APPLICATION TO ZONING BOARD OF ADJUSTMENT TOWNSHIP OF STILLWATER

DATE FILED:	HEARING:			
CAL. NO.:	DECIDED:			
APPLICATION FEE:	RECEIVED ON: BY:			
	ICTIONS FOR THE COMPLETION OF THIS RE SET FORTH EXACTLY; OR DELAY IN HEARING			
I (WE):	, ADDRESS:	-		
PHONE #:	, EMAIL:	_		
INTERPRETATION, from the provision Sections	VARIANCE,, APPEAL, OR as of Article, _ of the Township Zoning Ordinance to be permitted to):		
ENGINEER'S NAME:				
PHONE #:	, EMAIL:			
ADDRESS:	, EMAIL:			
ADDRESS:				
PHONE #:	, EMAIL:			
	in Block(s)			
The land in question is approximately	feet byfeet,			

containing______sq. ft., _____(ac).

The building or structure to be constructed or lot to be created is ______ feet by ______ feet and ______ square feet on each story.

The building or structure has a front line setback of ______ feet, side line setback of ______ feet, and a rear line setback of ______ feet. Height is ______.

The average front setback of adjoining structures is ______ feet. The largest setback is ______ feet.

*Average setback is the mean setback from a street right-of-way of buildings on both sides of a lot

Has an application involving these premises, or any part of these premises been made to either the Board of Adjustment or the Planning Board? YES _____ or NO _____

If yes, what was the nature of the application and its position?

What are the Affirmative reasons the applicant asserts are of sufficient merit to enable the Board to grant the relief being requested?

How can the Zoning Board permit the request without being detrimental to the public good or substantially impairing the intent and purpose of the Zone Plan and Zoning Ordinance?

Exhibits submitted with the application include:

_____ being duly sworn according to law hereby certifies that the information presented in this application to be true and accurate.

(Applicant)

(Applicant)

STATE OF NEW JERSEY:

SS:

COUNTY OF _____:

Sworn and subscribed to before me this _____ day of _____, 20____.

(Notary)

AFFIDAVIT OF OWNERSHIP

STATE OF NEW JERSEY:

SS: COUNTY OF _____:

	of full age, being du	Ily sworn according to
law on oath deposes and sa	ays that he/she resides at	in the
Municipality of	, in the County of	and
the State of	; that he/she is the owner(s) in f	ee of all that certain lot,
piece of parcel of land situa	ted, lying and being in the municipality afores	aid and known and
designated as Calendar Nu	mber	

Owner

Owner

Sworn and subscribed to before me this _____ day of _____, 20____.

(Notary)

AUTHORIZATION

If anyone other than the above owner is making this application, the following authorization must be executed.

TO THE ZONING BOARD OF ADJUSTMENT:

_____ is hereby authorized to make the within application.

Dated:_____

Owner

CORPORATION OR PARTNERSHIP FORM

Applications before the Zoning Board by a Corporation or a Partnership for a subdivision of 6 or more lots or 25 or more family units for approval of a site plan or approval of lands for commercial purposes shall list below the names and addresses of all stockholders or individual partners owning at least 10% of it's stock of any class or at least 10% of the interest in the partnership, as the case may be, as required by N.J.S.A. 40:55D-48.1 et. Seq.

Name:	Address:
	Address:
Name:	Address:

Please note: "No Planning Board, Board of Adjustment or Municipal Governing Body shall approve the application of any corporation or partnership which does not comply with this Act," per N.J.S.A. 40:55-D-48.1 et. Seq., P.L. 1977, Chapter 336, Section 3.

Comments or Notes:_____

STATUS OF TAXES FORM

STATUS OF TAXES REQUIRED: Request from Stillwater Township Tax Collector, at **least 15 days** prior to the due date of submission to the Zoning Board, that property taxes are current.

SITE INSPECTION AUTHORIZATION FORM

I hereby give permission for Stillwater Township Municipal Agencies and their agents to come upon and inspect these premises with respect to this application.

