OWNER 26. I understand that the sum of \$ 2,000.00 has been deposited in an escrow account.

in accordance with the Ordinances of the Township of Bass River, I further understand that the escrow account is established to cover the cost of professional services including engineering. planning, legal and other expenses associated with the review of submitted materials and the publication of the decision by the Board. Sums not utilized in the review process shall be returned. If additional sums are deemed necessary, I understand that I will be notified of the required additional amount and shall add that sum to the escrow account with fifteen (15) days.

Land Use Application Form 2023

Bass River Township Tax Office

P.O. Box 307

New Gretna, NJ 08224

Certification of paid Taxes

Block38	_Lot16
Owner:New Gre	tna Development Company
Address:573	3 Route 9
	at the above mentioned property real estate taxes located in the Township of Bas h September 26, 2024
2024 1 st Quarter	PAID
2024 2 nd Quarter	PAID
2024 3 rd Quarter	PAID

I, Albert Stanley, Collector of Taxes certify this to be true as of September 26, 2024.

Albert Stanley

Tax Collector

Bass River Township

To: Natalie Lewis <nlewis@bassriver-nj.org>

Cc: flittle@owenlittle.com <flittle@owenlittle.com>; Stuart Platt <platt@theplattlawgroup.com>; Justin Strausser <jstrausser@theplattlawgroup.com>

Subject: [EXTERNAL]:Legal Notices - Bass River LUB

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Natalie,

I reviewed the revamped land development ordinance that was adopted last year by Ordinance #2-2023.

Section 17.28.110 does not require any more public notice than is otherwise required under the Municipal Land Use Law.

Accordingly, public notice is not required on development applications involving a minor site plan (without variances) or a waiver of site plan review.

Public notice is required on any development application involving a variance (either bulk C or use D), preliminary or final major subdivision or site plan, or any conditional use.

Accordingly, no public notice is required on Mr. Kurtz's development application for minor subdivision approval for the meeting next month, unless he is requesting bulk variance relief.

I am copying Mr. Platt and Mr. Strausser from my law office, since one of them will be attending in my stead for the October 16th meeting.

Chris Norman, Esquire The Platt Law Group, P.C. 40 Berlin Avenue Stratford, New Jersey 08084 Phone: 856-784-8500 ext. 16

Fax: 856-784-8050

E-Mail: cnorman@theplattlawgroup.com

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Engineers Planners Surveyors GIS Specialists

Frank J. Little, Jr., P.E., P.P., C.M.E. Douglas F. Kler, P.E., P.P., C.M.E. William J. Berg, P.L.S. September 30, 2024

Bass River Township Planning Board P.O. Box 307 3 North Maple Avenue New Gretna, NJ 08224

Re: Minor Subdivision

Applicant: George Kurtz

Block: 16 Lots: 38

Location: East Greenbush Road/NJSH Route 9

Zone: HC- Highway Commercial

OLA File No: BRPB-24-KURTZ

Dear Chairman and Board Members:

We have received and reviewed the following material submitted in conjunction with the referenced application:

 "Minor Subdivision Plan, Lot 16, Block 38, Bass River Township, Burlington County, New Jersey. The plan, consisting of 1 Sheet, has been prepared by Nelke, Constantine & Assoc., Inc. and is dated 06/14/2024 with no revision dates indicated.

The applicant seeks Minor Subdivision approval so as to establish 3 new building lots on the subject property.

The 11.6 Acre vacant parcel is located within the HC -Highway Commercial Zoning District at the intersection of NJSH Route 9 and Greenbush Avenue.

Based on our review of the submitted material we offer the following for the Board's consideration:

A. Zoning - (HC)- Highway Commercial Zone

Parameter	Required	Proposed Lot 16.01	Proposed Lot 16.02	Proposed Lot 16.03
Min. Lot Area	3.2 Ac.	3.0 Ac.	6.6 Ac.	2.0 Ac.*
Min. Lot Width	100 FT	320.28 FT	108.69 FT	214.43 FT
Min. Front Yard Setback	80 FT			
Min. Rear Yard Setback	30 FT	All New Construction To Comply With Minimum Ordinance Standards		
Min. Side Yard Setback	20 FT			
Max. Building Lot Coverage	20%			
Max. Building Height	35 FT			ards
Accessory Building:				
Min. Side Yard Setback	10 FT			
Min. Rear Yard Setback	10 FT			
Maximum Floor Space	100 SF			

^{*}New dwelling to be serviced by an alternate design septic system.