Block _____, Lot _____

(Applicant)

(Applicant)

Owner's Signature (If different from Applicant)

LIST OF PROPERTY OWNERS SERVED

NOTICE:

The list of required names and addresses may be obtained from the office of the Township of Stillwater Tax Assessor. This form shall be typewritten or printed and shall clearly indicate the type of service, as follows:

Personal Service or Certified Mail Service Local Property Owners: Personal Service Out-of Town Owners: Certified Mail Service

NAME AND ADDRESS TYPE OF SERVICE

The above list was compiled by:

PROOF OF SERVICE

STATE OF NEW JERSEY:

COUNTY OF _____:

SS:

		of full age, being duly sworn accord	ording to
law on oath deposes an	d says that he/she resid	les at	_ in the
Municipality of	, ii	n the County of	and
the State of	; and t	hat he/she is the applicant in a proceed	ling
before the Zoning Board	d of Ajustment, Townshi	o of Stillwater, County of Sussex, State	of New
• • •	•	ordiance which has the application num	ber
and relate	es to premises located a	t	
Tax Map No, B	lock, Lot	and that he/she gave notice of this	
proceeding to each and	every owner of property	affected by said application, in the req	luired
form, in the manner pro-	vided by law on	, 20	
A true copy of the notice	e, names and address o	f those so notified are attached to this a	affidavit.

AFFIDAVIT OF OWNERSHIP

STATE OF NEW JERSEY:

SS: COUNTY OF _____:

	of full age, being duly s	sworn according to
law on oath deposes and says t	hat the deponent resides at	in
the Municipality of	, in the County of	
and the State of	; that;	
is the owner(s) in fee of all that of	certain lot, piece of parcel of land situated, ly	ing and being in the
municipality aforesaid and know	n and designated as Calendar Number	

Owner

Owner

Sworn and subscribed to before me this _____ day of _____, 20____.

(Notary)

Sworn and subscribed to before me this _____ day of _____, 20____.

(Notary)

STATUTORY REQUIREMENTS CONCERNING PUBLIC NOTICE

Statutory requirements concerning public notice are set forth in Sections 7, 7.1 and 7.3 (N.J.S.A. 40:55D-11, 12 and 14) of the Municipal Land Use Law (Chapter 291), Laws of New Jersey 1975. These requirements are also listed on the Notice Procedures Form given to the applicant when he/she receives his list of property owners within 200 feet.

The New Jersey Herald 2 Spring Street P.O. Box 10 Newton, NJ 07860

NOTICE TOWNSHIP OF STILLWATER SUSSEX COUNTY, NEW JERSEY

NOTICE TO PROPERTY OWNERS AND OTHERS ENTITLED TO SERVICE

TO:_____ Owners of Property Located at Block_____, Lot _____

PLEASE TAKE NOTICE that the undersigned has made application to the Zoning Board of Adjustment, Township of Stillwater, for property known as Block _____, Lot ____, located at

_____, in the _____ Zone, as follows:

 1.

 2.

 3.

In addition, applicant(s) will request such variances, waivers, permits, approvals or licenses that are deemed necessary or appropriate by the applicant or the Board. This application is now Number ______ on the calendar for the Zoning Board of Adjustment of the Township of Stillwater and a public hearing has been set for _______ at the Stillwater Township Municipal Building, 964 Stillwater Road, Stillwater, New Jersey at 7:30 p.m. When the case is called you may appear either in person or by attorney to present any evidence which you may have regarding the application. The matter will be heard on the date above or any adjourned date designated by the Zoning Board of Adjustment at this public meeting without additional notice. The maps, plans and application for which approval is being sought are on file with the Zoning Board Secretary and are available for inspection at the Municipal Building during normal business hours in the office of the Municipal Clerk.

This notice is sent to you pursuant to the rules of procedure of the Zoning Board of Adjustment.

Applicant

By: _____

Please forward a copy of the Affidavit of Publication

NEW JERSEY HERALD 2 SPRING STREET P.O. BOX 10 NEWTON, NJ 07860 PHONE: 973-383-1500 FAX: 973-383-9284

Please be advised, effective immediately, The New Jersey Herald Requirements to Publish a Legal Notice are as follows:

1. Legals cannot be taken over the phone. You may mail or bring the form you receive from your Township or Borough into the New Jersey Herald Office listed above, Attention: Legal Advertising.

2. There is a 2 day deadline by noon to publish:

Monday: 12 noor for Wednesday; Tuesday: 12 noon for Thursday; Wednesday: 12 noon for Friday; Thursday: 12 nood for Sunday and Friday: 12 noon for Monday and Tuesday.

3. The applicant's name, mailing address and telephone number must be on the form so paperwork can be mailed back.

4. Please be sure everything on the form is legible.

5. A deposit is required on ALL legal advertising. A Visa or Mastercard may be used. Please include expiration date and CVV code.

Email is also available to send in your legal advertisement. Please contact the Legal Advertising Department at 973-383-1500 for more information.

STILLWATER TOWNSHIP ADMINISTRATIVE CHECKLIST

APPLICANT:				
CALENDAR NO:				
DATE SUBMITTED:				
APPLICATION STATUS:	COMP	IPLETE: LETE: ION DUE:		
ITEM		COMPLETE	INCOMPLETE	WAIVER REQUESTED
Property completed application forms (Original and 14 copies)	S			
Plans, maps & construction details a Required - Zoning Board 14 copies	S			
Fees & Escrow Deposits paid				
Payment of Taxes, liens & assessme	ents			
Site Inspection Authorization Form				
Compliance with legal notice require	ments			
Corporation or Partnership Form				
Affidavit of Ownership and Authoriza Form	ition			
Copies of Approvals of other govern Agencies as may be required or an Affidavit indicating that application ha Made to such agencies				
A listing of all variance requests, wai Requests of miscellaneous design Standards and checklist waiver requ				

STILLWATER TOWNSHIP APPEAL/INTERPRETATION CHECKLIST

APPLICANT:		
CALENDAR NO:		
DATE SUBMITTED:		
СОМ		
ITEM	COMPLETE	INCOMPLETE
A map prepared by the applicant or a proference of the applicant or a proference of the applicant of the app	hich e appeal	
Any documentation, forms or corresponde Which explains the nature of the appeal or Interpretation		
A graphic or written description of the area Surrounding the subject property	a	
A statement or legal brief which clarifies the Position of the applicant	ne	
The applicant shall file with the application Fourteen (14) copies of a plot plan or surv Scale, not less than one inch equals 50 fe Showing all properties within 200 feet of th Subject properties	ey to et,	
PLOT PLAN REQUIREMENTS Plot plans shall include all of the follow	ving components:	
ITEM	COMPLETE	INCOMPLETE
North arrow giving reference meridian		

Property Line shown in degree, minutes & seconds	
Acreage of affected parcel to the nearest Hundredth of an acre	
Title block containing the name of the applicant, Preparer, lot & block numbers, date prepared, Date of last amendment and zoning district. Location, names and widths of all existing and Proposed streets on the property and within 200 Feet of the tract	
Location, names and widths of all existing and Proposed streets on the property and within 200 Feet of the tract	
Location, type and dimensions of existing Easements or rights of way including power lines	
Critical areas as defined in Section 240-104, I, J K of the ordinance	
Location of existing structures & their setbacks	
Location of the proposed structure or change, Showing the front, rear and side yard dimensions	
Zoning district in which parcel is located, Indicating all setbacks, lot coverage height, Floor area ration & density, both as to required And proposed. Indicate the above both written And graphically	
Location, arrangement and dimensions of parking Area, driveway or service areas, if any	
Names, Block and Lot numbers of owners Within 200 feet of subject property	
Location of all buildings on all adjoining Properties (including setbacks)	

*If the plot plan is prepared by someone other than a surveyor, engineer or architect, it must be accompanied by an affidavit certifying that all of the information shown on the plan is correct.

STILLWATER TOWNSHIP CONDITIONAL USE CHECKLIST

APPLICANT:			
CALENDAR NO:			
DATE SUBMITTED:			
APPLICATION STATUS:	INCOMPLETE: COMPLETE: DECISION DUE:		
ITEM	COMPLETE	INCOMPLETE	WAIVER REQUESTED
An existing location survey for the Entire parcel showing existing struct which contains a surveyor's seal	ures		
Photocopy of the portion of the tax map (reduced to $8\frac{1}{2} \times 11$ or $8\frac{1}{2} \times 14$) showi All properties within 200 feet. Applicant Indicate with a box the approximate loca Of all residence or other structures on th	ng shall ations		
A notation indicating the section of the Ordinance that allows the conditional us As proposed	e		
A listing of the conditional use standards That apply to the subject proposal	s		
A list of identical or similar uses within th Township or close proximity	ne		
A graphic and/or written description of the Area surrounding the subject property	ne		