B. General Comments:

- Environmental Considerations- The site is impacted by freshwater wetlands adjacent to the tracts Easterly property line. <u>The applicant should indicate the status of the NJDEP Letter of</u> Interpretation which will be required.
- 2. <u>Utilities- The applicant should detail water and sewer service proposals and confirm compliance with all applicable regulations.</u>
- Existing Road Improvements- The applicant should address any new road improvements
 which may be proposed. New Jersey Department of Transportation review and approval of
 the subdivision proposal will be required.

We note an East Greenbush Avenue road dedication to Burlington County which will establish a 50 FT R.O.W.

- 4. Proposed Lot 16.03 must be serviced by an alternate designed septic system. The applicant should address how this will be guaranteed.
- 5. <u>Design Waivers</u> None Requested.

C. Technical Revisions and/or Corrections -

- 1. The subdivision plat should be revised for strict compliance with the Map Filing Law and zoning schedule above.
- 2. The Surveyor's Certification should be revised to read the following:

I certify that to the best of my knowledge and belief this map and land survey dated meet the minimum survey detail requirements of the State Board of Professional Engineers and Land
Surveyors and the map has been made under my supervision, and complies with the "map filing law" and that the outbound corner markers as shown have been found, or set. (Include the following, if applicable)
I further certify that the monuments as designated and shown have been set.
Licensed Professional Land Surveyor and No. (Affix Seal)

3. The Municipal Engineer's Certification should be revised to read the following:

I have carefully examined this map and to the best of my knowledge and belief find it conforms with the provisions of "the map filing law", resolution of approval and applicable municipal ordinances and requirements.

Municipal Engineer	
(Affix Seal)	

4. The new file map monuments shown on the map must be set prior to the filing of the map or a bond must be provided for the future setting of the monuments,

- 5. The proposed lot numbers will need to be approved prior to the filing of the map. General Note Number Three will need to be updated upon the new lot number approval.
- 6. The map should be updated to include bearing and distances for the wetland line. Ties to the property line as well as any wetland buffers should also be added to the map.
- All wetland areas should be designated as a conservation easement with the appropriate activity restrictions indicated.
- 8. The map should be updated to include a new sight triangle easement at the intersection of Route 9 and East Greebush Road.
- 9. The map should be updated to include the chord bearing and distance, delta angle and tangents for all curves shown on the map.
- 10. The land use secretary's certification should be revised to include the following "This map shall be filed in the Burlington County Clerk's Office on or before the day of ______, 20_____, which date is 190 days from the resolution of approval by the Planning Board.
- 11. The General Notes state that new Gretna Development Company, LLC is the owner of the property, however, the certification that approves the filing of the map shows the owner to be George Kurtz. This issue should be resolved.
- **D.** Recommendations Any approval which the Bass River Township Planning Board may grant should be conditioned upon the following items being addressed prior to signing the map:
 - 1. Compliance with all technical revisions previously indicated.
 - 2. Plan revisions required by the denial of any requested variances and/or design waivers.
 - Receipt of approvals and compliance with all permit conditions and any Federal, State, County and local regulatory agencies having jurisdiction over this application.

The application may be considered complete for Board consideration and scheduled for the next available public hearing.

Should you have any questions or require any additional information, please do not hesitate to call.

Very truly yours,

Frank J. Little, Jr., P.E., P.P., C.M.E.

Office of the Land Use Board Engineer

FJL:DFK:caa

Cc: Natalie Lewis, Planning Board Secretary (nlewis@bassriver-nj.org)

Chris Norman, Esq., Land Use Board Attorney (cnorman@theplattlawgroup.com)

George Kurtz, Applicant (gkurtz1950@comcast.net)

Thomas H. Darcy, Esq., Applicant's Attorney

Jeff Daum, PE, Applicant's Engineer (Jdaumpe@gmail.com)

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