STILLWATER TOWNSHIP C VARIANCE CHECKLIST

APPLICANT:				
CALENDAR NO:				
DATE SUBMITTED:				
APPLICATION STATUS:	COMPL	PLETE: .ETE: ON DUE:		
ITEM		COMPLETE	INCOMPLETE	WAIVER REQUESTED
A map in conformance with Plot Pla Requirements below	an <u>.</u>			
A graphic and/or written description The area surrounding the subject prope	-			
A description of the alternatives that we Considered	ere			
A statement or legal brief which clar Why the "C" variance should be gra The specific hardship involved. Par Attention should be paid to the cont Section 602c, applicable case law a Relevant Township ordinances & N	inted and rticular tents of and other	3		
The applicant shall file with the appl Fourteen (14) copies of a plot plan of To scale, not less than one inch equ Showing all properties within 200 fe Subject property.	or survey uals 50 fe	et,		

PLOT PLAN REQUIREMENTS

Plot plans shall include all of the following components:

ITEM	COMPLETE	INCOMPLETE
North arrow giving reference meridian	<u> </u>	
Property Line shown in degree, minutes & seconds	<u> </u>	
Acreage of affected parcel to the nearest Hundredth of an acre		
Title block containing the name of the applicant, Preparer, lot & block numbers, date prepared, Date of last amendment and zoning district. Location, names and widths of all existing and Proposed streets on the property and within 200 Feet of the tract		
Location, names and widths of all existing and Proposed streets on the property and within 200 Feet of the tract		
Location, type and dimensions of existing Easements or rights of way including power lines		
Critical areas as defined in Section 240-104, I, J K of the ordinance		
Location of existing structures & their setbacks		
Location of the proposed structure or change, Showing the front, rear and side yard dimensions		
Zoning district in which parcel is located, Indicating all setbacks, lot coverage height, Floor area ration & density, both as to required And proposed. Indicate the above both written And graphically		
Location, arrangement and dimensions of parking Area, driveway or service areas, if any		
Names, Block and Lot numbers of owners		

Within 200 feet of subject property

Location of all buildings on all adjoining Properties (including setbacks)

*If the plot plan is prepared by someone other than a surveyor, engineer or architect, it must be accompanied by an affidavit certifying that all of the information shown on the plan is correct.

STILLWATER TOWNSHIP D VARIANCE CHECKLIST

APPLICANT:				
CALENDAR NO:				
DATE SUBMITTED:				
APPLICATION STATUS:	INCOMI COMPL DECISIO			
ITEM	(COMPLETE	INCOMPLETE	WAIVER REQUESTED
A map in conformance with Plot Pla Requirements below	an _			
A graphic and/or written description The area surrounding the subject prop	_			
A description of the alternatives that w Considered	vere _			
A statement or legal brief which cla Why the "D" variance should be gra The specific hardship involved. Pa Attention should be paid to the con Section 602d, applicable case law Relevant Township ordinances & N	anted and articular atents of and other			
The applicant shall file with the app Fourteen (14) copies of a plot plan To scale, not less than one inch eq Showing all properties within 200 for Subject property. See paragraph	or survey uals 50 fee eet of the	et,		

PLOT PLAN REQUIREMENTS

Plot plans shall include all of the following components:

ITEM	COMPLETE	INCOMPLETE
North arrow giving reference meridian		
Property Line shown in degree, minutes & seconds	3	
Acreage of affected parcel to the nearest Hundredth of an acre		
Title block containing the name of the applicant, Preparer, lot & block numbers, date prepared, Date of last amendment and zoning district.		
Location, type and dimensions of existing Easements or rights of way including power lines		
Critical areas as defined in Section 240-104, I, J K of the ordinance		
Location of existing structures & their setbacks		
Location of the proposed structure or change, Showing the front, rear and side yard dimensions		
Zoning district in which parcel is located, Indicating all setbacks, lot coverage height, Floor area ration & density, both as to required And proposed. Indicate the above both written And graphically		
Location, arrangement and dimensions of parking Area, driveway or service areas, if any		
Names, Block and Lot numbers of owners Within 200 feet of subject property		
Location of all buildings on all adjoining Properties (including setbacks)		

*If the plot plan is prepared by someone other than a surveyor, engineer or architect, it must be accompanied by an affidavit certifying that all of the information shown on the plan is correct.

Paragraph A - If the relief sought is a use variance pursuant to N.J.S.A. 40:55D-70(d) and subdivision, site plan, and/or conditional use approval is required in connection with the project, the requests for approval shall be made simultaneously, with the use variance application to the Zoning Board in accordance with the "Instructions of the Planning Board". Said instruction may be obtained from the Planning Board Secretary. The applicant shall file in addition to the Plot Plan required in 14a, the items hereinafter set forth in order to support the simultaneous request for a subdivision, site plan and/or conditional sue approvals:

1. Subdivision applications shall be accompanied by fourteen (14) copies of a subdivision plat prepared in accordance with the requirements of the Subdivision Ordinance.

2. Site Plan applications shall be accompanied by fourteen (14) copies of a Site Plan prepared in accordance with the requirements of the Site Plan Ordinance.

3. On Application for conditional use permits, the plot or survey required by paragraph A above will be sufficient.

NOTICE TO APPLICANTS REGARDING UNDERSIZED LOTS

A. The Stillwater Township Zoning Board of Adjustment as part of its by-laws and procedures recommends the attached buy-sell form letter be followed in corresponding with abutting property owners. While you are not required to use the exact wording in the enclosed form (and the form should be modified for individual applications where appropriate), it is the policy of the Zoning Board to require the buy-sell letter to contain the substance of the attached letter which should sent by certified mail and ordinary mail at least 20 days before the first scheduled hearing date. Failure to follow this procedure may result in an adjournment of the hearing until the procedure is followed or a determination by the Zoning Board of Adjustment that you have not established the necessary hardship for the granting of variances. The purpose of this form letter is to assist applicants in giving the appropriate notice in undersized lot cases.

You must be prepared at the hearing to offer into evidence a copy of this letter with the return receipt request together with any response from the abutting property owners. In the event the response is oral only, then you are advised to write another letter the the abutting property owners setting for the substance of the conversation (i.e.: such as any indication of an offer to purchase or sell) together with a statement in the letter that the abutting property owner may appear on the hearing date to give testimony. A copy of your responding letter by certified mail may be offered at the hearing. The Zoning Board will be concerned with how valid your attempts are to give adequate notice to the adjoining property owner.

B. Stillwater Township Ordinance requires evidence that a septic system can be located on the property with sufficient space remaining for a well and residence. Therefore, the Board of Health approval is required before a hearing can be scheduled.

If you have any questions concerning the procedure to be followed, consult our own attorney.

STILLWATER TOWNSHIP ZONING BOARD OF ADJUSTMENT

OFFER TO SELL

Certified Mail - RRR and Regular Mail				
Mr./Mrs:				
Lot:	, Block:	, Stillwater Township		
Address:				
Calendar	Number:			

Dear Adjoining Property Owner:

_____, who owns a lot adjacent to your lot is

applying to the Zoning Board of Adjustment for a variance.

The purpose of this letter, in addition to the variance notice previously sent to you, is to inquire whether you have any interest in either (a) purchasing this lot at its fair market value as a building lot (which assumes the variance has been granted), or (b) selling additional land to us in order to make the lot conforming or more conforming.

You should be aware that in the event you purchase the lot as a building lot at its fair market value, it would have to be merged with your lot and not remain a separate buildable lot. It is important to emphasize that the price we would be entitled to request would be a building lot price and not mere raw acreage.

In addition, if you contemplate conveying a portion of your existing lot to our lot to make it more conforming, it is doubtful the Board would consider such a proposal if by doing so you render your lot non-conforming in any respect.

Finally, you should be aware that it is not our choice to either sell this building lot or contemplate purchasing additional land from you as we believe the existing lot is quite suitable for a single-family residence. Nor do we believe in this instance that the law would require us to sell the lot to you. Nevertheless, the purpose of this letter is to inquire of you as adjoining property owners of your interest in the matter and if you have no interest in buying or selling as described above, to let the Zoning Board know of your position. Would you please indicate on a copy of the letter enclosed your position with respect to this letter which I will provide to the Board. You may certainly feel free to call me if you have any questions.

Enclosed is a stamped, return addressed envelope for your convenience. You may, of course, attend the Zoning Board hearing and provide testimony concerning your position.

Very Truly Yours,

Applicant's Telephone No:_____ cc: Penny Bair/Zoning Board Secretary

RESPONSE TO OFFER TO SELL

Re: Applicant:				
Lot:, Block:, Township of Stil	llwater			
We have an interest in purchasing the application	ant's prope	rty: _	YES	NO
We are willing to pay: \$				
We have an interest in selling our property:		YES _	NO	
We are willing to sell our property for: \$				
We have an interest in selling a portion of our YES NO	r property c	consisting of	f	sq. ft.
We are willing to sell a portion of our property	/	sq. ft. f	or \$	
We have no interest in buying the applicant's property: YES NO	property o	r selling our	r property or	a portion of our
We will be in attendance at the Zoning Board YES NO	Hearing to	give our te	stimony:	
Dated:			Signa	
			Oigh	
-			Signa	ature
You may send a copy of this response directly	y to the Zor	ning Board	Secretary as	s follows:
Pe	enny Bair			

Stillwater Township Zoning Board 964 Stillater Road Newton, NJ 07860 Calendar No:_____ Stillwater Township Zoning Board of Adjustment 964 Stillwater Road Newton, NJ 07860

Stillwater Area Volunteer Fire Company P.O. Box 111 Stillwater, NJ 07875 Swartswood Volunteer Fire Company P.O. Box 18 Swartswood, NJ 07877

Stillwater Township Emergency Rescue Squad 964 Stillwater Road Newton, NJ 07860

To Whom it May Concern:

The undersigned has made an application before the Stillwater Township Zoning Board of Adjustment for relief from provisions in the Municipal Land Use Law which require that building permits only be issued for properties which a-but a public street. Pursuant to the Municipal Land Use Law, relief can be granted from this requirement by the Zoning Board of Adjustment. However, it is my burden to establish before the Zoning Board that the non-public/private road on which my property abuts will provide: "adequate access for firefighting equipment, ambulances and other emergency vehicles necessary for the protection of health and safety and that will protect any future street layout shown on the official map on or on the general circulation plan element of the Municipal Master Plan." To that end I would ask that you provide in your capacity as a member of the emergency services organizations within Stillwater Township, a written opinion to the Zoning Board as to the non-public road on which my property abuts would meet, or not meet, the criteria stated above.

If you have any questions, please do not hesitate to contact me at the phone number listed below or the Zoning Board of Adjustment at 973-383-9484 for clarification.

The Board is tentative	ely planning to	hear my applicat	tion on:		·
Applicant Name(s): _					
Property Address:					
Phone No:		, Block:	, Lot:	, Cal No:	

I have read and fully understand this document and the procedure to be followed.

Applicant Signature

Date:

TOWNSHIP OF STILLWATER OFFICE OF THE TAX ASSESSOR WRITTEN REQUEST FOR CERTIFIED LIST OF PROPERTY OWNERS

DATE :	
PROPERTY OWNER(S):	
ADDRESS:	
BLOCK:	LOT:
PHONE:	
PROPERTY LOCATION:	
PLEASE MAIL:	WILL PICK UP: EMAIL:
FEE: \$10.00	
PAID - CHECK #	CASH: NOT PAID:

TOWNSHIP OF STILLWATER OFFICE OF THE TAX COLLECTOR STATUS OF TAXES

DATE :_____

In keeping with the Ordinance adopted by the Stillwater Township Committee on July 22, 1976 fixing procedures governing applications to the Planning and Zoning Boards, Article III, Section 10, requiring submission of proof of taxes or assessments for local improvements are paid or delinquent on the property before the Board.

PLEASE SUBMIT VERIFICATION FOR:

PROPERTY OWNER(S):		
ADDRESS: _	·	
BLOCK:		LOT:
BLUCK		
TAXES ARE PAID TO DATE:		
TAXES ARE NOT PAIL	DIODAIE:	

Tax Collector